

**2009 SESSION**

**HOUSE BILL NO. 1600**

**Offered January 14, 2009**

**Prefiled December 17, 2008**

A tentative bill for all amendments to Chapter 879, Acts of Assembly of 2008, which appropriated funds for the 2008-10 Biennium, and to provide a portion of revenues for the two years ending, respectively, on the thirtieth day of June, 2009, and the thirtieth day of June, 2010, submitted by the Governor of Virginia to the presiding officer of each house of the General Assembly of Virginia in accordance with the provisions of § 2.2-1509, Code of Virginia.

**Patron - Delegate Putney**

**Referred to the Committee on Appropriations**

Be it enacted by the General Assembly of Virginia:

1. That Items 1, 2, 3, 4, 5, 6, 29, 33, 39, 40, 41, 42, 63, 65, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 83, 84, 85, 87, 89, 90, 93, 94, 95, 97, 100, 103, 105, 108, 109, 110, 111, 112, 114, 117, 120, 121, 122, 123, 124, 125, 128, 129, 130, 132, 133, 134, 135, 136, 138, 139, 140, 144, 146, 147, 148, 149, 152, 155, 156, 157, 159, 160, 161, 164, 167, 168, 171, 172, 175, 176, 178, 179, 180, 183, 184, 185, 186, 187, 188, 190, 191, 192, 197, 198, 204, 205, 208, 209, 213, 214, 216, 219, 222, 223, 224, 226, 228, 230, 231, 232, 233, 236, 237, 242, 245, 251, 254, 254.10, 255, 256, 258, 259, 264, 265, 267, 268, 270, 271, 273, 274, 275, 280, 283, 284, 288, 289, 290, 291, 292, 293, 294, 296, 297, 299, 304, 305, 306, 307, 309, 310, 311, 315, 316, 317, 319, 320, 321, 322, 323, 326, 327, 331, 332, 333, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 349, 351, 353, 354, 356, 361, 362, 366, 367, 368, 369, 373, 374, 375, 376, 386, 387, 388, 389, 390, 391, 395, 396, 397, 400, 407, 408, 410, 411, 412, 414, 415, 416, 418, 419, 420, 424, 425, 426, 430, 431.10, 433, 434, 436, 437, 438, 440, 441, 443, 446, 447, 454, 464, 466.10, 467, 468, 472, 472.10, 473, 475, 475.10, 477, 478, 479, 482, 483, 484, 485, 489, 490, 493, § 2-0, C-36.30, C-47, C-66, C-89, C-117, C-161, C-162, C-166, C-173, C-180, C-181, C-181.10, C-182, C-182.10, § 3-1.01, § 3-2.03, § 3-3.01, § 3-3.02, § 3-3.04, § 3-5.04, § 4-1.05, § 4-2.02, § 4-3.03, § 4-4.01, § 4-5.01, § 4-5.04, § 4-6.01, § 4-6.04, § 4-9.01, § 4-9.02, and § 4-13.00, of Chapter 879 of the Acts of Assembly of 2008 be hereby amended and reenacted and that the cited chapter be further amended by adding Items 50.05, 54.05, 55.05, 58.05, 61.05, 63.05, 65.05, 68.05, 76.05, 77.05, 84.05, 85.05, 87.05, 88.05, 90.05, 91.05, 102.05, 103.05, 106.05, 108.05, 114.05, 118.05, 119.05, 122.05, 124.05, 130.05, 131.05, 138.05, 146.05, 146.05, 151.05, 155.05, 159.05, 163.05, 166.05, 170.05, 174.05, 178.05, 182.05, 186.05, 190.05, 196.05, 200.05, 207.05, 212.05, 218.05, 223.05, 228.05, 229.05, 233.05, 234.05, 235.05, 236.05, 237.05, 241.05, 242.05, 244.05, 245.05, 247.05, 248.05, 249.05, 250.05, 251.05, 252.05, 253.05, 256.05, 263.05, 268.05, 273.05, 276.05, 282.05, 283.05, 287.05, 288.05, 301.05, 315.05, 315.10, 316.05, 322.05, 327.05, 330.05, 334.05, 336.05, 349.05, 357.05, 359.05, 360.05, 360.15, 364.05, 369.05, 375.05, 379.05, 380.05, 381.05, 382.05, 386.05, 391.05, 398.05, 404.05, 407.05, 408.05, 413.05, 418.05, 422.05, 427.05, 428.05, 429.05, 430.05, 435.05, 440.05, 443.05, 447.05, 447.10, 452.05, 462.05, 466.05, 475.25, C-5.05, C-5.10, C-14.30, C-19.05, C-19.10, C-19.20, C-36.55, C-36.60, C-39.05, C-39.10, C-46.05, C-50.20, C-60.05, C-63.05, C-63.06, C-63.07, C-63.10, C-67.05, C-67.10, C-81.55, C-81.56, C-81.57, C-81.58, C-81.59, C-81.60, C-81.61, C-81.62, C-81.63, C-81.64, C-91.05, C-93.05, C-103.05, C-103.10, C-113.05, C-134.25, C-145.05, C-178.05, § 3-5.07, § 3-5.08, § 3-5.09, § 3-5.10, § 3-5.11, § 3-5.12, § 3-5.13, § 3-5.14, § 3-5.15, § 3-5.16, § 3-5.17, § 3-5.18, and § 4-1.08, and that the cited chapter be further amended by striking therefrom Items C-156, C-177.10, and § 3-3.03.

4-2. §1. The following are hereby appropriated, for the current biennium, as set forth in succeeding parts, sections and items, for the purposes stated and for the years indicated:

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

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

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

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

	First Year	Second Year	Total
Unreserved Balance, June 30, 2008	\$312,822,904	\$0	\$312,822,904

1		\$1,091,882,000		\$1,091,882,000
2	Additions to Balance	\$247,536,232	\$451,766	\$247,987,998
3		(\$526,006,597)	\$676,766	(\$525,329,831)
4	Official Revenue Estimates	\$16,089,898,276	\$17,190,053,876	\$33,279,952,152
5		\$15,015,276,144	\$15,622,022,377	\$30,637,298,521
6	Revenue Stabilization Fund	\$490,000,000	\$0	\$490,000,000
7	Transfers	\$384,786,174	\$387,464,871	\$772,251,045
8		\$403,873,844	\$428,316,286	\$832,190,130
9	Total General Fund Resources			
10	Available for Appropriation	\$17,035,043,586	\$17,577,970,513	\$34,613,014,099
11		\$16,475,025,391	\$16,051,015,429	\$32,526,040,820

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

13		First Year	Second Year	Total
14	Balance, June 30, 2008	\$2,988,476,436	\$0	\$2,988,476,436
15		\$5,285,343,724		\$5,285,343,724
16	Official Revenue Estimates	\$19,943,213,693	\$20,317,611,219	\$40,260,824,912
17		\$20,107,795,571	\$20,410,832,692	\$40,518,628,263
18	Lottery Proceeds Fund	\$461,000,000	\$461,000,000	\$922,000,000
19		\$430,500,000	\$430,200,000	\$860,700,000
20	Bond Proceeds	\$1,343,293,373	\$240,000,000	\$1,583,293,373
21		\$1,432,601,373	\$558,401,000	\$1,991,002,373
22	Total Nongeneral Fund Revenues			
23	Available for Appropriation	\$24,735,983,502	\$21,018,611,219	\$45,754,594,721
24		\$27,256,240,668	\$21,399,433,692	\$48,655,674,360
25	TOTAL PROJECTED			
26	REVENUES	\$41,771,027,088	\$38,596,581,732	\$80,367,608,820
27		\$43,731,266,059	\$37,450,449,121	\$81,181,715,180

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

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

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

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

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

36 C. "Next biennium" means the period from the first day of July two thousand ten, through the thirtieth day of June two  
37 thousand twelve, inclusive.

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

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

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

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

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

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

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

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

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

4 **BIENNIUM 2008-10**

5		General Fund	Nongeneral Fund	Total
6	OPERATING EXPENSES	\$34,454,041,094	\$41,501,748,489	\$75,955,789,583
7		\$32,759,668,172	\$41,815,955,054	\$74,575,623,226
8	LEGISLATIVE DEPARTMENT	\$138,166,928	\$7,977,268	\$146,144,196
9	JUDICIAL DEPARTMENT	\$810,442,202	\$68,139,032	\$878,581,234
10		\$817,445,904		\$885,584,936
11	EXECUTIVE DEPARTMENT	\$33,504,781,036	\$40,603,885,737	\$74,108,666,773
12		\$31,803,504,412	\$40,919,742,406	\$72,723,246,818
13	INDEPENDENT AGENCIES	\$650,928	\$821,746,452	\$822,397,380
14		\$550,928	\$820,096,348	\$820,647,276
15	STATE GRANTS TO			
16	NONSTATE AGENCIES	\$0	\$0	\$0
17	CAPITAL OUTLAY			
18	EXPENSES	\$105,300,000	\$1,711,161,373	\$1,816,461,373
19		(\$244,700,000)	2,370,476,373	\$2,125,776,373
20	TOTAL	\$34,559,341,094	\$43,212,909,862	\$77,772,250,956
21		\$32,514,968,172	\$44,186,431,427	\$76,701,399,599

22 § 8. This chapter shall be known and may be cited as the "2009 Appropriation Act."

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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 .....	\$32,545,351	\$32,545,351
6		Legislative Sessions (78204) .....	\$32,545,351	\$32,545,351
7		Fund Sources: General .....	\$32,545,351	\$32,545,351
8		Authority: Article IV, Constitution of Virginia.		
9		A. Out of this appropriation, the House of Delegates is		
10		funded \$20,911,003 the first year and \$20,911,003 the		
11		second year from the general fund. The Senate is		
12		funded \$11,634,348 the first year and \$11,634,348 the		
13		second year from the general fund.		
14		B. Out of this appropriation shall be paid:		
15		1. The salaries of the Speaker of the House of		
16		Delegates and other members, and personnel employed		
17		by each House; the mileage of members, officers and		
18		employees, including salaries and mileage of members		
19		of legislative committees sitting during recess; public		
20		printing and related expenses required by or for the		
21		General Assembly; and the incidental expenses of the		
22		General Assembly (§§ 30-19.11 through 30-19.20,		
23		inclusive, and § 30-19.4, Code of Virginia). The salary		
24		of the Speaker of the House of Delegates shall be		
25		\$36,321 per year. The salaries of other members of the		
26		House of Delegates shall be \$17,640 per year. The		
27		salaries of the members of the Senate shall be \$18,000		
28		per year.		
29		2. The annual salary of the Clerk of the House of		
30		Delegates, \$144,167 from July 1, 2008 to <del>November</del>		
31		<del>24, 2008, \$147,050 from November 25, 2008 to</del>		
32		<del>November 24, 2009, and \$149,991 from November 25,</del>		
33		<del>2009 to June 30, 2010.</del>		
34		3. The annual salary of the Clerk of the Senate,		
35		\$141,128 from July 1, 2008 to <del>November 24, 2008,</del>		
36		<del>\$143,951 from November 25, 2008 to November 24,</del>		
37		<del>2009, and \$146,830 from November 25, 2009 to June</del>		
38		<del>30, 2010.</del>		
39		4. Expenses of the Speaker of the House of Delegates		
40		not otherwise reimbursed, \$16,200 each year, to be paid		
41		in equal monthly installments during the year.		
42		5. In accordance with § 30-19.4, Code of Virginia, and		
43		subject to all other conditions of that section except as		
44		otherwise provided in the following paragraphs:		
45		a. \$92,244 per calendar year for the compensation of		
46		one or more secretaries of the Speaker of the House of		
47		Delegates. Salary increases shall be governed by the		
48		provisions of Item 472 of this act.		
49		b. \$138,365 per calendar year for the compensation of		

ITEM 1.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	one or more legislative assistants of the Speaker of the				
2	House of Delegates. Salary increases shall be governed				
3	by the provisions of Item 472 of this act.				
4	c. \$37,871 per calendar year for the compensation of				
5	legislative assistants of each member of the General				
6	Assembly. Salary increases granted shall be governed				
7	by the provisions of Item 472 of this act.				
8	d. The per diem for each legislative assistant of each				
9	member of the General Assembly, including the				
10	Speaker of the House of Delegates. Such per diem shall				
11	equal the amount authorized per session day for				
12	General Assembly members in paragraph B 7, if such				
13	legislative assistant maintains a temporary residence				
14	during the legislative session or an extension thereof				
15	and if the establishment of such temporary residence				
16	results from the person's employment by the member.				
17	The per diem for a legislative assistant who is				
18	domiciled in the City of Richmond or whose domicile				
19	is within twenty miles of the Capitol shall equal				
20	thirty-five percent of the amount paid to a legislative				
21	assistant who maintains a temporary residence during				
22	such session. For purposes of this paragraph, (i) a				
23	session day shall include such days as shall be				
24	established by the Rules Committee of each respective				
25	House and (ii) a temporary residence is defined as a				
26	residence certified by the member served by the				
27	legislative assistant as occupied only by reason of				
28	employment during the legislative session or extension				
29	thereof. Notwithstanding the provisions of (i) of the				
30	preceding sentence, if the House from which the				
31	legislative assistant is paid is in adjournment during a				
32	regular or special session, he must show to the				
33	satisfaction of the Clerk that he worked each day				
34	during such adjournment for which such per diem is				
35	claimed.				
36	e. A mileage allowance as provided in § 2.2-2823 A,				
37	Code of Virginia, and as certified by the member. Such				
38	mileage allowance shall be paid to a legislative				
39	assistant for one round trip between the City of				
40	Richmond and such person's home each week during				
41	the legislative session or an extension thereof when				
42	such person is maintaining a temporary residence.				
43	f. Per diem and mileage shall be paid only to a person				
44	who is paid compensation pursuant to § 30-19.4, Code				
45	of Virginia.				
46	g. Not more than one person shall be paid per diem or				
47	mileage during a single weekly pay period for serving a				
48	member as legislative assistant during a legislative				
49	session or extension thereof.				
50	h. No person, by virtue of concurrently serving more				
51	than one member, shall be paid mileage or per diem in				
52	excess of the daily rates specified in this Item.				
53	i. \$15,000 per calendar year additional allowance for				
54	secretaries or legislative assistants to the Majority and				
55	Minority Leaders of the House of Delegates and the				
56	Senate and for secretaries or legislative assistants to the				
57	President Pro Tempore of the Senate. Salary increases				

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	shall be governed by the provisions of Item 472 of this			
2	act.			
3	6. Compensation to members of the General Assembly,			
4	pursuant to § 30-19.12, Code of Virginia, and subject to			
5	the limitations and conditions stated therein, at a rate of			
6	\$200 per day, or for any part thereof, for the time			
7	actually engaged in the discharge of their duties. All			
8	other members of any legislative committee,			
9	commission or council established by the General			
10	Assembly, or a committee or subcommittee thereof			
11	shall receive compensation at the rate of \$50 per day,			
12	or for any part thereof. The Clerk of the House of			
13	Delegates and the Clerk of the Senate are authorized to			
14	provide reimbursements to legislative commissions for			
15	per diem payments made for studies requested by the			
16	chairmen of standing committees of the respective			
17	bodies.			
18	7. Allowances for expenses of members of the General			
19	Assembly, either (a) an amount not exceeding \$75 per			
20	day for expenses which are vouchered or (b) an amount			
21	equaling the maximum daily amount permitted by the			
22	Internal Revenue Service.			
23	8. Allowance for office expenses and supplies of			
24	members of the General Assembly, in the amount of			
25	\$1,250 for each month of each calendar year. An			
26	additional \$500 for each month of each calendar year			
27	shall be paid to the Majority and Minority Leaders of			
28	the House of Delegates and the Senate and to the			
29	President Pro Tempore of the Senate.			
30	C. A legislative assistant of a member of the General			
31	Assembly regularly employed on a twelve (12)			
32	consecutive month salary basis receiving 60 percent or			
33	more of the salary allotted pursuant to paragraph A 5,			
34	may, for the purposes of §§ 51.1-124.3 and 51.1-152,			
35	Code of Virginia, be deemed a "state employee" and as			
36	such will be eligible for participation in the Virginia			
37	Retirement System, the group life insurance plan, the			
38	VRS short and long term disability plans, and the state			
39	health insurance plan. Upon approval by the Joint Rules			
40	Committee, legislative assistants shall be eligible to			
41	participate in the short and long-term disability plans			
42	sponsored by the Virginia Retirement System pursuant			
43	to Chapter 11 of Title 51.1, Code of Virginia. Such			
44	legislative assistants shall not receive sick leave and			
45	family and personal leave benefits under this plan.			
46	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			
49	Delegates shall pay the routine maintenance and			
50	operating expenses of the General Assembly Building			
51	as apportioned to the Senate, House of Delegates,			
52	Division of Legislative Services, Joint Legislative Audit			
53	and Review Commission, or other legislative agencies.			
54	The funds appropriated to each agency in the			
55	Legislative Department for routine maintenance and			
56	operating expenses during the current biennium shall be			
57	transferred to the account established for this purpose.			
58	E. An amount of up to \$10,000 per year shall be			

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	transferred from Item 32 of this act, to reflect			
2	equivalent compensation allowances for the Lieutenant			
3	Governor as were authorized by the 1994 General			
4	Assembly. The Lieutenant Governor shall report such			
5	increases to the Speaker of the House and the Chairman			
6	of the House Appropriations Committee and the			
7	Chairman of the Senate Finance Committee.			
8	F.1. The Chairmen of the House Appropriations and			
9	Senate Finance Committees shall each appoint four			
10	members from their respective committees to a joint			
11	subcommittee to review public higher education funding			
12	policies and to make recommendations to their			
13	respective committees. The objective of the review is to			
14	develop policies and formulas to provide the public			
15	institutions of higher education with an equitable			
16	funding methodology that: (a) recognizes differences in			
17	institutional mission; (b) provides incentives for			
18	achievement and productivity; (c) recognizes enrollment			
19	growth; and (d) establishes funding objectives in areas			
20	such as faculty salaries, financial aid, and the			
21	appropriate share of educational and general costs that			
22	should be borne by resident students. In addition, the			
23	review shall include the development of comparable			
24	cost data concerning the delivery of higher education			
25	through an analysis of the relationship of each public			
26	institution to its national peers. The public institutions			
27	of higher education and the staff of the State Council			
28	of Higher Education for Virginia are directed to provide			
29	technical assistance, as required, to the joint			
30	subcommittee.			
31	2. The Joint Subcommittee on Higher Education			
32	Funding Policies shall conduct an assessment of the			
33	adequacy of the current educational and general funding			
34	levels for Virginia's public institutions of higher			
35	education. The assessment shall be used to develop			
36	guidelines against which to measure funding requests			
37	for higher education. The assessment shall include, but			
38	not be limited to, the following components:			
39	a) Updated student-to-faculty ratios based on current			
40	practice or industry norms.			
41	b) Consideration of support staff needs and the			
42	changing requirements of support staff due to			
43	technology and privatization of services previously			
44	performed by the institutions.			
45	c) Costs of instruction, such as equipment, utilities,			
46	facilities maintenance, and other nonpersonal services			
47	expenses.			
48	d) Recognition of the individual mission of the			
49	institution, student characteristics, location, or other			
50	factors that may influence the costs of instruction.			
51	e) Benchmarking of the funding guidelines against a			
52	group of peer institutions, or other appropriate			
53	comparator group, to assess the validity of the			
54	guidelines.			
55	f) Means by which measures of institutional			
56	performance can be assessed and incorporated into			

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	funding and policy guidelines for higher education.			
2	3. The Joint Subcommittee on Higher Education			
3	Funding Policies shall develop a more precise			
4	methodology for determining funding needs at			
5	Virginia's public institutions of higher education related			
6	to enrollment growth. The methodology should take			
7	into consideration that support staff and operations may			
8	need to be expanded when enrollment growth reaches			
9	certain levels.			
10	4. The Joint Subcommittee may seek support from the			
11	staff of the Senate Finance and House Appropriations			
12	Committees, the public institutions of higher education,			
13	or other higher education or state agency			
14	representatives, as requested by the Joint Subcommittee.			
15	At its discretion, the Joint Subcommittee may contract			
16	for consulting services.			
17	5. The Joint Subcommittee is hereby continued to			
18	provide direction and oversight of higher education			
19	funding policies. The Joint Subcommittee shall review			
20	and articulate policies and funding methodologies on:			
21	(a) the appropriate share of educational and general			
22	costs that should be borne by students; (b) student			
23	financial aid; (c) undergraduate medical education			
24	funding; (d) the mix of full-time and part-time faculty;			
25	(e) the mix of in-state and out-of-state students as it			
26	relates to tuition policy; and (f) the viability of			
27	statewide articulation agreements between four-year and			
28	two-year public institutions.			
29	6. a. It is the objective of the General Assembly that			
30	funding for Virginia's public colleges and universities			
31	shall be based primarily on the funding guidelines			
32	outlined in the November, 2001 report of the Joint			
33	Subcommittee on Higher Education Funding Policies.			
34	b. Based on the findings and recommendations of its			
35	November, 2001 report, the Joint Subcommittee shall			
36	coordinate with the State Council of Higher Education,			
37	the Secretary of Education, and the Department of			
38	Planning and Budget in incorporating the higher			
39	education funding guidelines into the development of			
40	budget recommendations.			
41	c. As part of its responsibilities to ensure the fair and			
42	equitable distribution and use of public funds among			
43	the public institutions of higher education, the State			
44	Council of Higher Education shall incorporate the			
45	funding guidelines established by the Joint			
46	Subcommittee into its budget recommendations to the			
47	Governor and the General Assembly.			
48	G. The Chairmen of the Senate Finance and House			
49	Appropriations Committees shall each appoint four			
50	members from their respective committees to a joint			
51	subcommittee to review compensation of state agency			
52	heads and cabinet secretaries. The Department of			
53	Human Resource Management, the Virginia Retirement			
54	System and all other agencies and institutions of the			
55	Commonwealth are directed to provide technical			
56	assistance, as required, to the joint subcommittee.			



ITEM 1.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	H. 1. The Chairmen of the House Appropriations and					
2	Senate Finance Committees shall each appoint four					
3	members from their respective committees to a joint					
4	subcommittee to provide on-going direction and					
5	oversight of Standards of Quality funding cost policies					
6	and to make recommendations to their respective					
7	committees.					
8	2. The Joint Subcommittee on Elementary and					
9	Secondary Education Funding shall: 1) study the					
10	Commonwealth's use of the prevailing salary and cost					
11	approaches to funding the Standards of Quality, as					
12	compared with alternative approaches, such as a fixed					
13	point in time salary base that is increased annually by					
14	some minimum percentage or funding the national					
15	average teacher salary; and 2) review the "federal					
16	revenue deduct" methodology, including the current use					
17	of a cap on the deduction.					
18	3. The school divisions, the staff of the Virginia					
19	Department of Education, and staff of the Joint					
20	Legislative Audit and Review Commission, are directed					
21	to provide technical assistance, as required, to the joint					
22	subcommittee.					
23	I. Notwithstanding the salaries listed in Item 1,					
24	paragraph B.2., of this act, the Speaker of the House					
25	may establish a salary range for the Clerk of the House					
26	of Delegates.					
27	J. Notwithstanding the salaries listed in Item 1,					
28	paragraph B.3. of this act, the Senate Committee on					
29	Rules may establish a salary range for the Clerk of the					
30	Senate.					
31	K. Notwithstanding the salaries set out in Items 2, 5,					
32	and 6, the Committee on Joint Rules may establish					
33	salary ranges for such agency heads consistent with the					
34	provisions and salary ranges included in Item 4-6.01 of					
35	this act.					
36	Total for General Assembly of Virginia.....			\$32,545,351	\$32,545,351	
37	General Fund Positions.....	221.00	221.00			
38	Position Level .....	221.00	221.00			
39	Fund Sources: General.....	\$32,545,351	\$32,545,351			
40	<b>§ 1-2. AUDITOR OF PUBLIC ACCOUNTS (133)</b>					
41	2. Legislative Evaluation and Review (78300).....			\$11,357,297	\$11,357,297	
42	Financial and Compliance Audits (78301) .....	\$11,357,297	\$11,357,297			
43	Fund Sources: General.....	\$10,487,543	\$10,487,543			
44	Special.....	\$869,754	\$869,754			
45	Authority: Article IV, Section 18, Constitution of					
46	Virginia; Title 30, Chapter 14, Code of Virginia.					
47	A. Out of this appropriation shall be paid the annual					
48	salary of the Auditor of Public Accounts, \$159,907					
49	from July 1, 2008 to November 24, 2008, \$163,105					
50	from November 25, 2008 to November 24, 2009, and					
51	\$166,367 from November 25, 2009 to June 30, 2010.					

ITEM 2.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. On or before November 1 of each year, the Auditor				
2	of Public Accounts shall report to the General				
3	Assembly the certified tax revenues collected in the				
4	most recently ended fiscal year pursuant to § 2.2-1829,				
5	Code of Virginia. The Auditor shall, at the same time,				
6	provide his report on (i) the 10 percent limitation and				
7	the amount that could be paid into the Revenue				
8	Stabilization Fund and (ii) any amounts necessary for				
9	deposit into the Fund in order to satisfy the mandatory				
10	deposit requirement of Article X, Section 8 of the				
11	Constitution of Virginia as well as the additional				
12	deposit requirement of § 2.2-1829, Code of Virginia.				
13	C. The specifications of the Auditor of Public				
14	Accounts for the independent certified public				
15	accountants auditing localities shall include				
16	requirements for any money received by the sheriff.				
17	These requirements shall include that the independent				
18	certified public accountant must submit a letter to the				
19	Auditor of Public Accounts annually providing				
20	assurance as to whether the sheriff has maintained a				
21	proper system of internal controls and records in				
22	accordance with the Code of Virginia. This letter shall				
23	be submitted along with the locality's audit report.				
24	Total for Auditor of Public Accounts.....			<b>\$11,357,297</b>	<b>\$11,357,297</b>
25	General Fund Positions.....	120.00	120.00		
26	Nongeneral Fund Positions.....	10.00	10.00		
27	Position Level .....	130.00	130.00		
28	Fund Sources: General .....	\$10,487,543	\$10,487,543		
29	Special.....	\$869,754	\$869,754		
30	<b>§ 1-3. COMMISSION ON THE VIRGINIA ALCOHOL SAFETY ACTION PROGRAM (413)</b>				
31	3. Ground Transportation System Safety (60500).....			\$1,945,003	\$1,945,003
32	Ground Transportation Safety Promotion (60503).....	\$1,945,003	\$1,945,003		
33	Fund Sources: Special.....	\$1,445,003	\$1,445,003		
34	Federal Trust.....	\$500,000	\$500,000		
35	Authority: §§ 18.2-271.1 and 18.2-271.2, Code of				
36	Virginia.				
37	Out of this appropriation shall be paid the salary of the				
38	Executive Director, \$112,308 from July 1, 2008 to				
39	<del>November 24, 2008, \$114,554 from November 25,</del>				
40	<del>2008 to November 24, 2009, and \$116,845 from</del>				
41	<del>November 25, 2009 to June 30, 2010.</del>				
42	Total for Commission on the Virginia Alcohol Safety				
43	Action Program.....			<b>\$1,945,003</b>	<b>\$1,945,003</b>
44	Nongeneral Fund Positions.....	11.50	11.50		
45	Position Level .....	11.50	11.50		
46	Fund Sources: Special.....	\$1,445,003	\$1,445,003		
47	Federal Trust.....	\$500,000	\$500,000		
48	<b>§ 1-4. DIVISION OF CAPITOL POLICE (961)</b>				
49	4. Administrative and Support Services (39900).....			\$8,140,971	\$8,154,626
50	Security Services (39923).....	\$8,140,971	\$8,154,626		

ITEM 4.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$8,140,971	\$8,154,626		
2	Authority: Title 30, Chapter 3.1, Code of Virginia.				
3	A. Out of this appropriation shall be paid the annual				
4	salary of the Chief, Division of Capitol Police, which				
5	shall be within the range of \$86,528 and \$108,160 from				
6	July 1, 2008 to <del>November 24, 2008, \$88,259 and</del>				
7	<del>\$110,323 from November 25, 2008 to November 24,</del>				
8	<del>2009, and \$90,024 and \$112,529 from November 25,</del>				
9	<del>2009 to June 30, 2010.</del>				
10	B. Included in this Item is \$726,050 the first year and				
11	\$726,050 the second year from the general fund, which				
12	shall be unallotted until such time as a staffing and				
13	compensation plan for the Division of Capitol Police is				
14	approved by the Joint Rules Committee.				
15	C. Included in this Item is \$160,735 the first year and				
16	\$160,735 the second year from the general fund, which				
17	shall be unallotted until such time as an additional				
18	position class or other career development plan for the				
19	Division of Capitol Police shall be approved by the				
20	Committee on Joint Rules.				
21	Total for Division of Capitol Police.....			<b>\$8,140,971</b>	<b>\$8,154,626</b>
22	General Fund Positions.....	117.00	117.00		
23	Position Level.....	117.00	117.00		
24	Fund Sources: General.....	\$8,140,971	\$8,154,626		
25	<b>§ 1-5. DIVISION OF LEGISLATIVE AUTOMATED SYSTEMS (109)</b>				
26	5. Information Technology Development and Operations				
27	(82000).....			\$3,418,543	\$3,418,543
28	Computer Operations Services (82001).....	\$3,418,543	\$3,418,543		
29	Fund Sources: General.....	\$3,141,016	\$3,141,016		
30	Special.....	\$277,527	\$277,527		
31	Authority: Title 30, Chapter 3.2, Code of Virginia.				
32	Out of this appropriation shall be paid the annual salary				
33	of the Director, Division of Legislative Automated				
34	Systems, \$141,779 from July 1, 2008 to <del>November 24,</del>				
35	<del>2008, \$144,615 from November 25, 2008 to November</del>				
36	<del>24, 2009, and \$147,507 from November 25, 2009 to</del>				
37	<del>June 30, 2010.</del>				
38	Total for Division of Legislative Automated Systems.....			<b>\$3,418,543</b>	<b>\$3,418,543</b>
39	General Fund Positions.....	16.00	16.00		
40	Nongeneral Fund Positions.....	3.00	3.00		
41	Position Level.....	19.00	19.00		
42	Fund Sources: General.....	\$3,141,016	\$3,141,016		
43	Special.....	\$277,527	\$277,527		
44	<b>§ 1-6. DIVISION OF LEGISLATIVE SERVICES (107)</b>				
45	6. Legislative Research and Analysis (78400).....			\$5,815,489	\$5,815,489
46	Bill Drafting and Preparation (78401).....	\$5,815,489	\$5,815,489		

ITEM 6.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$5,795,489	\$5,795,489		
2	Special.....	\$20,000	\$20,000		
3	Authority: Title 30, Chapter 2.2, Code of Virginia.				
4	Out of this appropriation shall be paid the annual salary				
5	of the Director, Division of Legislative Services,				
6	\$151,263 from July 1, 2008, to <del>November 24, 2008,</del>				
7	<del>\$154,288 from November 25, 2008, to November 24,</del>				
8	<del>2009, and \$157,374 from November 25, 2009, to June</del>				
9	<del>30, 2010.</del>				
10	Total for Division of Legislative Services.....			<b>\$5,815,489</b>	<b>\$5,815,489</b>
11	General Fund Positions.....	57.00	57.00		
12	Position Level .....	57.00	57.00		
13	Fund Sources: General.....	\$5,795,489	\$5,795,489		
14	Special.....	\$20,000	\$20,000		
15	<b>Capitol Square Preservation Council (820)</b>				
16	7. Architectural and Antiquity Research Planning and				
17	Coordination (74800).....			\$115,750	\$115,750
18	Architectural Research (74801).....	\$115,750	\$115,750		
19	Fund Sources: General.....	\$115,750	\$115,750		
20	Authority: Title 30, Chapter 28, Code of Virginia.				
21	Total for Capitol Square Preservation Council.....			<b>\$115,750</b>	<b>\$115,750</b>
22	General Fund Positions.....	2.00	2.00		
23	Position Level .....	2.00	2.00		
24	Fund Sources: General.....	\$115,750	\$115,750		
25	<b>Chesapeake Bay Commission (842)</b>				
26	8. Resource Management Research, Planning, and				
27	Coordination (50700).....			\$232,502	\$232,502
28	Resource Management Policy and Program				
29	Development (50701).....	\$232,502	\$232,502		
30	Fund Sources: General.....	\$232,502	\$232,502		
31	Authority: Title 30, Chapter 36, Code of Virginia.				
32	Total for Chesapeake Bay Commission.....			<b>\$232,502</b>	<b>\$232,502</b>
33	General Fund Positions.....	1.00	1.00		
34	Position Level .....	1.00	1.00		
35	Fund Sources: General.....	\$232,502	\$232,502		
36	<b>Virginia Disability Commission (837)</b>				
37	9. Social Services Research, Planning, and Coordination				
38	(45000) .....			\$25,554	\$25,554
39	Social Services Coordination (45001).....	\$25,554	\$25,554		
40	Fund Sources: General.....	\$25,554	\$25,554		
41	Authority: Title 30, Chapter 35, Code of Virginia.				

ITEM 9.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Virginia Disability Commission .....			\$25,554	\$25,554
2	Fund Sources: General .....	\$25,554	\$25,554		
3	<b>Dr. Martin Luther King, Jr. Memorial Commission (845)</b>				
4	10. Human Relations Management (14600).....			\$50,349	\$50,349
5	Human Relations Management (14601).....	\$50,349	\$50,349		
6	Fund Sources: General .....	\$50,349	\$50,349		
7	Authority: Title 30, Chapter 27, Code of Virginia.				
8	Total for Dr. Martin Luther King, Jr. Memorial				
9	Commission .....			\$50,349	\$50,349
10	Fund Sources: General .....	\$50,349	\$50,349		
11	<b>Joint Commission on Health Care (844)</b>				
12	11. Health Research, Planning, and Coordination (40600).....			\$707,131	\$707,131
13	Health Policy Research (40606).....	\$707,131	\$707,131		
14	Fund Sources: General .....	\$707,131	\$707,131		
15	Authority: Title 30, Chapter 18, Code of Virginia.				
16	Total for Joint Commission on Health Care .....			\$707,131	\$707,131
17	General Fund Positions.....	6.00	6.00		
18	Position Level .....	6.00	6.00		
19	Fund Sources: General .....	\$707,131	\$707,131		
20	<b>Joint Commission on Technology and Science (847)</b>				
21	12. Technology Research, Planning, and Coordination				
22	(53700) .....			\$206,904	\$206,904
23	Technology Research (53701).....	\$206,904	\$206,904		
24	Fund Sources: General .....	\$206,904	\$206,904		
25	Authority: Title 30, Chapter 11, Code of Virginia.				
26	Total for Joint Commission on Technology and				
27	Science.....			\$206,904	\$206,904
28	General Fund Positions.....	2.00	2.00		
29	Position Level .....	2.00	2.00		
30	Fund Sources: General .....	\$206,904	\$206,904		
31	<b>Commissioners for the Promotion of Uniformity of Legislation in the United States (145)</b>				
32	13. Governmental Affairs Services (70100).....			\$62,500	\$62,500
33	Interstate Affairs (70103).....	\$62,500	\$62,500		
34	Fund Sources: General .....	\$62,500	\$62,500		
35	Authority: Title 30, Chapter 29, Code of Virginia.				
36	Total for Commissioners for the Promotion of				
37	Uniformity of Legislation in the United States.....			\$62,500	\$62,500

ITEM 13.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$62,500	\$62,500		
2	<b>State Water Commission (971)</b>				
3	14. Environmental Policy and Program Development				
4	(51600) .....			\$10,160	\$10,160
5	Environmental Policy and Program Development				
6	(51601) .....	\$10,160	\$10,160		
7	Fund Sources: General.....	\$10,160	\$10,160		
8	Authority: Title 30, Chapter 24, Code of Virginia.				
9	Total for State Water Commission .....			<b>\$10,160</b>	<b>\$10,160</b>
10	Fund Sources: General.....	\$10,160	\$10,160		
11	<b>Virginia Coal and Energy Commission (118)</b>				
12	15. Resource Management Research, Planning, and				
13	Coordination (50700).....			\$21,616	\$21,616
14	Energy Conservation Advisory Services (50703).....	\$21,616	\$21,616		
15	Fund Sources: General.....	\$21,616	\$21,616		
16	Authority: Title 30, Chapter 25, Code of Virginia.				
17	Total for Virginia Coal and Energy Commission .....			<b>\$21,616</b>	<b>\$21,616</b>
18	Fund Sources: General.....	\$21,616	\$21,616		
19	<b>Virginia Code Commission (108)</b>				
20	16. Enactment of Laws (78200).....			\$93,309	\$93,309
21	Code Modernization (78201).....	\$93,309	\$93,309		
22	Fund Sources: General.....	\$69,309	\$69,309		
23	Special.....	\$24,000	\$24,000		
24	Authority: Title 30, Chapter 15, Code of Virginia.				
25	Total for Virginia Code Commission .....			<b>\$93,309</b>	<b>\$93,309</b>
26	Fund Sources: General.....	\$69,309	\$69,309		
27	Special.....	\$24,000	\$24,000		
28	<b>Virginia Commission on Youth (839)</b>				
29	17. Social Services Research, Planning, and Coordination				
30	(45000) .....			\$327,401	\$327,401
31	Social Services Research and Planning (45003) .....	\$327,401	\$327,401		
32	Fund Sources: General.....	\$327,401	\$327,401		
33	Authority: Title 30, Chapter 20, Code of Virginia.				
34	Total for Virginia Commission on Youth .....			<b>\$327,401</b>	<b>\$327,401</b>
35	General Fund Positions.....	3.00	3.00		
36	Position Level .....	3.00	3.00		
37	Fund Sources: General.....	\$327,401	\$327,401		

ITEM 18.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>Virginia State Crime Commission (142)</b>			
<b>2</b> 18.	Criminal Justice Research, Planning and Coordination			
<b>3</b>	(30500) .....		\$669,584	\$669,584
<b>4</b>	Criminal Justice Research (30503).....		\$669,584	\$669,584
<b>5</b>	Fund Sources: General .....		\$532,150	\$532,150
<b>6</b>	Federal Trust.....		\$137,434	\$137,434
<b>7</b>	Authority: Title 30, Chapter 16, Code of Virginia.			
<b>8</b>	Included within this appropriation is \$88,000 the first			
<b>9</b>	year and \$88,000 the second year from the general fund			
<b>10</b>	to replace expired federal grants. Should the Crime			
<b>11</b>	Commission obtain additional federal funds during the			
<b>12</b>	fiscal year, an equal amount of these general fund			
<b>13</b>	dollars, not to exceed \$88,000 the first year, or \$88,000			
<b>14</b>	the second year, shall revert to the general fund.			
<b>15</b>	Total for Virginia State Crime Commission.....		<b>\$669,584</b>	<b>\$669,584</b>
<b>16</b>	General Fund Positions.....		5.00	5.00
<b>17</b>	Nongeneral Fund Positions.....		4.00	4.00
<b>18</b>	Position Level .....		9.00	9.00
<b>19</b>	Fund Sources: General .....		\$532,150	\$532,150
<b>20</b>	Federal Trust.....		\$137,434	\$137,434
<b>21</b>	<b>Virginia Freedom of Information Advisory Council (834)</b>			
<b>22</b> 19.	Governmental Affairs Services (70100).....		\$182,034	\$182,034
<b>23</b>	Public Information Services (70109) .....		\$182,034	\$182,034
<b>24</b>	Fund Sources: General .....		\$182,034	\$182,034
<b>25</b>	Authority: Title 30, Chapter 21, Code of Virginia.			
<b>26</b>	Total for Virginia Freedom of Information Advisory			
<b>27</b>	Council .....		<b>\$182,034</b>	<b>\$182,034</b>
<b>28</b>	General Fund Positions.....		1.50	1.50
<b>29</b>	Position Level .....		1.50	1.50
<b>30</b>	Fund Sources: General .....		\$182,034	\$182,034
<b>31</b>	<b>Virginia Housing Commission (840)</b>			
<b>32</b> 20.	Housing Assistance Services (45800).....		\$20,975	\$20,975
<b>33</b>	Housing Research and Planning (45803).....		\$20,975	\$20,975
<b>34</b>	Fund Sources: General .....		\$20,975	\$20,975
<b>35</b>	Authority: Section 30-257, Code of Virginia.			
<b>36</b>	Total for Virginia Housing Commission .....		<b>\$20,975</b>	<b>\$20,975</b>
<b>37</b>	Fund Sources: General .....		\$20,975	\$20,975
<b>38</b>	<b>Brown V. Board of Education (858)</b>			
<b>39</b> 21.	Human Relations Management (14600).....		\$25,296	\$25,296
<b>40</b>	Human Relations Management (14601).....		\$25,296	\$25,296

ITEM 21.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$25,296	\$25,296		
2	Authority: Title 30, Chapter 34.1, Code of Virginia.				
3	Pursuant to § 30-231.5, Code of Virginia, there is				
4	provided \$25,000 each year from the general fund to				
5	support the operations of the Brown v. Board of				
6	Education Scholarship Awards Committee. This				
7	operational support shall be used to provide for the				
8	expenses incurred by the members of the committee				
9	and may be used for such other services as deemed				
10	necessary to accomplish the purposes for which it was				
11	created.				
12	Total for Brown V. Board of Education.....			\$25,296	\$25,296
13	Fund Sources: General.....	\$25,296	\$25,296		
14	<b>Virginia Sesquicentennial of the American Civil War Commission (859)</b>				
15	22. Human Relations Management (14600).....			\$2,770,267	\$2,770,267
16	Human Relations Management (14601).....	\$2,770,267	\$2,770,267		
17	Fund Sources: General.....	\$2,170,267	\$2,170,267		
18	Special.....	\$600,000	\$600,000		
19	Authority: Title 30, Chapter 40, Code of Virginia.				
20	Pursuant to the provisions of Chapter 465 of the Acts				
21	of Assembly of 2006, \$2,170,267 each year from the				
22	general fund and \$600,000 each year from nongeneral				
23	funds is appropriated to support the Virginia				
24	Sesquicentennial of the American Civil War				
25	Commission and Fund. Such funds shall be used for				
26	expenses incurred by the members of the commission,				
27	to appoint staff as may be deemed necessary to assist				
28	the commission in performing its duties, and to pay for				
29	the services of professional personnel, consultants,				
30	advisors, or other services which the commission may				
31	deem necessary to accomplish the purposes for which it				
32	was created.				
33	Total for Virginia Sesquicentennial of the American			\$2,770,267	\$2,770,267
34	Civil War Commission .....				
35	General Fund Positions.....	1.00	1.00		
36	Position Level .....	1.00	1.00		
37	Fund Sources: General.....	\$2,170,267	\$2,170,267		
38	Special.....	\$600,000	\$600,000		
39	<b>Commission on Unemployment Compensation (860)</b>				
40	23. Consumer Affairs Services (55000).....			\$6,000	\$6,000
41	Consumer Assistance (55002) .....	\$6,000	\$6,000		
42	Fund Sources: General.....	\$6,000	\$6,000		
43	Authority: Title 30, Chapter 33, Code of Virginia.				
44	Total for Commission on Unemployment			\$6,000	\$6,000
45	Compensation.....				
46	Fund Sources: General.....	\$6,000	\$6,000		



ITEM 24.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>Small Business Commission (862)</b>			
<b>2</b> 24.	Economic Development Services (53400).....		\$15,000	\$15,000
<b>3</b>	Economic Development Research, Planning, and			
<b>4</b>	Coordination (53401).....	\$15,000	\$15,000	
<b>5</b>	Fund Sources: General.....	\$15,000	\$15,000	
<b>6</b>	Authority: Title 30, Chapter 22, Code of Virginia.			
<b>7</b>	Total for Small Business Commission.....		<b>\$15,000</b>	<b>\$15,000</b>
<b>8</b>	Fund Sources: General.....	\$15,000	\$15,000	
<b>9</b>	<b>Commission on Electric Utility Restructuring (863)</b>			
<b>10</b> 25.	Resource Management Research, Planning, and		\$10,000	\$10,000
<b>11</b>	Coordination (50700).....			
<b>12</b>	Resource Management Policy and Program			
<b>13</b>	Development (50701).....	\$10,000	\$10,000	
<b>14</b>	Fund Sources: General.....	\$10,000	\$10,000	
<b>15</b>	Authority: Title 30, Chapter 31, Code of Virginia.			
<b>16</b>	Total for Commission on Electric Utility Restructuring...		<b>\$10,000</b>	<b>\$10,000</b>
<b>17</b>	Fund Sources: General.....	\$10,000	\$10,000	
<b>18</b>	<b>Manufacturing Development Commission (864)</b>			
<b>19</b> 26.	Economic Development Services (53400).....		\$12,000	\$12,000
<b>20</b>	Economic Development Research, Planning, and			
<b>21</b>	Coordination (53401).....	\$12,000	\$12,000	
<b>22</b>	Fund Sources: General.....	\$12,000	\$12,000	
<b>23</b>	Authority: Title 30, Chapter 8.1, Code of Virginia.			
<b>24</b>	Total for Manufacturing Development Commission.....		<b>\$12,000</b>	<b>\$12,000</b>
<b>25</b>	Fund Sources: General.....	\$12,000	\$12,000	
<b>26</b>	<b>Joint Commission on Administrative Rules (865)</b>			
<b>27</b> 27.	Governmental Affairs Services (70100).....		\$10,000	\$10,000
<b>28</b>	Intragovernmental Services (70104).....	\$10,000	\$10,000	
<b>29</b>	Fund Sources: General.....	\$10,000	\$10,000	
<b>30</b>	Authority: Title 30, Code of Virginia.			
<b>31</b>	Total for Joint Commission on Administrative Rules .....		<b>\$10,000</b>	<b>\$10,000</b>
<b>32</b>	Fund Sources: General.....	\$10,000	\$10,000	
<b>33</b>	<b>Commission on Prevention of Human Trafficking (866)</b>			
<b>34</b> 28.	Human Relations Management (14600).....		\$9,360	\$9,360
<b>35</b>	Human Relations Management (14601).....	\$9,360	\$9,360	

ITEM 28.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$9,360	\$9,360		
2	Authority: Title 30, Chapter 8.1, Code of Virginia.				
3	Total for Commission on Prevention of Human				
4	Trafficking.....			<b>\$9,360</b>	<b>\$9,360</b>
5	Fund Sources: General.....	\$9,360	\$9,360		
6	<b>Virginia Bicentennial of the American War of 1812 Commission (867)</b>				
7	28.10. Human Relations Management (14600).....			\$8,640	\$8,640
8	Human Relations Management (14601).....	\$8,640	\$8,640		
9	Fund Sources: General.....	\$8,640	\$8,640		
10	Authority: Discretionary Inclusion.				
11	Total for Virginia Bicentennial of the American War of				
12	1812 Commission .....			<b>\$8,640</b>	<b>\$8,640</b>
13	Fund Sources: General.....	\$8,640	\$8,640		
14	Grand Total for Division of Legislative Services .....			<b>\$11,407,821</b>	<b>\$11,407,821</b>
15	General Fund Positions.....	78.50	78.50		
16	Nongeneral Fund Positions.....	4.00	4.00		
17	Position Level .....	82.50	82.50		
18	Fund Sources: General.....	\$10,626,387	\$10,626,387		
19	Special.....	\$644,000	\$644,000		
20	Federal Trust.....	\$137,434	\$137,434		
21	<b>§ 1-7. JOINT LEGISLATIVE AUDIT AND REVIEW COMMISSION (110)</b>				
22	29. Legislative Evaluation and Review (78300).....			\$3,530,103	\$3,390,103
23	Performance Audits and Evaluation (78303).....	\$3,530,103	\$3,390,103		
24	Fund Sources: General.....	\$3,415,187	\$3,275,187		
25	Trust and Agency .....	\$114,916	\$114,916		
26	Authority: Title 30, Chapters 7 and 8, Code of Virginia.				
27	A. Out of this appropriation shall be paid the annual				
28	salary of the Director, Joint Legislative Audit and				
29	Review Commission (JLARC), \$160,919 from July 1,				
30	2008 to <del>November 24, 2008</del> , <del>\$164,137 from November</del>				
31	<del>25, 2008 to November 24, 2009</del> , and <del>\$167,420 from</del>				
32	<del>November 25, 2009 to June 30, 2010.</del>				
33	B. JLARC, upon request of the Department of Planning				
34	and Budget and approval of the Chairman, shall review				
35	and provide comments to the department on its use of				
36	performance measures in the state budget process.				
37	JLARC staff shall review the methodology and				
38	proposed uses of such performance measures and				
39	provide periodic status reports to the Commission.				
40	C. Expenses associated with the oversight responsibility				
41	of the Virginia Retirement System by JLARC and the				
42	House Appropriations and Senate Finance Committees				
43	shall be reimbursed by the Virginia Retirement System				
44	upon documentation by the Director, JLARC of the				
45	expenses incurred.				

ITEM 29.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	D. Out of this appropriation, funds are provided to				
2	continue the technical support staff of JLARC, in order				
3	to assist with legislative fiscal impact analysis when an				
4	impact statement is referred from the Chairman of a				
5	standing committee of the House or Senate, and to				
6	conduct oversight of the expenditure forecasting				
7	process. Pursuant to existing statutory authority, all				
8	agencies of the Commonwealth shall provide access to				
9	information necessary to accomplish these duties.				
10	E. The Joint Legislative Audit and Review Commission				
11	(JLARC) shall examine the quality, cost, and value of				
12	the services provided to state agencies and public				
13	bodies by the Virginia Information Technologies				
14	Agency (VITA). This examination shall include the				
15	relationship between VITA and the Information				
16	Technology Investment Board, the procurement of				
17	information technology goods and services by VITA on				
18	behalf of other state agencies and institutions of higher				
19	education, the management of information technology				
20	projects by the agency's Project Management Division,				
21	and the role that VITA could perform, if any, in the				
22	governance and oversight of information technology				
23	maintenance and operations now under the purview of				
24	state agencies. Technical assistance in the performance				
25	of this examination shall be provided to JLARC by				
26	VITA. All agencies of the Commonwealth shall provide				
27	assistance to JLARC in conducting this examination				
28	upon request. JLARC shall submit an interim report by				
29	December 15, 2008, and a final report with its findings				
30	and recommendations by December 15, 2009.				
31	Total for Joint Legislative Audit and Review				
32	Commission.....			<b>\$3,530,103</b>	<b>\$3,390,103</b>
33	General Fund Positions.....	36.00	36.00		
34	Nongeneral Fund Positions.....	1.00	1.00		
35	Position Level .....	37.00	37.00		
36	Fund Sources: General.....	\$3,415,187	\$3,275,187		
37	Trust and Agency .....	\$114,916	\$114,916		
38	<b>§ 1-8. VIRGINIA COMMISSION ON INTERGOVERNMENTAL COOPERATION (105)</b>				
39	30. Governmental Affairs Services (70100).....			\$683,039	\$683,039
40	Interstate Affairs (70103).....	\$683,039	\$683,039		
41	Fund Sources: General.....	\$683,039	\$683,039		
42	Authority: Title 30, Chapter 19, Code of Virginia.				
43	Out of this appropriation may be paid from the general				
44	fund the annual assessments:				
45	1. To the National Conference of State Legislatures;				
46	2. To the Council of State Governments; and				
47	3. To the Southern Regional Education Board.				
48	Total for Virginia Commission on Intergovernmental				
49	Cooperation .....			<b>\$683,039</b>	<b>\$683,039</b>
50	Fund Sources: General.....	\$683,039	\$683,039		

ITEM 31.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-9. LEGISLATIVE DEPARTMENT REVERSION CLEARING ACCOUNT (102)</b>				
2	31. Across the Board Reductions (71400) .....			\$0	\$0
3	Authority: Discretionary Inclusion.				
4	On or before June 30, 2009, the Committee on Joint				
5	Rules shall authorize the reversion of \$1,000,000 to the				
6	Legislative Department Reversion Clearing Account,				
7	representing savings generated by legislative agencies in				
8	the first year of the biennium.				
9	32. Enactment of Laws (78200) .....			\$43,970	\$170,315
10	Undesignated Support for Enactment of Laws Services				
11	(78205) .....	\$43,970	\$170,315		
12	Fund Sources: General .....	\$43,970	\$170,315		
13	Authority: Discretionary Inclusion.				
14	A. Transfers out of this appropriation may be made to				
15	fund unanticipated costs in the budgets of legislative				
16	agencies or other such costs approved by the Joint				
17	Rules Committee.				
18	B. Included in this Item is \$20,000 the first year and				
19	\$20,000 the second year from the general fund to				
20	support the Commission on Access and Diversity in				
21	Higher Education in Virginia as continued by HJR 202				
22	of the 2000 Acts of Assembly.				
23	Total for Legislative Department Reversion Clearing				
24	Account.....			<b>\$43,970</b>	<b>\$170,315</b>
25	Fund Sources: General .....	\$43,970	\$170,315		
26	TOTAL FOR LEGISLATIVE DEPARTMENT.....			<b>\$73,072,098</b>	<b>\$73,072,098</b>
27	General Fund Positions.....	588.50	588.50		
28	Nongeneral Fund Positions.....	29.50	29.50		
29	Position Level .....	618.00	618.00		
30	Fund Sources: General .....	\$69,083,464	\$69,083,464		
31	Special.....	\$3,236,284	\$3,236,284		
32	Trust and Agency .....	\$114,916	\$114,916		
33	Federal Trust.....	\$637,434	\$637,434		

ITEM 33.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>JUDICIAL DEPARTMENT</b>			
2	<b>§ 1-10. SUPREME COURT (111)</b>			
3	33. Pre-Trial, Trial, and Appellate Processes (32100).....		\$12,158,723	\$14,158,723
4	Appellate Review (32101).....	\$7,947,823	\$7,947,823	
5	Other Court Costs and Allowances (Criminal Fund)			
6	(32104) .....	\$4,210,900	\$6,210,900	
7	Fund Sources: General.....	\$12,158,723	\$14,158,723	
8	Authority: Article VI, Sections 1 through 6,			
9	Constitution of Virginia; Title 17.1, Chapter 3 and			
10	§ 19.2-163, Code of Virginia.			
11	A. Out of the amounts for Appellate Review shall be			
12	paid:			
13	1. The annual salary of the Chief Justice, \$178,043			
14	from July 1, 2008, to November 24, 2008, \$181,604			
15	from November 25, 2008, to November 24, 2009, and			
16	<del>\$185,236</del> \$181,604 from November 25, 2009, to June			
17	30, 2010.			
18	2. The annual salaries of the six (6) Associate Justices,			
19	each \$166,999 from July 1, 2008, to November 24,			
20	2008, \$170,339 from November 25, 2008, to November			
21	24, 2009, and <del>\$173,746</del> \$170,339 from November 25,			
22	2009, to June 30, 2010.			
23	3. To each justice, \$13,500 the first year and \$13,500			
24	the second year, for expenses not otherwise reimbursed,			
25	said expenses to be paid out of the current			
26	appropriation to the Court.			
27	B. There is hereby reappropriated the unexpended			
28	balance remaining at the close of business on June 30,			
29	2008, in the appropriation made in Item 25, Chapter			
30	847, Acts of Assembly of 2007, in the item detail			
31	Other Court Costs and Allowances (Criminal Fund) and			
32	the balance remaining in this item detail on June 30,			
33	2009.			
34	C. Out of the amounts appropriated in this Item,			
35	\$4,200,000 the first year and \$6,200,000 the second			
36	year from the general fund is included for increased			
37	reimbursements for court-appointed counsel pursuant to			
38	§ 19.2-163, Code of Virginia.			
39	34. Law Library Services (32300).....		\$943,029	\$943,029
40	Law Library Services (32301).....	\$943,029	\$943,029	
41	Fund Sources: General.....	\$943,029	\$943,029	
42	Authority: §§ 42.1-60 through 42.1-64, Code of			
43	Virginia.			
44	35. Adjudicatory Research, Planning, and Coordination		\$25,000	\$25,000
45	(32400) .....			
46	Adjudicatory Coordination (32401) .....	\$25,000	\$25,000	

ITEM 35.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$25,000	\$25,000		
2	Authority: §§ 17.1-700 through 17.1-705, Code of				
3	Virginia.				
4	36. Adjudication Training, Education, and Standards				
5	(32600).....			\$899,140	\$899,140
6	Judicial Training (32603).....	\$899,140	\$899,140		
7	Fund Sources: General.....	\$899,140	\$899,140		
8	Authority: Title 16.1, Chapter 9; Title 17.1, Chapter 7;				
9	§§ 2.2-4025, 19.2-38:1 and 19.2-43, Code of Virginia.				
10	37. Regulation of Professions and Occupations (56000).....			\$25,000	\$25,000
11	Physician Regulation (56030).....	\$25,000	\$25,000		
12	Fund Sources: Trust and Agency.....	\$25,000	\$25,000		
13	Authority: Title 8.01, Chapter 21.1, Code of Virginia.				
14	38. Administrative and Support Services (39900).....			\$29,562,566	\$29,337,566
15	General Management and Direction (39901).....	\$29,562,566	\$29,337,566		
16	Fund Sources: General.....	\$17,666,459	\$17,666,459		
17	Special.....	\$174,375	\$174,375		
18	Dedicated Special Revenue.....	\$10,554,781	\$10,329,781		
19	Federal Trust.....	\$1,166,951	\$1,166,951		
20	Authority: §§ 16.1-69.30, 16.1-69.33, 17.1-314 through				
21	17.1-320 and 17.1-502, Code of Virginia.				
22	A. The Executive Secretary of the Supreme Court shall				
23	submit a monthly summary to the Chairmen of the				
24	House Appropriations and Senate Finance Committees				
25	and to the Director, Department of Planning and				
26	Budget, which will report the number of individuals for				
27	whom legal or medical services were provided and the				
28	nature and cost of such services as are authorized for				
29	payment from the criminal fund or the involuntary				
30	mental commitment fund.				
31	B. Notwithstanding the provisions of § 19.2-326, Code				
32	of Virginia, the amount of attorney's fees allowed				
33	counsel for indigent defendants in appeals to the				
34	Supreme Court shall be in the discretion of the				
35	Supreme Court.				
36	C. The Chief Justice is authorized to reallocate legal				
37	support staff between the Supreme Court and the Court				
38	of Appeals of Virginia, in order to meet changing				
39	workload demands.				
40	D. Prior to January 1 of each year, the Judicial Council				
41	and the Committee on District Courts are requested to				
42	submit a fiscal impact assessment of their				
43	recommendations for the creation of any new				
44	judgeships, including the cost of judicial retirement, to				
45	the Chairmen of the House and Senate Committees on				
46	Courts of Justice, and the House Appropriations and				
47	Senate Finance Committees.				
48	E. Included in this Item is \$3,750,000 the first year and				
49	\$3,750,000 the second year from the general fund,				

ITEM 38.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	which may support computer system improvements for			
2	the several circuit and district courts.			
3	F. Given the continued concern about providing			
4	adequate compensation levels for court-appointed			
5	attorneys providing criminal indigent defense in the			
6	Commonwealth, the Executive Secretary of the			
7	Supreme Court, in conjunction with the Governor,			
8	Attorney General, Indigent Defense Commission,			
9	representatives of the Indigent Defense Stakeholders			
10	Group and Chairmen of the House and Senate Courts			
11	of Justice Committees, shall continue to study and			
12	evaluate all available options to enhance Virginia's			
13	Indigent Defense System.			
14	G. Included in the appropriation for this Item is			
15	\$225,000 the first year from the Drug Offender			
16	Assessment and Treatment Fund to provide a			
17	comprehensive evaluation of drug courts in the			
18	Commonwealth.			
19	Total for Supreme Court.....		\$43,613,458	\$45,388,458
20	General Fund Positions.....	140.63	140.63	
21	Nongeneral Fund Positions.....	5.00	5.00	
22	Position Level .....	145.63	145.63	
23	Fund Sources: General .....	\$31,692,351	\$33,692,351	
24	Special .....	\$174,375	\$174,375	
25	Trust and Agency .....	\$25,000	\$25,000	
26	Dedicated Special Revenue .....	\$10,554,781	\$10,329,781	
27	Federal Trust.....	\$1,166,951	\$1,166,951	
28	<b>Court of Appeals of Virginia (125)</b>			
29	39. Pre-Trial, Trial, and Appellate Processes (32100).....			\$8,332,856
30	Appellate Review (32101).....	\$8,327,856	\$8,327,856	
31	Other Court Costs and Allowances (Criminal Fund)			
32	(32104) .....	\$5,000	\$5,000	
33	Fund Sources: General .....	\$8,332,856	\$8,332,856	
34	Authority: Title 17.1, Chapter 4 and § 19.2-163, Code			
35	of Virginia.			
36	A. Out of the amounts for Appellate Review shall be			
37	paid:			
38	1. 1. The annual salary of the Chief Justice, \$161,650			
39	from July 1, 2008, to November 24, 2008, \$164,883			
40	from November 25, 2008, to November 24, 2009, and			
41	<del>\$168,181</del> \$164,883 from November 25, 2009, to June			
42	30, 2010.			
43	2. The annual salaries of the ten (10) judges, each at			
44	\$158,649 from July 1, 2008, to November 24, 2008,			
45	\$161,822 from November 25, 2008, to November 24,			
46	2009, and <del>\$165,058</del> \$161,822 from November 25,			
47	2009, to June 30, 2010.			
48	3. Salaries of the judges are to be 95 percent of the			
49	salaries of justices of the Supreme Court except for the			
50	Chief Judge, who shall receive an additional \$3,000			
51	annually.			

ITEM 39.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	4. To each judge, \$6,500 the first year and \$6,500 the			
2	second year, for expenses not otherwise reimbursed,			
3	said expenses to be paid out of the current			
4	appropriation to the Court.			
5	B. There is hereby reappropriated the unexpended			
6	balance remaining at the close of business on June 30,			
7	2008, in the appropriation made in Item 31, Chapter			
8	847, Acts of Assembly of 2007, in the item detail			
9	Other Court Costs and Allowances (Criminal Fund) and			
10	the balance remaining in this item detail on June 30,			
11	2009.			
12	C. The amount of attorney's fees allowed counsel to			
13	indigent defendants in appeals to the Court of Appeals			
14	shall be in the discretion of the Court.			
15	Total for Court of Appeals of Virginia .....		<b>\$8,332,856</b>	<b>\$8,332,856</b>
16	General Fund Positions.....	69.13	69.13	
17	Position Level .....	69.13	69.13	
18	Fund Sources: General.....	\$8,332,856	\$8,332,856	
19	<b>Circuit Courts (113)</b>			
20	40. Pre-Trial, Trial, and Appellate Processes (32100).....		<b>\$96,535,870</b>	<b>\$96,455,870</b>
21			<b>\$101,943,870</b>	<b>\$101,863,870</b>
22	Trial Processes (32103) .....	\$42,738,456	\$42,738,456	
23	Other Court Costs and Allowances (Criminal Fund)			
24	(32104) .....	\$53,797,414	\$53,717,414	
25		\$59,205,414	\$59,125,414	
26	Fund Sources: General.....	\$96,235,870	\$96,155,870	
27		\$101,643,870	\$101,563,870	
28	Special.....	\$300,000	\$300,000	
29	Authority: Article VI, Section 1, Constitution of			
30	Virginia; Title 17.1, Chapter 5; § 19.2-163, Code of			
31	Virginia.			
32	A. Out of the amounts for Pre-Trial, Trial and			
33	Appellate Processes shall be paid:			
34	1. The annual salaries of Circuit Court judges, each at			
35	\$155,033 from July 1, 2008, to November 24, 2008,			
36	\$158,134 from November 25, 2008, to November 24,			
37	2009, and <del>\$161,297</del> \$158,134 from November 25,			
38	2009, to June 30, 2010. Such salaries shall represent			
39	the total compensation from all sources for Circuit			
40	Court judges.			
41	2. Expenses necessarily incurred for the position of			
42	judge of the Circuit Court, including clerk hire not			
43	exceeding \$1,500 a year for each judge.			
44	3. The state's share of expenses incident to the			
45	prosecution of a petition for a writ of habeas corpus by			
46	an indigent petitioner, including payment of counsel			
47	fees as fixed by the Court; the expenses shall be paid			
48	upon receipt of an appropriate order from a Circuit			
49	Court.			
50	4. A circuit court judge shall only be reimbursed for			



ITEM 40.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>mileage for commuting if the judge has to travel to a</i>			
2	<i>courthouse in a county or city other than the one in</i>			
3	<i>which the judge resides and the distance between the</i>			
4	<i>judge's residence and the courthouse is greater than 25</i>			
5	<i>miles.</i>			
6	B. The Chief Circuit Court Judge shall restrict the			
7	appointment of special justices to conduct involuntary			
8	mental commitment hearings to those unusual instances			
9	when no General District Court or Juvenile and			
10	Domestic Relations District Court Judge can be made			
11	available or when the volume of the hearings would			
12	require more than eight hours a week.			
13	C. There is hereby reappropriated the unexpended			
14	balance remaining at the close of business on June 30,			
15	2008, in the appropriation made in Item 32, Chapter			
16	847, Acts of Assembly of 2007, in the item detail			
17	Other Court Costs and Allowances (Criminal Fund) and			
18	the balance remaining in this item detail on June 30,			
19	2009.			
20	D. The appropriation in this Item for Other Court Costs			
21	and Allowances shall be used to implement the			
22	provisions of § 8.01-384.1:1, Code of Virginia.			
23	E.1. General fund appropriations for Other Court Costs			
24	and Allowances (Criminal Fund) total <del>\$101,561,076</del>			
25	\$106,969,076 the first year and <del>\$103,481,076</del>			
26	\$108,889,076 the second year in this item and Items			
27	33, 39, 41, 42 and 43.			
28	2. The Chief Justice of the Supreme Court of Virginia			
29	shall determine how the amounts appropriated to the			
30	Criminal Fund will be allocated, consistent with			
31	statutory provisions in the Code of Virginia. It is the			
32	intent of the General Assembly that funds within these			
33	appropriations be used to fund fully the statutory caps			
34	on compensation applicable to attorneys appointed by			
35	the court to defend criminal charges. Furthermore, it is			
36	the intent of the General Assembly that, should this			
37	appropriation not be sufficient to fund fully all of the			
38	statutory caps on compensation as established by			
39	§ 19.2-163, Code of Virginia, that this appropriation			
40	shall be applied first to fully fund the statutory caps for			
41	the most serious noncapital felonies and then, should			
42	funds still remain in this appropriation, to the other			
43	statutory caps, in declining order of the severity of the			
44	charges to which each cap is applicable.			
45	3. Out of the amount appropriated from the general			
46	fund for the Criminal Fund in this Item, there shall be			
47	transferred an amount not to exceed \$880,000 the first			
48	year and not to exceed \$880,000 the second year to the			
49	Criminal Injuries Compensation Fund, administered by			
50	the Virginia Workers' Compensation Commission, for			
51	the administration of the physical evidence recovery kit			
52	(PERK) program.			
53	Total for Circuit Courts.....		<b>\$96,535,870</b>	<b>\$96,455,870</b>
54			<b>\$101,943,870</b>	<b>\$101,863,870</b>
55	General Fund Positions.....	164.00	164.00	
56	Position Level .....	164.00	164.00	

ITEM 40.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$96,235,870	\$96,155,870		
2		\$101,643,870	\$101,563,870		
3	Special.....	\$300,000	\$300,000		
4	<b>General District Courts (114)</b>				
5	41. Pre-Trial, Trial, and Appellate Processes (32100).....			\$95,007,422	\$95,007,422
6				\$95,617,498	\$95,617,498
7	Trial Processes (32103).....	\$77,396,937	\$77,396,937		
8	Other Court Costs and Allowances (Criminal Fund)				
9	(32104).....	\$13,970,080	\$13,970,080		
10	Involuntary Mental Commitments (32105).....	\$3,640,405	\$3,640,405		
11		\$4,250,481	\$4,250,481		
12	Fund Sources: General.....	\$95,007,422	\$95,007,422		
13		\$95,617,498	\$95,617,498		
14	Authority: Article VI, Section 8, Constitution of				
15	Virginia; §§ 16.1-69.1 through 16.1-137, 19.2-163 and				
16	37.1-67.1 et seq., Code of Virginia.				
17	A. Out of the amounts for Pre-Trial, Trial and				
18	Appellate Processes shall be paid:				
19	1. The annual salaries of all General District Court				
20	judges, \$139,538 from July 1, 2008, to November 24,				
21	2008, \$142,329 from November 25, 2008, to November				
22	24, 2009, and <del>\$145,176</del> \$142,329 from November 25,				
23	2009, to June 30, 2010. Such salary shall be 90 percent				
24	of the annual salary fixed by law for judges of the				
25	Circuit Courts and shall represent the total				
26	compensation for General District Court Judges and				
27	incorporate all supplements formerly paid by the				
28	various localities.				
29	2. The salaries of substitute judges and court personnel.				
30	B. There is hereby reappropriated the unexpended				
31	balances remaining at the close of business on June 30,				
32	2008, in the appropriation made in Item 33, Chapter				
33	847 Acts of Assembly of 2007, in the item details				
34	Other Court Costs and Allowances (Criminal Fund) and				
35	Involuntary Mental Commitments and the balances				
36	remaining in these item details on June 30, 2009.				
37	C. Any balance, or portion thereof, in the item detail				
38	Involuntary Mental Commitments, may be transferred				
39	between Items 41, 42, 43, and 304, as needed, to cover				
40	any deficits incurred for Involuntary Mental				
41	Commitments by the Supreme Court or the Department				
42	of Medical Assistance Services.				
43	D. The appropriation in this Item for Other Court Costs				
44	and Allowances shall be used to implement the				
45	provisions of § 8.01-384.1:1, Code of Virginia.				
46	E. Out of the amount appropriated from the general				
47	fund for the Criminal Fund in this Item, there shall be				
48	transferred an amount not to exceed \$40,000 the first				
49	year and not to exceed \$40,000 the second year to the				
50	Criminal Injuries Compensation Fund, administered by				
51	the Virginia Workers' Compensation Commission, for				
52	the administration of the physical evidence recovery kit				
53	(PERK) program.				

ITEM 41.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>F. A district court judge shall only be reimbursed for</i>				
2	<i>mileage for commuting if the judge has to travel to a</i>				
3	<i>courthouse in a county or city other than the one in</i>				
4	<i>which the judge resides and the distance between the</i>				
5	<i>judge's residence and the courthouse is greater than 25</i>				
6	<i>miles.</i>				
7	Total for General District Courts .....			<b>\$95,007,422</b>	<b>\$95,007,422</b>
8				<b>\$95,617,498</b>	<b>\$95,617,498</b>
9	General Fund Positions.....	1,018.10	1,018.10		
10	Position Level .....	1,018.10	1,018.10		
11	Fund Sources: General.....	<b>\$95,007,422</b>	<b>\$95,007,422</b>		
12		<b>\$95,617,498</b>	<b>\$95,617,498</b>		
13	<b>Juvenile and Domestic Relations District Courts (115)</b>				
14	42. Pre-Trial, Trial, and Appellate Processes (32100).....			\$75,852,401	\$75,852,401
15	Trial Processes (32103) .....	\$52,438,888	\$52,438,888		
16	Other Court Costs and Allowances (Criminal Fund)				
17	(32104) .....	\$23,106,158	\$23,106,158		
18	Involuntary Mental Commitments (32105).....	\$307,355	\$307,355		
19	Fund Sources: General.....	\$75,852,401	\$75,852,401		
20	Authority: Article VI, Section 8, Constitution of				
21	Virginia; §§ 16.1-69.1 through 16.1-69.58, 16.1-226				
22	through 16.1-334, 19.2-163 and 37.1-67.1 et seq., Code				
23	of Virginia.				
24	A. Out of the amounts for Pre-Trial, Trial and				
25	Appellate Processes shall be paid:				
26	1. The annual salaries of all full-time Juvenile and				
27	Domestic Relations District Court Judges, \$139,538				
28	from July 1, 2008, to November 24, 2008, \$142,329				
29	from November 25, 2008, to November 24, 2009, and				
30	<del>\$145,176</del> \$142,329 from November 25, 2009, to June				
31	30, 2010. Such salary shall be 90 percent of the annual				
32	salary fixed by law for judges of the Circuit Courts and				
33	shall represent the total compensation for Juvenile and				
34	Domestic Relations District Court Judges.				
35	2. The salaries of substitute judges and court personnel.				
36	B. There is hereby reappropriated the unexpended				
37	balances remaining at the close of business on June 30,				
38	2008, in the appropriation made in Item 34, Chapter				
39	847, Acts of Assembly of 2007, in the Item details				
40	Other Court Costs and Allowances (Criminal Fund) and				
41	Involuntary Mental Commitments and the balances				
42	remaining in these item details on June 30, 2009.				
43	C. Any balance, or portion thereof, in the Item detail				
44	Involuntary Mental Commitments, may be transferred				
45	between Items 41, 42, 43, and 304, as needed, to cover				
46	any deficits incurred for Involuntary Mental				
47	Commitments by the Supreme Court or the Department				
48	of Medical Assistance Services.				
49	D. The appropriation in this Item for Other Court Costs				
50	and Allowances shall be used to implement the				
51	provisions of § 8.01-384.1:1, Code of Virginia.				

ITEM 42.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	E. Notwithstanding any other provision of law, when a			
2	Guardian ad Litem is appointed for a child by the			
3	Commonwealth, the juvenile and domestic relations			
4	district court or the circuit court, as the case may be,			
5	shall order the parent, parents, adoptive parent or			
6	adoptive parents of the child, or another party with a			
7	legitimate interest therein who has filed a petition with			
8	the court to reimburse the Commonwealth the costs of			
9	such services in an amount not to exceed the amount			
10	awarded the Guardian ad Litem by the court. If the			
11	court determines such party is unable to pay, the			
12	required reimbursement may be reduced or eliminated.			
13	In addition, it is the intent of the General Assembly			
14	that the Supreme Court actively administer the			
15	Guardian ad Litem program to ensure that payments			
16	made to Guardians ad Litem do not exceed that which			
17	is required. The Executive Secretary of the Supreme			
18	Court shall report August 1 and January 1 of each year			
19	to the Chairmen of the House Appropriations and			
20	Senate Finance Committees on the amounts paid for			
21	Guardian ad Litem purposes, amounts reimbursed by			
22	parents and/or guardians, savings achieved, and			
23	management actions taken to further enhance savings			
24	under this program.			
25	F. Out of the amount appropriated from the general			
26	fund for the Criminal Fund in this Item, there shall be			
27	transferred an amount not to exceed \$870,000 the first			
28	year and not to exceed \$870,000 the second year to the			
29	Criminal Injuries Compensation Fund, administered by			
30	the Virginia Workers' Compensation Commission, for			
31	the administration of the physical evidence recovery kit			
32	(PERK) program.			
33	Total for Juvenile and Domestic Relations District			
34	Courts .....		\$75,852,401	\$75,852,401
35	General Fund Positions.....	594.10	594.10	
36	Position Level .....	594.10	594.10	
37	Fund Sources: General .....	\$75,852,401	\$75,852,401	
38	<b>Combined District Courts (116)</b>			
39	43. Pre-Trial, Trial, and Appellate Processes (32100).....			\$22,096,468
40	Trial Processes (32103) .....	\$14,259,516	\$14,259,516	
41	Other Court Costs and Allowances (Criminal Fund)			
42	(32104) .....	\$6,471,524	\$6,471,524	
43	Involuntary Mental Commitments (32105).....	\$1,365,428	\$1,365,428	
44	Fund Sources: General .....	\$22,096,468	\$22,096,468	
45	Authority: Article VI, Section 8, Constitution of			
46	Virginia, §§ 16.1-69.1 through 16.1-137, 16.1-226			
47	through 16.1-334, 19.2-163, and 37.1-67.1 et seq., Code			
48	of Virginia.			
49	A. Out of the amounts for Pre-Trial, Trial and			
50	Appellate Processes shall be paid the salaries of			
51	substitute judges and court personnel.			
52	B. There is hereby reappropriated the unexpended			
53	balances remaining at the close of business on June 30,			
54	2008, in the appropriation made in Item 35, Chapter			

ITEM 43.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	847, Acts of Assembly of 2007, in the item details				
2	Other Court Costs and Allowances (Criminal Fund) and				
3	Involuntary Mental Commitments and the balances				
4	remaining in these item details on June 30, 2009.				
5	C. Any balance, or portion thereof, in the Item detail				
6	Involuntary Mental Commitments, may be transferred				
7	between Items 41, 42, 43, and 304, as needed, to cover				
8	any deficits incurred for Involuntary Mental				
9	Commitments by the Supreme Court or the Department				
10	of Medical Assistance Services.				
11	D. The appropriation in this Item for Other Court				
12	Costs and Allowances shall be used to implement the				
13	provisions of § 8.01-384.1:1, Code of Virginia.				
14	E. Out of the amount appropriated from the general				
15	fund for the Criminal Fund in this Item, there shall be				
16	transferred an amount not to exceed \$95,000 the first				
17	year and not to exceed \$95,000 the second year to the				
18	Criminal Injuries Compensation Fund, administered by				
19	the Virginia Workers' Compensation Commission, for				
20	the administration of the physical evidence recovery kit				
21	(PERK) program.				
22	Total for Combined District Courts .....			<b>\$22,096,468</b>	<b>\$22,096,468</b>
23	General Fund Positions.....	204.55	204.55		
24	Position Level .....	204.55	204.55		
25	Fund Sources: General.....	\$22,096,468	\$22,096,468		
26	<b>Magistrate System (103)</b>				
27	44. Pre-Trial, Trial, and Appellate Processes (32100).....			\$27,498,173	\$28,185,653
28	Pre-Trial Assistance (32102) .....	\$27,498,173	\$28,185,653		
29	Fund Sources: General.....	\$27,498,173	\$28,185,653		
30	Authority: Article VI, Section 8, Constitution of				
31	Virginia; Title 19.2, Chapter 3, Code of Virginia.				
32	Total for Magistrate System.....			<b>\$27,498,173</b>	<b>\$28,185,653</b>
33	General Fund Positions.....	435.20	446.20		
34	Position Level .....	435.20	446.20		
35	Fund Sources: General.....	\$27,498,173	\$28,185,653		
36	Grand Total for Supreme Court .....			<b>\$368,936,648</b>	<b>\$371,319,128</b>
37				<b>\$374,954,724</b>	<b>\$377,337,204</b>
38	General Fund Positions.....	2,625.71	2,636.71		
39	Nongeneral Fund Positions.....	5.00	5.00		
40	Position Level .....	2,630.71	2,641.71		
41	Fund Sources: General.....	<del>\$356,715,541</del>	<del>\$359,323,021</del>		
42		\$362,733,617	\$365,341,097		
43	Special .....	\$474,375	\$474,375		
44	Trust and Agency .....	\$25,000	\$25,000		
45	Dedicated Special Revenue.....	\$10,554,781	\$10,329,781		
46	Federal Trust.....	\$1,166,951	\$1,166,951		

ITEM 45.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-11. BOARD OF BAR EXAMINERS (233)</b>				
2	45. Regulation of Professions and Occupations (56000) .....			\$1,382,237	\$1,364,507
3	Lawyer Regulation (56019).....	\$1,382,237	\$1,364,507		
4	Fund Sources: Special.....	\$1,382,237	\$1,364,507		
5	Authority: Title 54.1, Chapter 39, Articles 3 and 4 and				
6	§54.1-3934, Code of Virginia.				
7	The State Comptroller shall continue the Board of Bar				
8	Examiners Fund on the Commonwealth Accounting and				
9	Reporting System. Revenues collected from fees paid				
10	by applicants for admission to the bar shall be				
11	deposited into the Board of Bar Examiners Fund. The				
12	source of nongeneral funds included in this item is the				
13	Board of Bar Examiners Fund. Interest generated by the				
14	fund shall be retained by the fund.				
15	Total for Board of Bar Examiners .....			<b>\$1,382,237</b>	<b>\$1,364,507</b>
16	Nongeneral Fund Positions.....	7.00	7.00		
17	Position Level .....	7.00	7.00		
18	Fund Sources: Special.....	\$1,382,237	\$1,364,507		
19	<b>§ 1-12. JUDICIAL INQUIRY AND REVIEW COMMISSION (112)</b>				
20	46. Adjudication Training, Education, and Standards				
21	(32600) .....			\$568,368	\$568,368
22	Judicial Standards (32602) .....	\$568,368	\$568,368		
23	Fund Sources: General.....	\$568,368	\$568,368		
24	Authority: Article VI, Section 10, Constitution of				
25	Virginia; Title 17.1, Chapter 9, Code of Virginia.				
26	Total for Judicial Inquiry and Review Commission .....			<b>\$568,368</b>	<b>\$568,368</b>
27	General Fund Positions.....	3.00	3.00		
28	Position Level .....	3.00	3.00		
29	Fund Sources: General.....	\$568,368	\$568,368		
30	<b>§ 1-13. INDIGENT DEFENSE COMMISSION (848)</b>				
31	47. Legal Defense (32700).....			\$43,299,571	\$43,299,571
32	Criminal Indigent Defense Services (32701).....	\$37,745,283	\$37,745,283		
33	Capital Indigent Defense Services (32702) .....	\$2,746,792	\$2,746,792		
34	Legal Defense Regulatory Services (32703).....	\$196,830	\$196,830		
35	Administrative Services (32722) .....	\$2,610,666	\$2,610,666		
36	Fund Sources: General.....	\$43,132,492	\$43,132,492		
37	Special.....	\$167,079	\$167,079		
38	Authority: §§ 19.2-163.1 through 19.2-163.8, Code of				
39	Virginia, as amended by Chapter 884 of the Acts of				
40	Assembly 2004.				
41	A. Pursuant to § 19.2-163.01, Code of Virginia, the				
42	Executive Director of the Indigent Defense Commission				
43	shall serve at the pleasure of the Commission.				

ITEM 47.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. Out of the amounts in this Item, \$200,000 the first				
2	year and \$200,000 the second year from the general				
3	fund is provided to support two positions to enforce				
4	and monitor compliance with the new Standards of				
5	Practice for court-appointed counsel.				
6	C. Pursuant to Section 4-1.05.a.4. of this act,				
7	\$1,481,000 of the June 30, 2008, balances required to				
8	be reappropriated have been transferred to the general				
9	fund.				
10	Total for Indigent Defense Commission.....			\$43,299,571	\$43,299,571
11	General Fund Positions.....	540.00	540.00		
12	Position Level .....	540.00	540.00		
13	Fund Sources: General.....	\$43,132,492	\$43,132,492		
14	Special.....	\$167,079	\$167,079		
15	<b>§ 1-14. VIRGINIA CRIMINAL SENTENCING COMMISSION (160)</b>				
16	48. Adjudicatory Research, Planning, and Coordination				
17	(32400) .....			\$1,050,960	\$1,050,960
18	Adjudicatory Research and Planning (32403) .....	\$1,050,960	\$1,050,960		
19	Fund Sources: General.....	\$980,960	\$980,960		
20	Special.....	\$70,000	\$70,000		
21	Authority: Title 17.1, Chapter 8, Code of Virginia.				
22	<i>For any fiscal impact statement prepared by the</i>				
23	<i>Virginia Criminal Sentencing Commission pursuant to</i>				
24	<i>§ 30-19.1:4, Code of Virginia, for which the</i>				
25	<i>commission does not have sufficient information to</i>				
26	<i>project the impact, the commission shall assign a</i>				
27	<i>minimum fiscal impact of \$50,000 to the bill and this</i>				
28	<i>amount shall be printed on the face of each such bill,</i>				
29	<i>but shall not be codified. The provisions of</i>				
30	<i>§ 30-19.1:4, paragraph H. shall be applicable to any</i>				
31	<i>such bill.</i>				
32	Total for Virginia Criminal Sentencing Commission.....			\$1,050,960	\$1,050,960
33	General Fund Positions.....	10.00	10.00		
34	Position Level .....	10.00	10.00		
35	Fund Sources: General.....	\$980,960	\$980,960		
36	Special.....	\$70,000	\$70,000		
37	<b>§ 1-15. VIRGINIA STATE BAR (117)</b>				
38	49. Legal Defense (32700).....			\$10,370,000	\$10,370,000
39	Criminal Indigent Defense Services (32701).....	\$470,000	\$470,000		
40	Indigent Defense, Civil (32704).....	\$9,900,000	\$9,900,000		
41	Fund Sources: General.....	\$2,520,000	\$2,520,000		
42	Special.....	\$7,850,000	\$7,850,000		
43	Authority: § 17.1-278, Code of Virginia.				
44	A. The Virginia State Bar and the Legal Services				
45	Corporation of Virginia shall not use funds provided for				
46	in this act, and those available from financial				
47	institutions pursuant to § 54.1-3916, Code of Virginia,				

ITEM 49.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	to file lawsuits on behalf of aliens present in the United				
2	States in violation of law.				
3	B. The amounts for Indigent Defense, Civil, include up				
4	to \$50,000 the first year and up to \$50,000 the second				
5	year from the general fund for the Community Tax				
6	Law Project, to provide indigent defense services in				
7	matters related to taxation disputes, and educational				
8	services involving the rights and responsibilities of				
9	taxpayers.				
10	C. The Virginia State Bar and the Legal Services				
11	Corporation of Virginia shall annually, on or about				
12	January 1, provide a report to the Chairmen of the				
13	House Appropriations and Senate Finance Committees				
14	regarding the status of legal services assistance				
15	programs in the Commonwealth. The report shall				
16	include, but not be limited to, efforts to maintain and				
17	improve the accuracy of caseload data, case opening				
18	and case closure information, and program activity				
19	levels as it relates to clients.				
20	50. Regulation of Professions and Occupations (56000) .....			\$12,500,458	\$12,500,458
21	Lawyer Regulation (56019).....	\$12,500,458	\$12,500,458		
22	Fund Sources: Dedicated Special Revenue .....	\$12,500,458	\$12,500,458		
23	Authority: Title 54.1, Chapter 39, Article 2 and				
24	§§ 54.1-3935 through 54.1-3938, Code of Virginia.				
25	A. It is the intention of the General Assembly that the				
26	Virginia State Bar strictly direct its activities toward the				
27	purposes of regulating the legal profession and				
28	improving the quality of legal services available to the				
29	people of the Commonwealth, and that, insofar as				
30	reasonably possible, the Virginia State Bar shall refrain				
31	from commercial or other undertakings not necessarily				
32	or reasonably related to the above stated purposes.				
33	B. Out of the amounts appropriated for this Item,				
34	\$1,000,000 the first year and \$1,000,000 the second				
35	year from revenues generated from the assessment of				
36	annual fees by the Supreme Court of Virginia upon				
37	members of the Virginia State Bar, pursuant to Chapter				
38	847, 2007 Acts of Assembly, is provided for transfer to				
39	the Clients' Protection Fund of the Virginia State Bar.				
40	Total for Virginia State Bar .....			\$22,870,458	\$22,870,458
41	Nongeneral Fund Positions.....	89.00	89.00		
42	Position Level .....	89.00	89.00		
43	Fund Sources: General .....	\$2,520,000	\$2,520,000		
44	Special.....	\$7,850,000	\$7,850,000		
45	Dedicated Special Revenue.....	\$12,500,458	\$12,500,458		
46	<b>§ 1-15.1. JUDICIAL DEPARTMENT REVERSION CLEARING ACCOUNT (104)</b>				
47	50.05. Across the Board Reductions (71400) .....			(\$2,009,850)	(\$3,022,600)
48	Fund Sources: General.....	(\$2,009,850)	(\$3,022,600)		
49	Authority: Discretionary Inclusion.				



ITEM 50.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Total for Judicial Department Reversion Clearing</i>				
2	<i>Account .....</i>			<i>(\$2,009,850)</i>	<i>(\$3,022,600)</i>
3	<i>Fund Sources: General.....</i>	<i>(\$2,009,850)</i>	<i>(\$3,022,600)</i>		
4	TOTAL FOR JUDICIAL DEPARTMENT .....			<b><del>\$438,108,242</del></b>	<b><del>\$440,472,992</del></b>
5				<b>\$442,116,468</b>	<b>\$443,468,468</b>
6	General Fund Positions.....	3,178.71	3,189.71		
7	Nongeneral Fund Positions.....	101.00	101.00		
8	Position Level .....	3,279.71	3,290.71		
9	Fund Sources: General .....	<del>\$403,917,361</del>	<del>\$406,524,841</del>		
10		<del>\$407,925,587</del>	<del>\$409,520,317</del>		
11	Special.....	\$9,943,691	\$9,925,961		
12	Trust and Agency .....	\$25,000	\$25,000		
13	Dedicated Special Revenue .....	\$23,055,239	\$22,830,239		
14	Federal Trust.....	\$1,166,951	\$1,166,951		

ITEM 51.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>EXECUTIVE DEPARTMENT</b>			
2	<b>EXECUTIVE OFFICES</b>			
3	<b>§ 1-16. OFFICE OF THE GOVERNOR (121)</b>			
4	51. Administrative and Support Services (79900).....		\$4,017,496	\$4,017,496
5	General Management and Direction (79901).....	\$4,017,496	\$4,017,496	
6	Fund Sources: General .....	\$3,835,421	\$3,835,421	
7	Federal Trust.....	\$182,075	\$182,075	
8	Authority: Article V, Constitution of Virginia; Title 2.2,			
9	Chapter 1, Code of Virginia.			
10	Out of this appropriation shall be paid the salary of the			
11	Governor, \$175,000 the first year and \$175,000 the			
12	second year.			
13	52. Historic and Commemorative Attraction Management			
14	(50200) .....		\$452,584	\$452,584
15	Executive Mansion Operations (50207).....	\$452,584	\$452,584	
16	Fund Sources: General.....	\$452,584	\$452,584	
17	Authority: Title 2.2, Chapter 1, Code of Virginia.			
18	53. Governmental Affairs Services (70100).....		\$460,435	\$460,435
19	Intergovernmental Relations (70101).....	\$460,435	\$460,435	
20	Fund Sources: General .....	\$319,902	\$319,902	
21	Commonwealth Transportation .....	\$140,533	\$140,533	
22	Authority: Title 2.2, Chapter 3, Code of Virginia.			
23	54. Disaster Planning and Operations (72200).....		a sum sufficient	a sum sufficient
24	Disaster Operations (72202) .....	a sum sufficient		
25	Disaster Assistance (72203).....	a sum sufficient		
26	Authority: Title 44, Chapter 3.2, Code of Virginia.			
27	A.1. The amount for Disaster Assistance is from all			
28	funds of the state treasury, not constitutionally			
29	restricted, and is to be effective only in the event of a			
30	declared state of emergency or authorization by the			
31	Governor of the sum sufficient, pursuant to			
32	§ 44-146.28, Code of Virginia. Any appropriation			
33	authorized by this Item shall be transferred to state			
34	agencies for payment of eligible costs according to			
35	written directions of the Governor or by such other			
36	person or persons as may be designated by him for this			
37	purpose.			
38	2. Any amount authorized for expenditure pursuant to			
39	§ 44-146.28, Code of Virginia, shall be paid to eligible			
40	jurisdictions in accordance with guidelines and			
41	procedures established by the Department of Emergency			
42	Management, pursuant to § 44-146.28, Code of			
43	Virginia.			
44	B. In the event of a Presidentially declared disaster, the			
45	state and local share of any federal assistance, hazard			
46	mitigation, or flood control programs in which the state			

ITEM 54.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	participates will be determined in accordance with the				
2	procedures in the "Commonwealth of Virginia				
3	Emergency Operations Plan, Basic Plan," promulgated				
4	by the Department of Emergency Management. The				
5	state share of any such program shall be no less than				
6	10 percent.				
7	54.05. <i>Executive Management (71300)</i> .....			(\$567,321)	(\$943,753)
8	<i>Savings From Management Actions (71301)</i> .....	(\$567,321)	(\$943,753)		
9	<i>Fund Sources: General</i> .....	(\$962,285)	(\$1,446,171)		
10	<i>Federal Trust</i> .....	\$394,964	\$502,418		
11	<i>Authority: Discretionary Inclusion</i>				
12	<i>Appropriation reductions in this Item and specified in</i>				
13	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
14	<i>any language and amounts to the contrary within other</i>				
15	<i>Items of this act.</i>				
16	Total for Office of the Governor .....			<b>\$4,930,515</b>	<b>\$4,930,515</b>
17				<b>\$4,363,194</b>	<b>\$3,986,762</b>
18	General Fund Positions.....	39.67	39.67		
19		28.67	28.67		
20	Nongeneral Fund Positions.....	1.33	1.33		
21		4.33	4.33		
22	Position Level .....	41.00	41.00		
23		33.00	33.00		
24	Fund Sources: General .....	\$4,607,907	\$4,607,907		
25		\$3,645,622	\$3,161,736		
26	Commonwealth Transportation .....	\$140,533	\$140,533		
27	Federal Trust.....	\$182,075	\$182,075		
28		\$577,039	\$684,493		
29	<b>§ 1-17. LIEUTENANT GOVERNOR (119)</b>				
30	55. Administrative and Support Services (79900).....			\$368,148	\$368,148
31	General Management and Direction (79901).....	\$368,148	\$368,148		
32	Fund Sources: General .....	\$368,148	\$368,148		
33	Authority: Article V, Sections 13, 14, and 16,				
34	Constitution of Virginia; and Title 24.2, Chapter 2,				
35	Article 3, Code of Virginia.				
36	Out of this appropriation shall be paid:				
37	1. The salary of the Lieutenant Governor, \$36,321 the				
38	first year and \$36,321 the second year;				
39	2. Expenses of the Lieutenant Governor during sessions				
40	of the General Assembly on the same basis as for the				
41	members of the General Assembly;				
42	3. Salaries and benefits for compensation of up to three				
43	staff positions in the Office of the Lieutenant Governor.				
44	55.05. <i>Executive Management (71300)</i> .....			(\$27,937)	(\$11,000)
45	<i>Savings From Management Actions (71301)</i> .....	(\$27,937)	(\$11,000)		

ITEM 55.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Fund Sources: General</i> .....	(\$27,937)	(\$11,000)		
2	<i>Authority: Discretionary Inclusion</i>				
3	<i>Appropriation reductions in this Item and specified in</i>				
4	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
5	<i>any language and amounts to the contrary within other</i>				
6	<i>Items of this act.</i>				
7	Total for Lieutenant Governor .....			<b>\$368,148</b>	<b>\$368,148</b>
8				<b>\$340,211</b>	<b>\$357,148</b>
9	General Fund Positions.....	4.00	4.00		
10	Position Level .....	4.00	4.00		
11	Fund Sources: General.....	\$368,148	\$368,148		
12		\$340,211	\$357,148		
13	<b>§ 1-18. ATTORNEY GENERAL AND DEPARTMENT OF LAW (141)</b>				
14	56. Legal Advice (32000).....			\$29,868,459	\$29,856,133
15	State Agency/Local Legal Assistance and Advice				
16	(32002) .....	\$29,868,459	\$29,856,133		
17	Fund Sources: General.....	\$21,525,976	\$21,528,327		
18	Special.....	\$5,858,611	\$5,843,934		
19	Dedicated Special Revenue.....	\$9,129	\$9,129		
20	Federal Trust.....	\$2,474,743	\$2,474,743		
21	Authority: Title 2.2, Chapter 5, Code of Virginia.				
22	A. Out of this appropriation shall be paid:				
23	1. The salary of the Attorney General, \$150,000 the				
24	first year and \$150,000 the second year.				
25	2. Expenses of the Attorney General not otherwise				
26	reimbursed, \$9,000 each year in equal monthly				
27	installments.				
28	3. Salary expenses necessary to provide legal services				
29	pursuant to Title 2.2, Chapter 5, Code of Virginia.				
30	B. Out of this appropriation, \$488,536 the first year				
31	and \$488,536 the second year from the general fund is				
32	designated for efforts to enforce the 1998 Tobacco				
33	Master Settlement Agreement and Article 5				
34	(§ 3.1-336.1, et seq.), Chapter 18, Title 3.1, Code of				
35	Virginia. The Department of Law shall be responsible				
36	for enforcement of Article 5 (§ 3.1-336, et seq.)				
37	Chapter 18, Title 3.1, Code of Virginia and the 1998				
38	Tobacco Master Settlement Agreement. The general				
39	fund shall be reimbursed on a proportional basis from				
40	the Tobacco Indemnification and Community				
41	Revitalization Fund and the Virginia Tobacco				
42	Settlement Fund for costs associated with the				
43	enforcement of the 1998 Tobacco Master Settlement				
44	Agreement pursuant to transfers directed by Item 470,				
45	paragraphs A.2 and B.2, and § 3-1.01, Paragraph Q of				
46	this act.				
47	C. Upon notification by the Attorney General, agencies				
48	that administer programs which are funded wholly or				
49	partially from nongeneral fund appropriations shall				

ITEM 56.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	transfer to the Department of Law the necessary funds				
2	to cover the costs of legal services. The Attorney				
3	General shall determine the amounts for transfer.				
4	D. At the request of the Attorney General, the				
5	Director, Department of Planning and Budget, shall				
6	provide an amount from the Miscellaneous Contingency				
7	Reserve Account sufficient to pay the compensation,				
8	fees, and expenses of counsel appointed by the Office				
9	of the Attorney General in actions brought pursuant to				
10	§ 15.2-1643, Code of Virginia, to cause court facilities				
11	to be made secure, or put in good repair, or rendered				
12	otherwise safe.				
13	57. Medicaid Program Services (45600).....			\$4,418,047	\$4,418,047
14	Medicaid Fraud Investigation and Prosecution (45614)....	\$4,418,047	\$4,418,047		
15	Fund Sources: Special.....	\$998,734	\$998,734		
16	Federal Trust.....	\$3,419,313	\$3,419,313		
17	Authority: Title 32.1, Chapter 9, Code of Virginia.				
18	58. Regulation of Business Practices (55200).....			\$2,241,681	\$2,241,681
19	Regulatory and Consumer Advocacy (55201).....	\$2,241,681	\$2,241,681		
20	Fund Sources: General.....	\$1,341,681	\$1,341,681		
21	Special.....	\$900,000	\$900,000		
22	Authority: Title 2.2, Chapter 5, Code of Virginia.				
23	Included in this Item is \$900,000 the first year and				
24	\$900,000 the second year in special funds for the				
25	Regulatory, Consumer Advocacy, Litigation, and				
26	Enforcement Revolving Trust Fund as established in				
27	Item 48 of Chapter 966 of the Acts of Assembly 1994				
28	and amended herein. The Department of Law is				
29	authorized to deposit to the Fund any fees, civil				
30	penalties, costs, recoveries, or other moneys which from				
31	time to time may become available as a result of				
32	regulatory and consumer advocacy litigation, litigation				
33	in which the Office of the Attorney General				
34	participates, or civil enforcement efforts including, but				
35	not limited to, those brought pursuant to Article 5				
36	(§ 3.1-336.1 et seq.) and Article 6 (§ 3.1-336.3 et seq.)				
37	of Chapter 18 of Title 3.1 of the Code of Virginia. The				
38	Department of Law is also authorized to deposit to the				
39	Fund any attorneys' fees which from time to time may				
40	be obtained. Any deposit to, and interest earnings on,				
41	the Fund shall be retained in the Fund, provided,				
42	however, that any amounts contained in the Fund that				
43	exceed \$850,000 on the final day of the fiscal year				
44	shall be deposited to the credit of the general fund. In				
45	addition to the uses of the Fund permitted by Item 48				
46	of Chapter 966 of the Acts of Assembly of 1994, the				
47	Fund may be used to pay costs associated with				
48	enforcement efforts pursuant to Article 5 (§ 3.1-336.1 et				
49	seq.) and Article 6 (§ 3.1-336.3 et seq.) of Chapter 18				
50	of Title 3.1 of the Code of Virginia, costs associated				
51	with litigation initiated by the Office of the Attorney				
52	General, and costs associated with civil commitment				
53	procedures pursuant to Chapter 9 of Title 37.2 of the				
54	Code of Virginia.				

ITEM 58.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	58.05.				
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ITEM 60.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	contained in the operating accounts that exceed				
2	\$400,000 on the final day of the fiscal year shall be				
3	deposited to the credit of the general fund no later than				
4	September 1 of the succeeding fiscal year.				
5	3. The Director, Department of Planning and Budget,				
6	may grant an exception to the provisions in paragraph				
7	B.2. if the Division of Debt Collection can show just				
8	cause.				
9	C. The Division of Debt Collection may contract with				
10	private collection agents for the collection of debts				
11	amounting to less than \$15,000.				
12	Total for Division of Debt Collection .....			<b>\$1,820,469</b>	<b>\$1,820,469</b>
13	Nongeneral Fund Positions.....	24.00	24.00		
14	Position Level .....	24.00	24.00		
15	Fund Sources: Special.....	\$1,820,469	\$1,820,469		
16	Grand Total for Attorney General and Department of				
17	Law.....			<b>\$38,348,656</b>	<b>\$38,336,330</b>
18				<b>\$36,554,174</b>	<b>\$36,160,583</b>
19	General Fund Positions.....	249.10	249.10		
20		247.60	247.60		
21	Nongeneral Fund Positions.....	96.90	96.90		
22	Position Level .....	346.00	346.00		
23		344.50	344.50		
24	Fund Sources: General.....	\$22,867,657	\$22,870,008		
25		\$20,848,175	\$20,544,261		
26	Special.....	\$9,577,814	\$9,563,137		
27		\$9,802,814	\$9,713,137		
28	Dedicated Special Revenue.....	\$9,129	\$9,129		
29	Federal Trust.....	\$5,894,056	\$5,894,056		
30					
	<b>§ 1-19. SECRETARY OF THE COMMONWEALTH (166)</b>				
31	61. Central Records Retention Services (73800).....			\$1,999,415	\$1,999,415
32	Appointments (73801) .....	\$1,548,794	\$1,548,794		
33	Authentications (73802).....	\$144,925	\$144,925		
34	Judicial Support Services (73803).....	\$141,387	\$141,387		
35	Lobbyist and Organization Registrations (73804).....	\$132,975	\$132,975		
36	Notaries Commissioning (73805).....	\$31,334	\$31,334		
37	Fund Sources: General.....	\$1,999,415	\$1,999,415		
38	Authority: §§ 2.2-400 through 2.2-435, 2.2-3106,				
39	2.2-3114 through 2.2-3117, 8.01-328 through 8.01-330,				
40	and Title 47.1, Code of Virginia.				
41	A. Notwithstanding the provisions of § 2.2-409, Code				
42	of Virginia, or any other law to the contrary, the				
43	Secretary of the Commonwealth shall charge a fee of				
44	\$35.00 for issuing a commission to a notary for the				
45	Commonwealth at large, including seal tax.				
46	B. The fee charged by the Secretary of the				
47	Commonwealth under the provisions of §2.2-409, Code				
48	of Virginia, for a Service of Process shall be \$28.00.				

ITEM 61.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	61.05.			\$0	(\$5,241)
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16	62.			\$615,909	\$615,909
17					
18					
19					
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21					
22					
23					
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25					
26	63.			\$1,104,196	\$1,104,196
27					\$0
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ITEM 63.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. The VEAP Office Director shall have all the powers				
2	necessary to direct the Commonwealth's efforts to				
3	modernize central administrative systems and common				
4	data repositories through the Enterprise Applications				
5	Services. Specifically, the director shall: (a) have				
6	authority to hire staff necessary to support the VEAP				
7	Office and such employees shall be considered state				
8	employees, except such positions shall be restricted to				
9	the life of the VEAP Office; (b) develop an				
10	implementation strategy with milestones, deliverables,				
11	and funding requirements for presentation to and				
12	approval by the Information Technology Investment				
13	Board and Governor; (c) plan, coordinate, monitor, and				
14	control individual agency involvement; (d) prioritize				
15	efforts and ensure the implementation strategy is				
16	executed as planned and approved; and (e) monitor				
17	development efforts and provide reports to the				
18	Governor, the Information Technology Investment				
19	Board, and the Chairmen of the House Appropriations				
20	and Senate Finance Committees, as requested.				
21	3.a. All Executive Department agencies and institutions				
22	shall comply with the directives and requirements				
23	established by the VEAP Office Director. The Director				
24	shall provide written notification of unacceptable				
25	agency cooperation to the affected cabinet secretary, the				
26	Governor's Chief of Staff, and the Chairmen of the				
27	House Appropriations and Senate Finance Committees.				
28	b. In addition to the processes and data standards used				
29	to support work performed for the Department of				
30	Transportation's system modernization effort, the VEAP				
31	Office Director shall identify major Commonwealth				
32	financial and information collection processes and				
33	establish data standards for each process. On December				
34	1, 2008, and every six months thereafter, the VEAP				
35	Office Director shall report and recommend to the				
36	Chief Information Officer and the Information				
37	Technology Investment Board, the processes reviewed				
38	and the data standards established which merit adoption				
39	as part of § 2.2-2458, Code of Virginia. The VEAP				
40	Office Director shall also develop, along with the Chief				
41	Information Officer, a migration strategy to implement				
42	the data standards and provide such strategy to the				
43	Governor and the Information Technology Investment				
44	Board for their review beginning December 1, 2008. As				
45	part of the migration strategy and its implementation,				
46	the VEAP Office Director shall identify agencies and				
47	institutions which have sufficiently modern accounting				
48	systems that can adopt and implement these data				
49	standards. All agencies and institutions shall cooperate				
50	with the VEAP Office Director in implementing the				
51	data standards at those agencies and institutions with				
52	sufficiently modern accounting systems and the VEAP				
53	Office Director shall report, every six months after				
54	submitting the Plan to the Governor and the				
55	Information Technology Investment Board, those				
56	agencies and institutions having adopted the data				
57	standards and any agencies or institutions that have not				
58	cooperated with the implementation.				
59	c. For agencies whose enterprise applications				
60	management efforts are the responsibility of the VEAP				
61	Office, the VEAP Office Director shall have				

ITEM 63.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	responsibility for operational decisions relative to the enterprise applications efforts.			
3				
4	4. Legislative, Judicial, Independent agencies, and institutions of higher education shall work cooperatively with the VEAP Office Director to ensure the successful completion of the Enterprise Applications Services activities.			
5				
6				
7				
8				
9	5. The director shall make reports no less than quarterly as follows: (i) to the Governor and Chairmen of the House Appropriations and Senate Finance Committees on major aspects of the VEAP Office, including status of funding needs, areas of risk, and major problems and implications, and (ii) to the Information Technology Investment Board comparing actual performance to the milestones, deliverables, and funding in the approved implementation strategy.			
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12				
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18	6. As part of the implementation of the statewide enterprise application, the VEAP Office, with assistance from the Department of Planning and Budget, Department of Accounts, and the Department of Human Resources Management, shall review Executive Branch agencies to determine which agencies might join the Payroll Service Bureau or Fiscal Service Bureau at the Department of Accounts.			
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26	B. 1. The amounts provided in this Item include funds to support the Enterprise Applications Master Services Interim Agreement between the Commonwealth of Virginia and CGI Technologies & Solutions, Inc. (CGI). Notwithstanding any other provision of law except the limitations imposed by §2.2-518, §2.2-4803 and §2.2-4806, Code of Virginia, Executive Department agencies and institutions may enter into management agreements with CGI for debt collection and cost recovery services pursuant to Statements of Work 6 and 7 of the Enterprise Applications Master Services Agreement. Work on enhanced collections and recoveries shall not proceed if they commit the Commonwealth to expanding or significantly altering any existing federal or state program without the review and approval of the Governor and General Assembly.			
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42	2. Moneys resulting from enhanced collections and cost recoveries pursuant to this Item shall be held in the Virginia Technology Infrastructure Fund as established by § 2.2-2023, Code of Virginia.			
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45				
46	C. Any amounts other than the general fund dollars appropriated in this Item shall be held in the Virginia Technology Infrastructure Fund as established by § 2.2-2023, Code of Virginia, and shall only be available for the purpose of this Item after approval of their use by the Information Technology Investment Board.			
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53	1. The VEAP Office Director shall prepare a budget of administrative cost for the Information Technology Investment Board to review and consider providing such amount does not exceed the amount appropriated in this Item and any other amounts appropriated subject to this Item. The budget shall include the amount, if			
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ITEM 63.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	any, of salary and other costs that participating agencies				
2	will incur for their involvement in the business process				
3	and activity as set forth in paragraph A.2. The				
4	Information Technology Investment Board shall review				
5	and approve the budget and thereby release the funds				
6	for such use. The VEAP Office Director shall prepare				
7	and submit quarterly reports to the Department of				
8	Planning and Budget and the Information Technology				
9	Investment Board of how the VEAP Office Director is				
10	spending these funds.				
11	2. Nothing in this Item shall prevent Executive				
12	Department agencies or institutions from committing				
13	resources to support the coordinated efforts of the				
14	VEAP Office. Such agency commitments shall be				
15	detailed in the VEAP Office Director's quarterly reports				
16	to the Department of Planning and Budget and the				
17	Information Technology Investment Board.				
18	D. There is hereby appropriated a working capital				
19	advance of up to \$30,000,000 to the VEAP Office in				
20	order to fund VEAP expenditures from anticipated				
21	revenues from enhanced collections and cost recoveries				
22	to be collected pursuant to this Item but which have not				
23	yet been deposited to the Virginia Technology				
24	Infrastructure Fund. The repayments of any such				
25	working capital advance shall be made from such				
26	enhanced collections and cost recoveries. No funds				
27	derived from this working capital advance shall be				
28	expended without the prior budget approval of the				
29	Information Technology Investment Board. The VEAP				
30	Office Director shall inform the Governor, the				
31	Chairmen of the House Appropriations, House Finance,				
32	and Senate Finance Committees of the anticipated use.				
33	E. The Department of Planning and Budget shall not				
34	take any administrative actions to reduce these amounts				
35	without notification to the Chairmen of the House				
36	Appropriations and Senate Finance Committees.				
37	F. The VEAP Office Director shall submit a report to				
38	the Information Technology Investment Board and the				
39	Chairmen of the House Appropriations and Senate				
40	Finance Committees describing the progress that has				
41	been made to date in the development of				
42	enterprise-wide solutions to modernize the				
43	Commonwealth's central administrative systems and				
44	data repositories. This report shall describe the				
45	components of the existing central administrative				
46	systems, the proposed components or services to be				
47	included in any modernized administrative systems, the				
48	required timelines necessary for the implementation of				
49	the new administrative systems, the costs associated				
50	with the development and implementation of these new				
51	administrative systems, and the selection process that				
52	would be used for choosing sub-contractors to perform				
53	the development, implementation, and integration				
54	services necessary for the new administrative systems				
55	by no later than September 1, 2008.				
56	G. Effective July 1, 2009, the VEAP Office will cease				
57	as an agency and its activities will be moved, as a				

ITEM 63.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>division, to the Information Technology Planning and</i>				
2	<i>Quality Control program under the Virginia</i>				
3	<i>Information Technologies Agency.</i>				
4	63.05. <i>Executive Management (71300) .....</i>			(\$163,145)	\$0
5	<i>Savings From Management Actions (71301).....</i>	(\$163,145)	\$0		
6	<i>Fund Sources: General.....</i>	(\$163,145)	\$0		
7	<i>Authority: Discretionary Inclusion</i>				
8	<i>Appropriation reductions in this Item and specified in</i>				
9	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
10	<i>any language and amounts to the contrary within other</i>				
11	<i>Items of this act.</i>				
12	Total for Virginia Enterprise Applications Program				
13	Office.....			<b>\$1,104,196</b>	<b>\$1,104,196</b>
14				<b>\$941,051</b>	<b>\$0</b>
15	General Fund Positions.....	3.00	<del>3.00</del>		
16			0.00		
17	Position Level .....	3.00	<del>3.00</del>		
18			0.00		
19	Fund Sources: General .....	\$1,104,196	\$1,104,196		
20		\$941,051	\$0		
21	<b>§ 1-22. OFFICE OF COMMONWEALTH PREPAREDNESS (454)</b>				
22	64. Disaster Planning and Operations (72200) .....			\$1,118,299	\$1,118,299
23	Emergency Planning (72205) .....	\$1,118,299	\$1,118,299		
24	Fund Sources: General .....	\$1,053,299	\$1,053,299		
25	Federal Trust.....	\$65,000	\$65,000		
26	Authority: Title 2.2, Chapter 3.1, Code of Virginia.				
27	Total for Office of Commonwealth Preparedness.....			<b>\$1,118,299</b>	<b>\$1,118,299</b>
28	General Fund Positions.....	9.00	9.00		
29	Position Level .....	9.00	9.00		
30	Fund Sources: General .....	\$1,053,299	\$1,053,299		
31	Federal Trust.....	\$65,000	\$65,000		
32	<b>§ 1-23. INTERSTATE ORGANIZATION CONTRIBUTIONS (921)</b>				
33	65. Governmental Affairs Services (70100).....			\$267,281	\$275,233
34	Interstate Affairs (70103).....	\$267,281	\$275,233		
35	Fund Sources: General.....	\$267,281	\$275,233		
36	Authority: Discretionary Inclusion.				
37	Out of the amounts for Interstate Affairs the estimated				
38	annual assessments are:				
39	1. National Association of State Budget Officers,				
40	\$25,544 the first year and \$26,310 the second year;				
41	2. National Governors' Association, \$159,200 the first				
42	year and \$165,600 the second year;				

ITEM 65.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. Southern Governors' Association, \$19,653 the first				
2	year and \$20,439 the second year;				
3	4. Southern Growth Policies Board, \$51,384 the first				
4	year <del>and \$51,384 the second year</del> ; and				
5	5. Federal Funds Information for States, \$11,500 the				
6	first year <del>and \$11,500 the second year</del> .				
7	65.05. Executive Management (71300) .....			\$0	(\$62,884)
8	Savings From Management Actions (71301).....	\$0	(\$62,884)		
9	Fund Sources: General.....	\$0	(\$62,884)		
10	Total for Interstate Organization Contributions.....			\$267,281	\$275,233
11					\$212,349
12	Fund Sources: General.....	\$267,281	\$275,233		
13			\$212,349		
14	TOTAL FOR EXECUTIVE OFFICES.....			\$48,752,419	\$48,748,045
15				\$46,199,534	\$44,445,224
16	General Fund Positions.....	323.77	323.77		
17		311.27	308.27		
18	Nongeneral Fund Positions.....	101.23	101.23		
19		104.23	104.23		
20	Position Level .....	425.00	425.00		
21		415.50	412.50		
22	Fund Sources: General.....	\$32,267,903	\$32,278,206		
23		\$29,095,054	\$27,322,967		
24	Special.....	\$9,577,814	\$9,563,137		
25		\$9,802,814	\$9,713,137		
26	Commonwealth Transportation .....	\$140,533	\$140,533		
27	Dedicated Special Revenue.....	\$9,129	\$9,129		
28	Federal Trust.....	\$6,757,040	\$6,757,040		
29		\$7,152,004	\$7,259,458		

ITEM 66.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
<b>1</b>	<b>OFFICE OF ADMINISTRATION</b>				
<b>2</b>	<b>§ 1-24. SECRETARY OF ADMINISTRATION (180)</b>				
<b>3</b>	66. Administrative and Support Services (79900).....			\$1,262,883	\$1,262,883
<b>4</b>	General Management and Direction (79901).....	\$638,694	\$638,694		
<b>5</b>	Accounting and Budgeting Services (79903).....	\$624,189	\$624,189		
<b>6</b>	Fund Sources: General.....	\$1,262,883	\$1,262,883		
<b>7</b>	Authority: Title 2.2, Chapter 2, Code of Virginia.				
<b>8</b>	67. Financial Assistance for Educational, Cultural,				
<b>9</b>	Community, and Artistic Affairs (14300).....			\$3,457,686	\$3,457,686
<b>10</b>	Community Access to Educational, Economic, and				
<b>11</b>	Cultural Programming Through Public Television				
<b>12</b>	(14303).....	\$2,841,279	\$2,841,279		
<b>13</b>	Community Access to Educational, Economic, and				
<b>14</b>	Cultural Programming Through Public Radio (14306).....	\$616,407	\$616,407		
<b>15</b>	Fund Sources: General.....	\$3,457,686	\$3,457,686		
<b>16</b>	Authority: Title 2.2, Chapter 24, Code of Virginia.				
<b>17</b>	A. Grants to public television stations shall be used to				
<b>18</b>	develop, acquire, produce and deliver programs and				
<b>19</b>	services which support preschool and adult education,				
<b>20</b>	disseminate information on governmental and public				
<b>21</b>	affairs issues, promote tourism and economic				
<b>22</b>	development within the Commonwealth, and inform,				
<b>23</b>	educate, and entertain families with program content				
<b>24</b>	which offers alternatives to commercialized television				
<b>25</b>	programming.				
<b>26</b>	B. Out of this appropriation, \$10,000 the first year and				
<b>27</b>	\$10,000 the second year shall be set aside from the				
<b>28</b>	general fund for the expenses of the Virginia Public				
<b>29</b>	Broadcasting Board, with 75 percent of this amount to				
<b>30</b>	be taken from community service grants for public				
<b>31</b>	television and 25 percent of this amount to be taken				
<b>32</b>	from community service grants for public radio.				
<b>33</b>	C. The funds herein appropriated are to be administered				
<b>34</b>	by the Secretary of Administration in accordance with				
<b>35</b>	such rules and regulations prescribed, provided that: (1)				
<b>36</b>	the Secretary of Administration shall certify that				
<b>37</b>	recipients of the community service grants provided for				
<b>38</b>	in paragraph A of this Item are noncommercial radio				
<b>39</b>	and television stations that are owned and operated by				
<b>40</b>	entities which qualified to receive community service				
<b>41</b>	grants from the Corporation for Public Broadcasting,				
<b>42</b>	and whose offices and studios are located in the				
<b>43</b>	Commonwealth and (2) the Secretary of Administration				
<b>44</b>	shall carry out purposes and functions and engage in				
<b>45</b>	activities in ways that will most effectively assure the				
<b>46</b>	maximum freedom of the aforesaid noncommercial				
<b>47</b>	radio and television entities and systems from				
<b>48</b>	interference with, or control of, program content or				
<b>49</b>	other activities.				
<b>50</b>	D. Notwithstanding the provisions of paragraph C, of				
<b>51</b>	this item, out of the amounts for community service				
<b>52</b>	grants to public radio shall be paid \$39,000 the first				

ITEM 67.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2				
3				
4				
5				
6	68.	Financial Assistance for Public Education (Categorical)		
7		(17100) .....	\$2,903,707	\$2,903,707
8		Financial Assistance for Educational		
9		Telecommunications (17111).....	\$2,746,631	\$2,746,631
10		Financial Assistance for Radio Reading Services		
11		(17116) .....	\$157,076	\$157,076
12		Fund Sources: General.....	\$2,903,707	\$2,903,707
13		Authority: Title 2.2, Chapter 24, Code of Virginia.		
14		A. Payments out of this appropriation for educational		
15		telecommunications shall be authorized by the Secretary		
16		of Administration. The Department of Education shall		
17		participate in the negotiations and be a signatory to		
18		contracts for elementary and secondary educational		
19		telecommunications.		
20		B. The Secretary of Administration is authorized to		
21		allocate and disburse state funds to public broadcasting		
22		stations and private nonprofit organizations to provide		
23		radio reading services for the benefit of print-disabled		
24		individuals. "Radio reading services" means the		
25		acquisition, production, and distribution by nonprofit		
26		organizations or by public broadcasting stations of		
27		noncommercial educational, instructional, informational,		
28		or cultural audio programs which may be transmitted		
29		by means of electronic communication for the benefit		
30		of print-disabled individuals, and any related equipment,		
31		materials, and services provided for the benefit of such		
32		individuals.		
33	68.05.	Executive Management (71300) .....		
34		Savings From Management Actions (71301).....	(\$318,070)	(\$640,719)
35		Fund Sources: General.....	(\$318,070)	(\$640,719)
36		Authority: Discretionary Inclusion		
37		Appropriation reductions in this Item and specified in		
38		Section 4-1.08 of this act shall apply notwithstanding		
39		any language and amounts to the contrary within other		
40		Items of this act.		
41		Total for Secretary of Administration.....		
42			<b>\$7,624,276</b>	<b>\$7,624,276</b>
			<b>\$7,306,206</b>	<b>\$6,983,557</b>
43		General Fund Positions.....	12.00	12.00
44		Position Level .....	12.00	12.00
45		Fund Sources: General.....	\$7,624,276	\$7,624,276
46			\$7,306,206	\$6,983,557

ITEM 69.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-25. COMPENSATION BOARD (157)</b>			
2 69.	Financial Assistance for Sheriffs' Offices and Regional			
3	Jails (30700).....		\$413,155,963	\$424,067,636
4			\$412,120,579	\$399,264,794
5	Financial Assistance for Regional Jail Operations			
6	(30710) .....		\$98,350,013	\$105,964,355
7			\$97,314,629	\$100,356,320
8	Financial Assistance for Local Law Enforcement			
9	(30712) .....		\$91,502,373	\$91,502,373
10				\$85,517,207
11	Financial Assistance for Local Court Services (30713)....		\$45,940,669	\$45,940,669
12				\$42,724,822
13	Financial Assistance to Sheriffs (30716) .....		\$12,478,393	\$12,478,393
14				\$12,489,193
15	Financial Assistance for Local Jail Operations (30718) ...		\$164,884,515	\$168,181,846
16				\$158,177,252
17	Fund Sources: General .....		\$413,155,963	\$424,067,636
18			\$406,120,579	\$393,264,794
19	<i>Dedicated Special Revenue</i> .....		\$6,000,000	\$6,000,000
20	Authority: Title 15.2, Chapter 16, Articles 3 and 6.1;			
21	and §§ 53.1-83.1 and 53.1-85, Code of Virginia.			
22	A.1. The annual salaries of the sheriffs of the counties			
23	and cities of the Commonwealth shall be as hereinafter			
24	prescribed, according to the population of the city or			
25	county served and whether the sheriff is charged with			
26	civil processing and courtroom security responsibilities			
27	only, or the added responsibilities of law enforcement			
28	or operation of a jail, or both. Execution of arrest			
29	warrants shall not, in and of itself, constitute law			
30	enforcement responsibilities for the purpose of			
31	determining the salary for which a sheriff is eligible.			
32	2. Whenever a sheriff is such for a county and city			
33	together, or for two or more cities, the aggregate			
34	population of such political subdivisions shall be the			
35	population for the purpose of arriving at the salary of			
36	such sheriff under the provisions of this Item and such			
37	sheriff shall receive as additional compensation the sum			
38	of one thousand dollars.			
39	<b>July 1, 2008</b>		<b>December 1, 2008</b>	
40			<i>July 1, 2009</i>	
41	to		to	
42	<b>November 30, 2008</b>		<b>November 30, 2009</b>	
43	<i>June 30, 2009</i>		<b>June 30, 2010</b>	
44	<b>Law Enforcement and Jail Responsibility</b>			
45	Less than 10,000	\$64,798	\$66,094	\$67,416
46			\$64,798	\$64,798
47	10,000 to 19,999	\$74,480	\$75,970	\$77,489
48			\$74,480	\$74,480
49	20,000 to 39,999	\$81,847	\$83,484	\$85,154
50			\$81,847	\$81,847
51	40,000 to 69,999	\$88,964	\$90,743	\$92,558
52			\$88,964	\$88,964
53	70,000 to 99,999	\$98,849	\$100,826	\$102,843
54			\$98,849	\$98,849
55	100,000 to 174,999	\$109,833	\$112,030	\$114,271
56			\$109,833	\$109,833



ITEM 69.			Item Details(\$)		Appropriations(\$)	
			First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	175,000 to 249,999	\$115,613	\$117,925		\$120,284	
2			\$115,613		\$115,613	
3	250,000 and above	\$128,458	\$131,027		\$133,648	
4			\$128,458		\$128,458	
5			<b>Law Enforcement or Jail</b>			
6	Less than 10,000	\$63,501	\$64,771		\$66,066	
7			\$63,501		\$63,501	
8	10,000 to 19,999	\$72,989	\$74,449		\$75,938	
9			\$72,989		\$72,989	
10	20,000 to 39,999	\$80,209	\$81,813		\$83,449	
11			\$80,209		\$80,209	
12	40,000 to 69,999	\$87,184	\$88,928		\$90,707	
13			\$87,184		\$87,184	
14	70,000 to 99,999	\$96,872	\$98,809		\$100,785	
15			\$96,872		\$96,872	
16	100,000 to 174,999	\$107,635	\$109,788		\$111,984	
17			\$107,635		\$107,635	
18	175,000 to 249,999	\$113,301	\$115,567		\$117,878	
19			\$113,301		\$113,301	
20						
21	250,000 and above	\$126,531	\$129,062		\$131,643	
22			\$126,531		\$126,531	
23			<b>No Law Enforcement or Jail Responsibility</b>			
24	Less than 10,000	\$59,667	\$60,860		\$62,077	
25			\$59,667		\$59,667	
26	10,000 to 19,999	\$66,296	\$67,622		\$68,974	
27			\$66,296		\$66,296	
28	20,000 to 39,999	\$73,661	\$75,134		\$76,637	
29			\$73,661		\$73,661	
30	40,000 to 69,999	\$81,847	\$83,484		\$85,154	
31			\$81,847		\$81,847	
32	70,000 to 99,999	\$90,942	\$92,761		\$94,616	
33			\$90,942		\$90,942	
34	100,000 to 174,999	\$101,045	\$103,066		\$105,127	
35			\$101,045		\$101,045	
36	175,000 to 249,999	\$106,361	\$108,488		\$110,658	
37			\$106,361		\$106,361	
38	250,000 and above	\$119,466	\$121,855		\$124,292	
39			\$119,466		\$119,466	
40						
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B. Out of the amounts provided for in this Item, no expenditures shall be made to provide security devices such as magnetometers in standard use in major metropolitan airports. Personnel expenditures for operation of such equipment incidental to the duties of courtroom and courthouse security deputies may be authorized, provided that no additional expenditures for personnel shall be approved for the principal purpose of operating these devices.

C. Notwithstanding the provisions of § 53.1-120, or any other section of the Code of Virginia, unless a judge provides the sheriff with a written order stating that a substantial security risk exists in a particular case, no courtroom security deputies may be ordered for civil cases, not more than one deputy may be ordered for criminal cases in a district court, and not more than two deputies may be ordered for criminal cases in a circuit

ITEM 69.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	court. In complying with such orders for additional			
2	security, the sheriff may consider other deputies present			
3	in the courtroom as part of his security force.			
4	D. Should the scheduled opening date of any facility be			
5	delayed for which funds are available in this Item, the			
6	Director, Department of Planning and Budget, may allot			
7	such funds as the Compensation Board may request to			
8	allow the employment of staff for training purposes not			
9	more than 45 days prior to the rescheduled opening			
10	date for the facility.			
11	E. Consistent with the provisions of paragraph B of			
12	Item 76, the Board shall allocate the additional jail			
13	deputies provided in this appropriation using a ratio of			
14	one jail deputy for every 3.0 beds of operational			
15	capacity. Operational capacity shall be determined by			
16	the Department of Corrections. No additional deputy			
17	sheriffs shall be provided from this appropriation to a			
18	local jail in which the present staffing exceeds this ratio			
19	unless the jail is overcrowded. Overcrowding for these			
20	purposes shall be defined as when the average annual			
21	daily population exceeds the operational capacity. In			
22	those jails experiencing overcrowding, the Board may			
23	allocate one additional jail deputy for every five			
24	average annual daily prisoners above operational			
25	capacity. Should overcrowding be reduced or eliminated			
26	in any jail, the Compensation Board shall reallocate			
27	positions previously assigned due to overcrowding in			
28	accordance with the Board's staffing standards for			
29	alternatives to incarceration programs or court services			
30	within the sheriff's office or among other jails in the			
31	Commonwealth.			
32	F. Two-thirds of the salaries set by the Compensation			
33	Board of medical, treatment and inmate classification			
34	positions approved by the Compensation Board for			
35	local correctional facilities shall be paid out of this			
36	appropriation.			
37	G.1. Subject to appropriations by the General Assembly			
38	for this purpose, the Compensation Board shall provide			
39	for a Master Deputy pay grade to those sheriffs' offices			
40	which had certified, on or before January 1, 1997,			
41	having a career development plan for deputy sheriffs			
42	that meets the minimum criteria set forth by the			
43	Compensation Board for such plans. The Compensation			
44	Board shall allow for additional grade 9 positions, at a			
45	level not to exceed one grade 9 Master Deputy per			
46	every five Compensation Board grade 7 and 8 deputy			
47	positions in each sheriff's office.			
48	2. Each sheriff who desires to participate in the Master			
49	Deputy Program who had not certified a career			
50	development plan on or before January 1, 1997, may			
51	elect to participate by certifying to the Compensation			
52	Board that the career development plan in effect in his			
53	office meets the minimum criteria for such plans as set			
54	by the Compensation Board. Such election shall be			
55	made by July 1 for an effective date of participation the			
56	following July 1.			
57	3. Subject to appropriations by the General Assembly			
58	for this purpose, funding shall be provided by the			

ITEM 69.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Compensation Board for participation in the Master			
2	Deputy Program to sheriffs' offices electing			
3	participation after January 1, 1997, according to the			
4	date of receipt by the Compensation Board of the			
5	election by the sheriff.			
6	H. There is hereby reappropriated the unexpended			
7	balance in this Item on June 30, 2008, and June 30,			
8	2009.			
9	I. The Compensation Board shall estimate biannually			
10	the number of additional law enforcement deputies			
11	which will be needed in accordance with § 15.2-1609.1,			
12	Code of Virginia. Such estimate of the number of			
13	positions and related costs shall be included in the			
14	Board's biennial budget request submission to the			
15	Governor and General Assembly. The allocation of			
16	such positions, established by the Governor and General			
17	Assembly in Item 76 of this act, shall be determined by			
18	the Compensation Board on an annual basis. The			
19	annual allocation of these positions to local Sheriff's			
20	offices shall be based upon the most recent final			
21	population estimate for the locality that is available to			
22	the Compensation Board at the time when the agency's			
23	annual budget request is completed. The source of such			
24	population estimates shall be the Weldon Cooper			
25	Center for Public Service of the University of Virginia			
26	or the United States Bureau of the Census. For the first			
27	year of the biennium, the Compensation Board shall			
28	allocate positions based upon the most recent			
29	provisional population estimates available at the time			
30	the agency's annual budget is completed.			
31	J. Any amount in the program Financial Assistance for			
32	Sheriffs' Offices and Regional Jails may be transferred			
33	between Items 69 and 70, as needed, to cover any			
34	deficits incurred in the programs Financial Assistance			
35	for Confinement of Inmates in Local and Regional			
36	Facilities, and Financial Assistance for Sheriffs' Offices			
37	and Regional Jails.			
38	K.1. Subject to appropriations by the General Assembly			
39	for this purpose, the Compensation Board shall provide			
40	for a Sheriffs' Career Development Program.			
41	2. Following receipt of a sheriff's certification that the			
42	minimum requirements of the Sheriffs' Career			
43	Development Program have been met, and provided			
44	that such certification is submitted by Sheriffs as part			
45	of their annual budget request to the Compensation			
46	Board, the Board shall increase the annual salary shown			
47	in Paragraph A of this Item by the percentage shown			
48	below for a twelve-month period effective the following			
49	July 1:			
50	a. 9.3 percent increase for all sheriffs who certify their			
51	compliance with the established minimum criteria for			
52	the Sheriffs' Career Development Program and have			
53	achieved accreditation from the Virginia Law			
54	Enforcement Professional Standards Commission, or the			
55	Commission on Accreditation of Law Enforcement			
56	agencies, or the American Correctional Association, or,			
57	b. For sheriffs that have not achieved one of the above			

ITEM 69.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	accreditations:			
2	1. 3.1 percent for all sheriffs who certify their			
3	compliance with the established minimum criteria for			
4	the Sheriffs' Career Development Program; and			
5	2. 3.1 percent additional increase for sheriffs who			
6	certify their compliance with the established minimum			
7	criteria for the Sheriffs' Career Development Program			
8	and operate a jail; and			
9	3. 3.1 percent additional increase for all sheriffs who			
10	certify their compliance with the established minimum			
11	criteria for the Sheriffs' Career Development Program			
12	and provide primary law enforcement services in the			
13	county.			
14	L. Out of the amounts appropriated for Financial			
15	Assistance for Regional Jail Operations, \$1,461,181 the			
16	first year from the general fund is provided to the			
17	Western Virginia Regional Jail Authority to provide			
18	funding for the operations of this facility, which is			
19	expected to begin housing prisoners on March 9, 2009.			
20	M. Out of the amounts appropriated for Financial			
21	Assistance for Regional Jail Operations, \$1,178,494 the			
22	first year and a reduction of \$60,622 the second year			
23	from the general fund is provided to the Rappahannock			
24	Regional Jail Authority to provide funding for the			
25	operations of this facility's expansion, which is			
26	expected to open in two phases beginning in August			
27	2008.			
28	<i>N. Pursuant to Section 4-1.05.a.4. of this act,</i>			
29	<i>\$1,601,505 of the June 30, 2008, balances required to</i>			
30	<i>be reappropriated have been transferred to the general</i>			
31	<i>fund.</i>			
32	<i>O. Notwithstanding the provisions of Article 7, Chapter</i>			
33	<i>15, Title 56, Code of Virginia, \$6,000,000 the first year</i>			
34	<i>and \$6,000,000 the second year from the Wireless</i>			
35	<i>E-911 Fund is included in this appropriation for local</i>			
36	<i>law enforcement dispatchers to offset dispatch center</i>			
37	<i>operations and related costs.</i>			
38	70.			
39	Financial Assistance for Confinement of Inmates in			
40	Local and Regional Facilities (35600).....		\$82,340,529	\$79,776,126
41	Financial Assistance for Local Jail Per Diem (35601) .....	\$55,960,952	\$53,396,549	\$74,191,798
42			\$49,658,791	
43	Financial Assistance for Regional Jail Per Diem			
44	(35604) .....	\$26,379,577	\$26,379,577	
45			\$24,533,007	
46	Fund Sources: General.....	\$82,340,529	\$79,776,126	
47			\$74,191,798	
48	Authority: §§ 53.1-83.1, 53.1-84 and 53.1-85, Code of			
49	Virginia.			
50	A. In the event the appropriation in this Item proves to			
51	be insufficient to fund all of its provisions, any amount			
52	remaining as of June 1, 2009, and June 1, 2010, may			
53	be reallocated among localities on a pro rata basis			

ITEM 70.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
	according to such deficiency.			
2				
3	B. For the purposes of this Item, the following			
	definitions shall be applicable:			
4				
5	1. Effective sentence—a convicted offender’s sentence			
6	as rendered by the court less any portion of the			
	sentence suspended by the court.			
7				
8	2. Local responsible inmate—(a) any person arrested on			
9	a state warrant and incarcerated in a local correctional			
10	facility, as defined by § 53.1-1, Code of Virginia, prior			
11	to trial; (b) any person convicted of a misdemeanor			
12	offense and sentenced to a term in a local correctional			
13	facility; or (c) any person convicted of a felony offense			
14	and given an effective sentence of (i) twelve months or			
	less or (ii) less than one year.			
15				
16	3. State responsible inmate—any person convicted of			
17	one or more felony offenses and (a) the sum of			
18	consecutive effective sentences for felonies, committed			
19	on or after January 1, 1995, is (i) more than 12 months			
20	or (ii) one year or more, or (b) the sum of consecutive			
21	effective sentences for felonies, committed before			
	January 1, 1995, is more than two years.			
22				
23	C. The individual or entity responsible for operating			
24	any facility which receives funds from this Item may, if			
25	requested by the Department of Corrections, enter into			
26	an agreement with the department to accept the transfer			
27	of convicted felons, from other local facilities or from			
28	facilities operated by the Department of Corrections. In			
29	entering into any such agreements, or in effecting the			
30	transfer of offenders, the Department of Corrections			
31	shall consider the security requirements of transferred			
32	offenders and the capability of the local facility to			
33	maintain such offenders. For purposes of calculating the			
34	amount due each locality, all funds earned by the			
35	locality as a result of an agreement with the			
36	Department of Corrections shall be included as receipts			
	from these appropriations.			
37				
38	D. Out of this appropriation, an amount not to exceed			
39	\$377,010 the first year and \$377,010 the second year			
40	from the general fund, is designated to be held in			
41	reserve for unbudgeted medical expenses incurred by			
42	local correctional facilities in the care of state			
	responsible felons.			
43				
44	E. The following amounts shall be paid out of this			
45	appropriation to compensate localities for the cost of			
46	maintaining prisoners in local correctional facilities, as			
47	defined by § 53.1-1, Code of Virginia, or if the prisoner			
48	is not housed in a local correctional facility, in an			
49	alternative to incarceration program operated by, or			
	under the authority of, the sheriff or jail board:			
50				
51	1. For local responsible inmates—\$8 per inmate day,			
52	or, if the inmate is housed and maintained in a jail			
53	farm not under the control of the sheriff, the rate shall			
	be \$22 per inmate day.			
54				
	2. For state responsible inmates:			

ITEM 70.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	a. Who are being held awaiting trial for additional			
2	felony charges—\$8 per inmate day.			
3	b. With all pending charges adjudicated:			
4	i. \$8 per inmate day—for up to sixty days following			
5	the mailing by certified letter or electronic transmission			
6	to the Department of Corrections of the final court			
7	order within thirty days after the order being issued.			
8	ii. \$14 per inmate day—on and after the sixty-first day			
9	following the mailing by certified letter or electronic			
10	transmission to the Department of Corrections of the			
11	final court order within thirty days after the order being			
12	issued.			
13	iii. \$14 per inmate day—on and after the ninety-first			
14	day following the date of final sentence, if the final			
15	court order was not mailed by certified letter or			
16	electronic transmission to the Department of			
17	Corrections within thirty days after the order being			
18	issued.			
19	c. Who remain incarcerated in a local correctional			
20	facility at the request of the locality—\$8 per inmate			
21	day.			
22	F. For the payment specified in paragraph E1 of this			
23	Item for prisoners in alternative punishment or			
24	alternative to incarceration programs:			
25	1. Such payment is intended to be made for prisoners			
26	that would otherwise be housed in a local correctional			
27	facility. It is not intended for prisoners that would			
28	otherwise be sentenced to community service or placed			
29	on probation.			
30	2. No such payment shall be made unless the program			
31	has been approved by the Department of Corrections or			
32	the Department of Criminal Justice Services. Alternative			
33	punishment or alternative to incarceration programs,			
34	however, may include supervised work experience,			
35	treatment, and electronic monitoring programs.			
36	G.1. Except as provided for in paragraph G 2, and			
37	notwithstanding any other provisions of this Item, the			
38	Compensation Board shall reimburse any locality with			
39	an average daily jail population of under ten in FY			
40	1995 an inmate per diem rate of \$22 per day for local			
41	responsible inmates and \$28 per day for state			
42	responsible inmates held in these jails in lieu of			
43	personal service costs for corrections' officers.			
44	2. Any locality covered by the provisions of this			
45	section shall be exempt from the provisions thereof			
46	provided that the locally elected sheriff, with the			
47	assistance of the Compensation Board, enters into good			
48	faith negotiations to house his prisoners in an existing			
49	local or regional jail. In establishing the per diem rate			
50	and capital contribution, if any, to be charged to such			
51	locality by a local or regional jail, the Compensation			
52	Board and the local sheriff or regional jail authority			
53	shall consider the operating support and capital			
54	contribution made by the Commonwealth, as required			

ITEM 70.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	by §§ 15.2-1613, 15.2-1615.1, 53.1-80, and 53.1-81,				
2	Code of Virginia. The Compensation Board shall report				
3	periodically to the Chairmen of the House				
4	Appropriations and Senate Finance Committees on the				
5	progress of these negotiations and may withhold the				
6	exemption granted by this paragraph if, in the Board's				
7	opinion, the local sheriff fails to negotiate in good				
8	faith.				
9	H.1. The Compensation Board shall recover the				
10	state-funded personnel costs associated with housing				
11	federal inmates, District of Columbia inmates or				
12	contract inmates from other states. The Compensation				
13	Board shall determine, by individual jail, the amount to				
14	be recovered by the Commonwealth by multiplying the				
15	jail's current inmate days for this population by the				
16	proportion of the jail's per inmate day salary funds				
17	provided by the Commonwealth, as identified in the				
18	most recent Jail Cost Report prepared by the				
19	Compensation Board. If a jail is not included in the				
20	most recent Jail Cost Report, the Compensation Board				
21	shall use the statewide average of per inmate day salary				
22	funds provided by the Commonwealth.				
23	2. The Compensation Board shall deduct the amount to				
24	be recovered by the Commonwealth from the facility's				
25	next quarterly per diem payment for state-responsible				
26	and local-responsible inmates. Should the next quarterly				
27	per diem payment owed the locality not be sufficient				
28	against which to net the total quarterly recovery				
29	amount, the locality shall remit the remaining amount				
30	not recovered to the Compensation Board.				
31	3. Any local or regional jail which receives funding				
32	from the Compensation Board shall give priority to the				
33	housing of local-responsible, state-responsible, and state				
34	contract inmates, in that order, as provided in paragraph				
35	H1.				
36	4. The Compensation Board shall not provide any				
37	inmate per diem payments to any local or regional jail				
38	which holds federal inmates in excess of the number of				
39	beds contracted for with the Department of Corrections,				
40	unless the Director, Department of Corrections, certifies				
41	to the Chairman of the Compensation Board that a)				
42	such contract beds are not required; b) the facility has				
43	operational capacity built under contract with the				
44	federal government; c) the facility has received a grant				
45	from the federal government for a portion of the capital				
46	costs; or d) the facility has applied to the Department				
47	of Corrections for participation in the contract bed				
48	program with a sufficient number of beds to meet the				
49	Department of Corrections' need or ability to fund				
50	contract beds at that facility in any given fiscal year.				
51	5. Any sheriff or regional jail administrator who houses				
52	contract prisoners from other states, the District of				
53	Columbia, or the federal government for more than 48				
54	hours, shall provide a monthly report to the Director,				
55	Department of Corrections, which shall include the				
56	classification of the level of security of each such				
57	contract inmate and the level of security of the housing				
58	unit in which such inmates are confined.				

ITEM 70.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	6. The Compensation Board shall apply the cost			
2	recovery methodology set out in paragraph H1 of this			
3	Item to any jail which holds inmates from another state			
4	on a contractual basis. However, recovery in such			
5	circumstances shall not be made for inmates held			
6	pending extradition to other states or pending transfer			
7	to the Virginia Department of Corrections.			
8	7. The provisions of this paragraph shall not apply to			
9	any local or regional jail where the cumulative federal			
10	share of capital costs exceeds the Commonwealth's			
11	cumulative capital contribution.			
12	I.1. Local or regional jails receiving funds from the			
13	Compensation Board shall give priority to the housing			
14	of inmates in order of local-responsible,			
15	state-responsible, and state contract inmates. Within the			
16	limits of funds appropriated in this Item, local and			
17	regional jails shall enter into agreements with the			
18	Director, Department of Corrections, to house			
19	state-responsible offenders and effect transfers of			
20	convicted state felons between and among local and			
21	regional jails.			
22	2. Such agreements shall be entered into for a period of			
23	one year, subject only to the limitations of available			
24	funding, with a minimum percentage of bedspace			
25	guaranteed by the local or regional jail and shall take			
26	precedence over contracts for housing federal prisoners,			
27	within the limits of bedspace availability as defined			
28	pursuant to standards of the Board of Corrections,			
29	except in any case where a federal agency has			
30	contributed a share of the capital cost of the facility in			
31	return for a guarantee of a proportional number of beds.			
32	Bedspace pursuant to such agreements shall be			
33	determined by the Director, Department of Corrections,			
34	based upon state prisoner intake compliance,			
35	operational capacity of the jail, and current and			
36	projected prisoner population of the jail.			
37	3. Pursuant to such jail contract bed agreements, the			
38	Compensation Board is authorized to reimburse			
39	localities an amount not to exceed \$14 per state felon			
40	day, which shall be in addition to any such amounts			
41	otherwise authorized by this act. Any such funds			
42	received by the localities as a result of this provision			
43	shall be used for the maintenance and operation of the			
44	local or regional facility.			
45	J. Any amounts in the program Financial Assistance for			
46	Confinement of Inmates in Local and Regional			
47	Facilities, may be transferred between Items 69 and 70,			
48	as needed, to cover any deficits incurred in the			
49	programs Financial Assistance for Sheriffs' Offices and			
50	Regional Jails and Financial Assistance for			
51	Confinement of Inmates in Local and Regional			
52	Facilities.			
53	K. Projected growth in per diem payments for the			
54	support of prisoners in local and regional jails shall be			
55	based on actual inmate population counts up through			
56	the first quarter of the affected fiscal year.			
57	L. The Compensation Board shall provide an annual			



ITEM 70.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	report on the number and diagnoses of inmates with			
2	mental illnesses in local and regional jails, the			
3	treatment services provided, and expenditures on jail			
4	mental health programs. The report shall be prepared in			
5	cooperation with the Virginia Sheriffs Association, the			
6	Virginia Association of Regional Jails, the Virginia			
7	Association of Community Services Boards, and the			
8	Department of Mental Health, Mental Retardation and			
9	Substance Abuse Services, and shall be coordinated			
10	with the data submissions required for the annual jail			
11	cost report. Copies of this report shall be provided by			
12	October 1, 2008, and by <i>November 1</i> each year			
13	thereafter to the Governor and the Chairmen of the			
14	Senate Finance and House Appropriations Committees.			
15	M. The Compensation Board shall conduct a feasibility			
16	study of developing an annual operating cost report for			
17	Commonwealth's Attorneys, Treasurers, and			
18	Commissioners of the Revenue, using a reporting			
19	format similar to that provided in the annual jail cost			
20	report. The feasibility study shall be provided to the			
21	Chairmen of the Senate Finance and House			
22	Appropriations Committees by January 1, 2009.			
23	71. Financial Assistance for Local Finance Directors			
24	(71700) .....		\$6,693,340	<del>\$6,693,340</del>
25				\$6,219,626
26	Financial Assistance to Local Finance Directors			
27	(71701) .....	\$635,090	\$635,090	
28	Financial Assistance for Operations of Local Finance			
29	Directors (71702) .....	\$6,058,250	<del>\$6,058,250</del>	
30			\$5,584,536	
31	Fund Sources: General .....	\$6,693,340	<del>\$6,693,340</del>	
32			\$6,219,626	
33	Authority: Title 15.2, Chapter 16, Articles 2 and 6.1,			
34	Code of Virginia.			
35	A.1. The annual salaries of elected or appointed officers			
36	who hold the combined office of city treasurer and			
37	commissioner of the revenue, or elected or appointed			
38	officers who hold the combined office of county			
39	treasurer and commissioner of the revenue subject to			
40	the provisions of § 15.2-1636.17, Code of Virginia,			
41	shall be as hereinafter prescribed, based on the services			
42	provided, except as otherwise provided in			
43	§ 15.2-1636.12, Code of Virginia.			
44		<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>December 1, 2009</b>
45			<i>July 1, 2009</i>	
46		<b>to</b>	<b>to</b>	<b>to</b>
47		<b>November 30, 2008</b>	<b>November 30, 2009</b>	<b>June 30, 2010</b>
48		<i>June 30, 2009</i>		
49				
50	Less than 10,000	\$58,345	<del>\$59,512</del>	\$60,702
51			\$58,345	\$58,345
52	10,000-19,999	\$64,830	<del>\$66,127</del>	\$67,450
53			\$64,830	\$64,830
54	20,000-39,999	\$72,034	<del>\$73,475</del>	\$74,945
55			\$72,034	\$72,034
56	40,000-69,999	\$80,035	<del>\$81,636</del>	\$83,269
57			\$80,035	\$80,035

ITEM 71.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	70,000-99,999	\$88,929	\$90,708	\$92,522
2			\$88,929	\$88,929
3	100,000-174,999	\$98,808	\$100,784	\$102,800
4			\$98,808	\$98,808
5	175,000 to 249,999	\$104,011	\$106,091	\$108,213
6			\$104,011	\$104,011
7	250,000 and above	\$118,194	\$120,558	\$122,969
8			\$118,194	\$118,194
9	2. Whenever any officer whether elected or appointed,			
10	who holds that combined office of city treasurer and			
11	commissioner of the revenue, is such for two or more			
12	cities or for a county and city together, the aggregate			
13	population of such political subdivisions shall be the			
14	population for the purpose of arriving at the salary of			
15	such officer under the provisions of this item.			
16	B. There is hereby reappropriated the unexpended			
17	balance remaining in this program on June 30, 2008,			
18	and June 30, 2009.			
19	C.1. Subject to appropriations by the General Assembly			
20	for this purpose, the Treasurers' Career Development			
21	Program shall be made available by the Compensation			
22	Board to appointed officers who hold the combined			
23	office of city or county treasurer and commissioner of			
24	the revenue subject to the provisions of § 15.2-1636.17,			
25	Code of Virginia.			
26	2. The Compensation Board may increase the annual			
27	salary in paragraph A1 of this item following receipt of			
28	the appointed officer's certification that the minimum			
29	requirements of the Treasurers' Career Development			
30	Program have been met, provided that such			
31	certifications are submitted by appointed officers as part			
32	of their annual budget request to the Compensation			
33	Board on February 1 of each year.			
34	<i>D. Pursuant to Section 4-1.05.a.4. of this act, \$9,207 of</i>			
35	<i>the June 30, 2008, balances required to be</i>			
36	<i>reappropriated have been transferred to the general</i>			
37	<i>fund.</i>			
38	72.	Financial Assistance for Local Commissioners of the		
39		Revenue (77100).....		\$20,225,910
40				\$20,225,910
41		Financial Assistance to Local Commissioners of the		
42		Revenue for Tax Value Certification (77101).....	\$9,664,253	\$9,664,253
43				\$9,674,153
44		Financial Assistance for Operations of Local		
45		Commissioners of the Revenue (77102).....	\$9,392,815	\$9,392,815
46				\$8,591,539
47		Financial Assistance for State Tax Services by		
48		Commissioners of the Revenue (77103).....	\$1,168,842	\$1,168,842
49				\$1,051,958
50		Fund Sources: General.....	\$20,225,910	\$20,225,910
51				\$19,317,650
52		Authority: Title 15.2, Chapter 16, Article 6.1, Code of		
53		Virginia.		
54		A. The annual salaries of county or city commissioners		
55		of the revenue shall be as hereinafter prescribed, except		

ITEM 72.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	as otherwise provided in § 15.2-1636.12, Code of			
2	Virginia.			
3		<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>December 1, 2009</b>
4			<i>July 1, 2009</i>	
5		<b>to</b>	<b>to</b>	<b>to</b>
6		<b>November 30, 2008</b>	<b>November 30, 2009</b>	<b>June 30, 2010</b>
7		<i>June 30, 2009</i>		
8				
9	Less than 10,000	\$58,345	\$59,512	\$60,702
10			\$58,345	\$58,345
11	10,000-19,999	\$64,830	\$66,127	\$67,450
12			\$64,830	\$64,830
13	20,000-39,999	\$72,034	\$73,475	\$74,945
14			\$72,034	\$72,034
15	40,000-69,999	\$80,035	\$81,636	\$83,269
16			\$80,035	\$80,035
17	70,000-99,999	\$88,929	\$90,708	\$92,522
18			\$88,929	\$88,929
19	100,000-174,999	\$98,808	\$100,784	\$102,800
20			\$98,808	\$98,808
21	175,000 to 249,999	\$104,011	\$106,091	\$108,213
22			\$104,011	\$104,011
23	250,000 and above	\$118,194	\$120,558	\$122,969
24			\$118,194	\$118,194
25	B. There is hereby reappropriated the unexpended			
26	balance remaining in this program on June 30, 2008,			
27	and June 30, 2009.			
28	C.1. Subject to appropriations by the General Assembly			
29	for this purpose, the Compensation Board shall provide			
30	for a Commissioners of the Revenue Career			
31	Development Program.			
32	2. Following receipt of the Commissioner's certification			
33	that the minimum requirements of the Commissioners			
34	of the Revenue Career Development Program have been			
35	met, and provided that such certification is submitted			
36	by Commissioners of the Revenue as part of their			
37	annual budget request to the Compensation Board on or			
38	before February 1 of each year, the Compensation			
39	Board shall increase the annual salary shown in			
40	Paragraph A of this item by the amount shown herein			
41	for a 12-month period effective the following July 1.			
42	The salary supplement shall be based upon the levels of			
43	service offered by the Commissioner of the Revenue			
44	for his/her locality and shall be in accordance with the			
45	following schedule:			
46	a. 4.7 percent increase for all Commissioners of the			
47	Revenue who certify their compliance with the			
48	established minimum criteria for the Commissioners of			
49	the Revenue Career Development Program;			
50	b. 2.3 percent additional increase for all Commissioners			
51	of the Revenue who certify their compliance with the			
52	established minimum criteria for the Commissioners of			
53	the Revenue Career Development Program and provide			
54	State Income Tax or Real Estate services as described			
55	in the minimum criteria for the Commissioners of the			
56	Revenue Career Development Program; and			

ITEM 72.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	c. 2.3 percent additional increase for all Commissioners			
2	of the Revenue who certify their compliance with the			
3	established minimum criteria for the Commissioners of			
4	the Revenue Career Development Program and provide			
5	State Income Tax and Real Estate services, as described			
6	in the minimum criteria for the Commissioners of the			
7	Revenue Career Development Program.			
8	D.1. Subject to appropriations by the General Assembly			
9	for this purpose, the Compensation Board shall provide			
10	for a Deputy Commissioners' Career Development			
11	Program.			
12	2. For each Deputy Commissioner selected by the			
13	Commissioner of the Revenue for participation in the			
14	Deputy Commissioners' Career Development Program,			
15	the Compensation Board shall increase the annual			
16	salary established for that position by 9.3 percent,			
17	following receipt of the Commissioner of the Revenue's			
18	certification that the minimum requirements of the			
19	Deputy Commissioners' Career Development Program			
20	have been met, and provided that such certification is			
21	submitted by the Commissioner of the Revenue as part			
22	of the annual budget request to the Compensation			
23	Board on or before February 1st of each year for an			
24	effective date of salary increase of the following July 1.			
25	<i>E. Pursuant to Section 4-1.05.a.4. of this act, \$122,951</i>			
26	<i>of the June 30, 2008, balances required to be</i>			
27	<i>reappropriated have been transferred to the general</i>			
28	<i>fund.</i>			
29	73.	Financial Assistance for Attorneys for the		
30		Commonwealth (77200).....		\$67,439,129
31				\$67,421,029
32		Financial Assistance to Attorneys for the		\$62,671,350
33		Commonwealth (77201).....		
34		\$15,792,878	\$15,774,778	
35		Financial Assistance for Operations of Local Attorneys		
36		for the Commonwealth (77202).....		
		\$51,646,251	<del>\$51,646,251</del>	
			\$46,896,572	
37		Fund Sources: General.....		\$67,439,129
38				<del>\$67,421,029</del>
				\$62,671,350
39	Authority: Title 15.2, Chapter 16, Articles 4 and 6.1,			
40	Code of Virginia.			
41	A.1. The annual salaries of attorneys for the			
42	Commonwealth shall be as hereinafter prescribed			
43	according to the population of the city or county served			
44	except as otherwise provided in § 15.2-1636.12, Code			
45	of Virginia.			
46		<b>July 1, 2008</b>	<del><b>December 1, 2008</b></del>	<b>December 1, 2009</b>
47			<i>July 1, 2009</i>	
48		to	to	to
49		<del><b>November 30, 2008</b></del>	<b>November 30, 2009</b>	<b>June 30, 2010</b>
50		<i>June 30, 2009</i>		
51				
52	Less than 10,000	\$51,706	<del>\$52,740</del>	\$53,795
53			\$51,706	\$51,706
54	10,000-19,999	\$57,458	<del>\$58,607</del>	\$59,779
55			\$57,458	\$57,458

ITEM 73.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	20,000-34,999	\$63,202	\$64,466	\$65,755
2			\$63,202	\$63,202
3	35,000-44,999	\$113,760	\$116,035	\$118,356
4			\$113,760	\$113,760
5	45,000-99,999	\$126,397	\$128,925	\$131,504
6			\$126,397	\$126,397
7	100,000-249,999	\$131,139	\$133,762	\$136,437
8			\$131,139	\$131,139
9	250,000 and above	\$135,882	\$138,600	\$141,372
10			\$135,882	\$135,882
11				
12	2. The attorneys for the Commonwealth and their			
13	successors who serve on a full-time basis pursuant to			
14	§§ 15.2-1627.1, 15.2-1628, 15.2-1629, 15.2-1630 or			
15	§ 15.2-1631, Code of Virginia, shall receive salaries as			
16	if they served localities with populations between			
17	35,000 and 44,999.			
18	3. Whenever an attorney for the Commonwealth is such			
19	for a county and city together, or for two or more			
20	cities, the aggregate population of such political			
21	subdivisions shall be the population for the purpose of			
22	arriving at the salary of such attorney for the			
23	Commonwealth under the provisions of this paragraph			
24	and such attorney for the Commonwealth shall receive			
25	as additional compensation the sum of one thousand			
26	dollars.			
27	B. No expenditure shall be made out of this Item for			
28	the employment of investigators, clerk-investigators or			
29	other investigative personnel in the office of an attorney			
30	for the Commonwealth.			
31	C. Consistent with the provisions of § 19.2-349, Code			
32	of Virginia, attorneys for the Commonwealth may, in			
33	addition to the options otherwise provided by law,			
34	employ individuals to assist in collection of outstanding			
35	fines, costs, forfeitures, penalties, and restitution.			
36	Notwithstanding any other provision of law, beginning			
37	on the date upon which the order or judgment is			
38	entered, the costs associated with employing such			
39	individuals may be paid from the proceeds of the			
40	amounts collected provided that the cost is apportioned			
41	on a pro rata basis according to the amount collected			
42	which is due the state and that which is due the			
43	locality. The attorneys for the Commonwealth shall			
44	account for the amounts collected and apportion costs			
45	associated with the collections consistent with			
46	procedures issued by the Auditor of Public Accounts.			
47	D. The provisions of this act notwithstanding, no			
48	Commonwealth's Attorney, Public Defender or			
49	employee of a Public Defender shall be paid or receive			
50	reimbursement for the state portion of a salary in			
51	excess of the salary paid to judges of the Circuit Court.			
52	Nothing in this paragraph shall be construed to limit			
53	the ability of localities to supplement the salaries of			
54	locally elected constitutional officers or their			
55	employees.			
56	E. The Statewide Juvenile Justice project positions, as			
57	established under the provisions of Item 74 E, of			

ITEM 73.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Chapter 912, 1996 Acts of Assembly, and Chapter 924,				
2	1997 Acts of Assembly, are continued under the				
3	provisions of this act. The Commonwealth's Attorneys				
4	receiving such positions shall annually certify to the				
5	Compensation Board that the positions are used				
6	primarily, if not exclusively, for the prosecution of				
7	delinquency and domestic relations felony cases, as				
8	defined by Chapters 912 and 924. In the event the				
9	positions are not primarily or exclusively used for the				
10	prosecution of delinquency and domestic relations				
11	felony cases, the Compensation Board shall reallocate				
12	such positions by using the allocation provisions as				
13	provided for the Board in Item 74 E of Chapters 912				
14	and 924.				
15	F. There is hereby reappropriated the unexpended				
16	balance remaining in this program on June 30, 2008,				
17	and June 30, 2009.				
18	G. The Compensation Board shall monitor the				
19	Department of Taxation program regarding the				
20	collection of unpaid fines and court costs by private				
21	debt collection firms contracted by Commonwealth's				
22	Attorneys and shall include, in its annual report to the				
23	General Assembly on the collection of court-ordered				
24	fines and fees for Clerks of the Courts and				
25	Commonwealth's Attorneys, the amount of unpaid fines				
26	and costs collected by this program.				
27	H. Out of this appropriation, \$389,165 the first year				
28	and \$389,165 the second year from the general fund is				
29	designated for the Compensation Board to fund five				
30	additional positions in Commonwealth's Attorney's				
31	Offices that shall be dedicated to prosecuting				
32	gang-related criminal activities. The Board shall ensure				
33	that these positions work across jurisdictional lines,				
34	serving the Northern Virginia area (counties of Fairfax,				
35	Loudoun, Prince William, and Arlington and the cities				
36	of Falls Church, Alexandria, Manassas, Manassas Park				
37	and Fairfax).				
38	<i>I. Pursuant to Section 4-1.05.a.4. of this act, \$466,678</i>				
39	<i>of the June 30, 2008, balances required to be</i>				
40	<i>reappropriated have been transferred to the general</i>				
41	<i>fund.</i>				
42	74.	Financial Assistance for Circuit Court Clerks (77300).....		\$52,860,106	\$52,860,106
43		Financial Assistance to Circuit Court Clerks (77301) .....	\$12,461,419	\$12,461,419	\$50,440,377
44		Financial Assistance for Operations for Circuit Court			
45		Clerks (77302).....	\$19,247,060	<del>\$19,247,060</del>	
46				\$17,919,177	
47		Financial Assistance for Circuit Court Clerks' Land			
48		Records (77303).....	\$21,151,627	<del>\$21,151,627</del>	
49				\$20,059,781	
50					
51		Fund Sources: General .....	\$41,128,722	<del>\$41,128,722</del>	
52				\$37,210,780	
53		Trust and Agency .....	\$11,731,384	<del>\$11,731,384</del>	
54				\$13,229,597	
55		Authority: Title 15.2, Chapter 16, Article 6.1;			
56		§§ 51.1-706 and 51.1-137, Title 17.1, Chapter 2, Article			
57		7, Code of Virginia.			

ITEM 74.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A.1. The annual salaries of clerks of circuit courts shall			
2	be as hereinafter prescribed.			
3	<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>December 1, 2009</b>	
4		<i>July 1, 2009</i>		
5	<b>to</b>	<b>to</b>	<b>to</b>	
6	<b>November 30, 2008</b>	<b>November 30, 2009</b>	<b>June 30, 2010</b>	
7	<i>June 30, 2009</i>			
8				
9	Less than 10,000	\$73,304	\$74,770	\$76,265
10			\$73,304	\$73,304
11	10,000 to 19,999	\$90,326	\$92,133	\$93,976
12			\$90,326	\$90,326
13	20,000-39,999	\$103,419	\$105,487	\$107,597
14			\$103,419	\$103,419
15	40,000-69,999	\$108,654	\$110,827	\$113,044
16			\$108,654	\$108,654
17	70,000-99,999	\$117,814	\$120,170	\$122,573
18			\$117,814	\$117,814
19	100,000-174,999	\$128,288	\$130,854	\$133,471
20			\$128,288	\$128,288
21	175,000-249,999	\$132,270	\$134,915	\$137,613
22			\$132,270	\$132,270
23	250,000 and above	\$136,146	\$138,869	\$141,646
24			\$136,146	\$136,146
25	2. Whenever a clerk of a circuit court is such for a			
26	county and a city, for two or more counties, or for two			
27	or more cities, the aggregate population of such			
28	political subdivisions shall be the population for the			
29	purpose of arriving at the salary of the circuit court			
30	clerk under the provisions of this Item.			
31	3. Except as provided in Item 76 A 2, the annual salary			
32	herein prescribed shall be full compensation for services			
33	performed by the office of the circuit court clerk as			
34	prescribed by general law, and for the additional			
35	services of acting as general receiver of the court			
36	pursuant to § 8.01-582, Code of Virginia, indexing and			
37	filing land use application fees pursuant to § 58.1-3234,			
38	Code of Virginia, and all other services provided from,			
39	or utilizing the facilities of, the office of the circuit			
40	court clerk. Pursuant to § 8.01-589, Code of Virginia,			
41	the court shall provide reasonable compensation to the			
42	office of the clerk of the circuit court for acting as			
43	general receiver of the court. Out of the compensation			
44	so allowed, the clerk shall pay his bond or bonds. The			
45	remainder of the compensation so allowed shall be fee			
46	and commission income to the office of the circuit			
47	court clerk.			
48	4. In any county or city operating under provisions of			
49	law which authorizes the governing body to fix the			
50	compensation of the clerk on a salary basis, such clerk			
51	shall receive such salary as shall be allowed by the			
52	governing body. Such salary shall not be fixed at an			
53	amount less than the amount that would be allowed the			
54	clerk under paragraphs A 1 through A 3 of this Item.			
55	5. All clerks shall deposit all clerks' fees and state			
56	revenue with the State Treasurer in a manner consistent			
57	with § 2.2-806, Code of Virginia, unless otherwise			

ITEM 74.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	provided by the Compensation Board as set forth in			
3	§ 17.1-284, Code of Virginia or otherwise provided by			
4	law.			
5	B. The reports filed by each circuit court clerk pursuant			
6	to § 17.1-283, Code of Virginia, for each calendar year			
7	shall include all income derived from the performance			
8	of any office, function or duty described or authorized			
9	by the Code of Virginia whether directly or indirectly			
10	related to the office of circuit court clerk, including, by			
11	way of description and not limitation, services			
12	performed as a commissioner of accounts, receiver, or			
13	licensed agent, but excluding private services performed			
14	on a personal basis which are completely unrelated to			
15	the office. The Compensation Board may suspend the			
16	allowance for office expenses for any clerk who fails to			
17	file such reports within the time prescribed by law, or			
18	when the Board determines that such report does not			
19	comply with the provisions of this paragraph.			
20	C. Each clerk of the circuit court shall submit to the			
21	Compensation Board a copy of the report required			
22	pursuant to § 19.2-349, Code of Virginia, at the same			
23	time that it is submitted to the Commonwealth's			
24	Attorney.			
25	D. There is hereby reappropriated the unexpended			
26	balance remaining in this program on June 30, 2008,			
27	and June 30, 2009.			
28	E. Included within this appropriation are Trust and			
29	Agency funds necessary to support one position to			
30	assist Circuit Court Clerks in implementing the			
31	recommendations of the Land Records Management			
32	Task Force Report dated January 1, 1998.			
33	F. Notwithstanding the provisions of § 17.1-279 E,			
34	Code of Virginia, the Compensation Board may allocate			
35	to the clerk of any circuit court funds for the			
36	acquisition of equipment and software for a pilot			
37	project for the automated application for, and issuance			
38	of, marriage licenses by such court. Any such funds			
39	allocated shall be deemed to have been expended			
40	pursuant to clause (iii) of § 17.1-279 E for the purposes			
41	of the limitation on allocations set forth in that			
42	subsection.			
43	G. Notwithstanding the provisions of § 17.1-279, Code			
44	of Virginia, the Compensation Board may allocate up			
45	to \$1,489,213 the first year and <del>\$1,489,213</del> \$2,978,426			
46	the second year of Technology Trust Fund moneys for			
47	operating expenses in the Clerks' offices.			
48	H. Notwithstanding § 17.1-287, Code of Virginia, any			
49	elected official funded through this Item may elect to			
50	relinquish any portion of his state funded salary			
51	established in paragraph A 1 of this Item. In any office			
52	where the official elects this option, the Compensation			
53	Board shall ensure the amount relinquished is used to			
54	fund salaries of other office staff.			
55	I.1. For audits of Clerks of the Circuit Court completed			
56	after July 1, 2004, the Auditor of Public Accounts shall			
	report any internal control matter that could be			



ITEM 74.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	reasonably expected to lead to the loss of revenues or			
2	assets, or otherwise compromise fiscal accountability.			
3	The Auditor of Public Accounts will also report on			
4	compliance with appropriate law and other financial			
5	matters of the Clerks' office.			
6	2. For internal control matters that could be reasonably			
7	expected to lead to the loss of revenues or assets, or			
8	otherwise compromise fiscal accountability, the Clerk			
9	shall provide the Auditor of Public Accounts a written			
10	corrective action plan to any such audit findings within			
11	10 business days of the audit exit conference, which			
12	will state what actions the clerk will take to remediate			
13	the finding. The Clerk's response may also address the			
14	other matters in the report. During the next audit, the			
15	Auditor of Public Accounts shall determine and report			
16	if the Clerk has corrected the finding related to internal			
17	control matters that could be reasonably expected to			
18	lead to the loss of revenues or assets, or otherwise			
19	compromise fiscal accountability.			
20	3. Notwithstanding the provisions of Item 472,			
21	paragraph J.1.a., the Compensation Board shall not			
22	provide any salary increase to any Circuit Court Clerk			
23	identified by the Auditor of Public Accounts who has			
24	not taken corrective action for the matters reported			
25	above.			
26	J.1. Subject to appropriation by the General Assembly			
27	for this purpose, the Compensation Board may			
28	implement a Circuit Court Clerks' Career Development			
29	Program.			
30	2. Following receipt of a Clerk's certification that the			
31	minimum requirements of the Clerks' Career			
32	Development Program have been met, and provided			
33	that such certification is submitted by Clerks as part of			
34	their annual budget request to the Compensation Board			
35	by February 1 of each year, the Compensation Board			
36	shall increase the annual salary shown in Paragraph			
37	A.1. of this Item by 9.3 percent with the salary increase			
38	becoming effective on the following July 1 for a			
39	12-month period.			
40	K.1. Subject to appropriation by the General Assembly			
41	for this purpose, the Compensation Board may			
42	implement a Deputy Clerks of Circuit Courts' Career			
43	Development Program.			
44	2. For each Deputy Clerk selected by the Clerk for			
45	participation in the Deputy Clerks' Career Development			
46	Program, the Compensation Board shall increase the			
47	annual salary established for that position by 9.3			
48	percent following receipt of the Clerk's certification			
49	that the minimum requirements of the Deputy Clerks'			
50	Career Development Program have been met and			
51	provided that such certification is submitted by Clerks			
52	as part of their annual budget request to the			
53	Compensation Board by February 1 of each year.			
54	L. Upon request of the Attorney for the			
55	Commonwealth, the Clerk of the Circuit Court shall			
56	contemporaneously provide the Attorney for the			
57	Commonwealth copies of all documents provided to the			

ITEM 74.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Virginia Criminal Sentencing Commission pursuant to				
2	§19.2-298.01 (E), Code of Virginia.				
3	M. The Compensation Board may obligate Trust and				
4	Agency funds in excess of the current biennium				
5	appropriation for the automation efforts of the clerks'				
6	offices from the Technology Trust Fund provided that				
7	sufficient cash is available to cover projected costs in				
8	each year and that sufficient revenues are projected to				
9	meet all cash obligations for new obligations as well as				
10	all other commitments and appropriations approved by				
11	the General Assembly in the biennial budget.				
12	<i>N. Pursuant to Section 4-1.05.a.4. of this act, \$322,699</i>				
13	<i>of the June 30, 2008, balances required to be</i>				
14	<i>reappropriated have been transferred to the general</i>				
15	<i>fund.</i>				
16	75.	Financial Assistance for Local Treasurers (77400).....		\$19,912,939	\$19,912,939
17					\$19,183,595
18		Financial Assistance to Local Treasurers (77401).....	\$9,649,596	\$9,649,596	
19		Financial Assistance for Operations of Local Treasurers			
20		(77402) .....	\$9,430,055	\$9,430,055	
21				\$8,784,040	
22		Financial Assistance for State Tax Services by Local			
23		Treasurers (77403) .....	\$833,288	\$833,288	
24				\$749,959	
25		Fund Sources: General .....	\$19,912,939	\$19,912,939	
26				\$19,183,595	
27		Authority: Title 15.2, Chapter 16, Articles 2 and 6.1,			
28		Code of Virginia.			
29		A.1. The annual salaries of treasurers, elected or			
30		appointed officers who hold the combined office of city			
31		treasurer and commissioner of the revenue, or elected			
32		or appointed officers who hold the combined office of			
33		county treasurer and commissioner of the revenue			
34		subject to the provisions of § 15.2-1636.17, Code of			
35		Virginia, shall be as hereinafter prescribed, based on			
36		the services provided, except as otherwise provided in			
37		§ 15.2-1636.12, Code of Virginia.			
38		<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>December 1, 2009</b>	
39			<i>July 1, 2009</i>		
40		to	to	to	
41		<b>November 30, 2008</b>	<b>November 30, 2009</b>	<b>June 30, 2010</b>	
42		<i>June 30, 2009</i>			
43					
44		Less than 10,000	\$58,345	\$59,512	\$60,702
45				\$58,345	\$58,345
46		10,000 to 19,999	\$64,830	\$66,127	\$67,450
47				\$64,830	\$64,830
48		20,000-39,999	\$72,034	\$73,475	\$74,945
49				\$72,034	\$72,034
50		40,000-69,999	\$80,035	\$81,636	\$83,269
51				\$80,035	\$80,035
52		70,000-99,999	\$88,929	\$90,708	\$92,522
53				\$88,929	\$88,929
54		100,000-174,999	\$98,808	\$100,784	\$102,800
55				\$98,808	\$98,808

ITEM 75.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	175,000-249,999	\$104,011	<del>\$106,091</del>	\$108,213
2			<del>\$104,011</del>	\$104,011
3	250,000 and above	\$118,194	<del>\$120,558</del>	\$122,969
4			<del>\$118,194</del>	\$118,194
5				
6	2. Provided, however, that in cities having a treasurer			
7	who neither collects nor disburses local taxes or			
8	revenue or who distributes local revenues but does not			
9	collect the same, such salaries shall be seventy-five			
10	percent of the salary prescribed above for the			
11	population range in which the city falls except that in			
12	no case shall any such treasurer, or any officer whether			
13	elected or appointed, who holds that combined office of			
14	city treasurer and commissioner of the revenue, receive			
15	an increase in salary less than the annual percentage			
16	increase provided from state funds to any other			
17	treasurer, within the same population range, who was at			
18	the maximum prescribed salary in effect for the fiscal			
19	year FY 1980.			
20	3. Whenever a treasurer is such for two or more cities			
21	or for a county and city together, the aggregate			
22	population of such political subdivisions shall be the			
23	population for the purpose of arriving at the salary of			
24	such treasurer under the provisions of this Item.			
25	B. There is hereby reappropriated the unexpended			
26	balance remaining in this program on June 30, 2008,			
27	and June 30, 2009.			
28	C.1. Subject to appropriations by the General Assembly			
29	for this purpose, the Treasurers' Career Development			
30	Program shall be made available by the Compensation			
31	Board to appointed officers who hold the combined			
32	office of city or county treasurer and commissioner of			
33	the revenue subject to the provisions of § 15.2-1636.17,			
34	Code of Virginia.			
35	2. The Compensation Board may increase the annual			
36	salary in paragraph A 1 of this Item by 9.3 percent			
37	following receipt of the Treasurer's certification that the			
38	minimum requirements of the Treasurers' Career			
39	Development Program have been met, provided that			
40	such certifications are submitted by Treasurers as part			
41	of their annual budget request to the Compensation			
42	Board on February 1 of each year.			
43	D.1. Subject to appropriations by the General Assembly			
44	for this purpose, the Compensation Board shall provide			
45	for a Deputy Treasurers' Career Development Program.			
46	2. For each Deputy Treasurer selected by the Treasurer			
47	for participation in the Deputy Treasurers' Career			
48	Development Program, the Compensation Board shall			
49	increase the annual salary established for that position			
50	by 9.3 percent following receipt of the Treasurer's			
51	certification that the minimum requirements of the			
52	Deputy Treasurers' Career Development Program have			
53	been met, and provided that such certification is			
54	submitted by the Treasurer as part of the annual budget			
55	request to the Compensation Board on or before			
56	February 1 of each year for an effective date of salary			

ITEM 75.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	increase of the following July 1st.			
2	<i>E. Pursuant to Section 4-1.05.a.4. of this act, \$142,793</i>			
3	<i>of the June 30, 2008, balances required to be</i>			
4	<i>reappropriated have been transferred to the general</i>			
5	<i>fund.</i>			
6	76. Administrative and Support Services (79900).....		\$7,617,458	\$6,927,484
7				\$6,167,458
8	General Management and Direction (79901).....	\$2,586,114	\$1,967,202	
9			\$3,285,902	
10	Information Technology Services (79902).....	\$1,530,993	\$1,459,931	
11	Training Services (79925) .....	\$145,611	\$145,611	
12	Liability Insurance (79940) .....	\$3,354,740	\$3,354,740	
13			\$1,276,014	
14	Fund Sources: General .....	\$7,617,458	\$6,927,484	
15			\$6,167,458	
16	Authority: Title 2.2-1839; Title 15.2, Chapter 16,			
17	Articles 2, 3, 4 and 6.1; Title 17.1, Chapter 2, Article			
18	7, Code of Virginia.			
19	A.1. In determining the salary of any officer specified			
20	in Items 69, 71, 72, 73, 74, and 75 of this act, the			
21	Compensation Board shall use the greater of the most			
22	recent actual United States census count or the most			
23	recent provisional population estimate from the United			
24	States Bureau of the Census or the Weldon Cooper			
25	Center for Public Service of the University of Virginia			
26	available when fixing the officer's annual budget and			
27	shall adjust such population estimate, where applicable,			
28	for any annexation or consolidation order by a court			
29	when such order becomes effective. There shall be no			
30	reduction in salary by reason of a decline in population			
31	during the terms in which the incumbent remains in			
32	office.			
33	2. In determining the salary of any officer specified in			
34	Items 69, 71, 72, 73, 74, and 75 of this act, nothing			
35	herein contained shall prevent the governing body of			
36	any county or city from supplementing the salary of			
37	such officer in such county or city for additional			
38	services not required by general law; provided,			
39	however, that any such supplemental salary shall be			
40	paid wholly by such county or city.			
41	3. Any officer whose salary is specified in Items 69,			
42	71, 72, 73, 74, and 75 of this act shall provide			
43	reasonable access to his work place, files, records, and			
44	computer network as may be requested by his duly			
45	elected successor after the successor has been certified.			
46	B.1. Notwithstanding any other provision of law, the			
47	Compensation Board shall authorize and fund			
48	permanent positions for the locally elected			
49	constitutional officers, subject to appropriation by the			
50	General Assembly, including the principal officer, at the			
51	following levels:			
52			<b>FY 2009</b>	<b>FY 2010</b>
53	Sheriffs		10,556	10,556
54			10,258	10,775
55	Partially Funded: Jail Medical, Treatment, and Classification and Records Positions		725	725

ITEM 76.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Commissioners of the Revenue		846	846
2	Treasurers		861	861
3	Directors of Finance		383	383
4	Commonwealth's Attorneys		1,266	1,266
5	Clerks of the Circuit Court		1,144	1,144
6	TOTAL		<del>15,781</del>	<del>15,781</del>
7			15,483	16,000
8	2. The Compensation Board is authorized to provide			
9	funding for 549 temporary positions the first year and			
10	549 temporary positions the second year.			
11	3. The Board is authorized to adjust the expenses and			
12	other allowances for such officers to maintain approved			
13	permanent and temporary manpower levels.			
14	4. Paragraphs B 1 and B 2 of this Item shall not apply			
15	to the clerks of the circuit courts and their employees			
16	specified in § 17.1-288, Code of Virginia, or those			
17	under contract pursuant to § 17.1-290, Code of			
18	Virginia.			
19	C.1. Reimbursement by the Compensation Board for			
20	the use of vehicles purchased or leased with public			
21	funds used in the discharge of official duties shall be at			
22	a rate equal to that approved by the Joint Legislative			
23	Audit and Review Commission for Central Garage Car			
24	Pool services. No vehicle purchased or leased with			
25	public funds on or after July 1, 2002 shall display			
26	lettering on the exterior of the vehicle that includes the			
27	name of the incumbent sheriff.			
28	2. Reimbursement by the Compensation Board for the			
29	use of personal vehicles in the discharge of official			
30	duties shall be at a rate equal to that established in			
31	§ 4-5.04 f 2. of this act. All such requests for			
32	reimbursement shall be accompanied by a certification			
33	that a publicly owned or leased vehicle was unavailable			
34	for use.			
35	D.1. Compensation Board payments of, or			
36	reimbursements for, the employer paid contribution to			
37	the Virginia Retirement System, or any system offering			
38	like benefits, shall not exceed the Commonwealth's			
39	proportionate share of the following, whichever is less:			
40	(a) the actual retirement rate for the local constitutional			
41	officer's office or regional correctional facility as set by			
42	the Board of the Virginia Retirement System or (b) the			
43	employer rate established for the general classified			
44	workforce of the Commonwealth covered under the			
45	Virginia Retirement System.			
46	2. The rate specified in paragraph D 1 shall exclude the			
47	cost of any early retirement program implemented by			
48	the Commonwealth.			
49	3. Any employer paid contribution costs for rates			
50	exceeding those specified in paragraph D 1 shall be			
51	borne by the employer.			
52	E. The Compensation Board is directed to examine the			
53	current level of crowding of inmates in local jails			
54	among the several localities and to reallocate or reduce			
55	temporary positions among local jails as may be			

ITEM 76.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	required, consistent with the provisions of this act.			
3	F. Any new positions established in Item 76 of this act			
4	shall be allocated by the Compensation Board upon			
5	request of the constitutional officers in accordance with			
6	staffing standards and ranking methodologies approved			
7	by the Compensation Board to fulfill the requirements			
8	of any court order occurring from proceedings under			
9	§ 15.2-1636.8, Code of Virginia, in accordance with the			
10	provisions of Item 69 of this act.			
11	G. Any funds appropriated in this act for performance			
12	pay increases for designated deputies or employees of			
13	constitutional officers shall be allocated by the			
14	Compensation Board upon certification of the			
15	constitutional officer that the performance pay plan for			
16	that office meets the minimum standards for such plans			
17	as set by the Compensation Board. Nothing herein, and			
18	nothing in any performance pay plan set by the			
19	Compensation Board or adopted by a constitutional			
20	officer, shall change the status of employees or deputies			
21	of constitutional officers from employees at will or			
22	create a property or contractual right to employment.			
23	Such deputies and employees shall continue to be			
24	employees at will who serve at the pleasure of the			
25	constitutional officers.			
26	H. The Compensation Board shall apply the current			
27	fiscal stress factor, as determined by the Commission			
28	on Local Government, to any general fund amounts			
29	approved by the Board for the purchase, lease or lease			
30	purchase of equipment for constitutional officers. In the			
31	case of equipment requests from regional jail			
32	superintendents and regional special prosecutors, the			
33	highest stress factor of a member jurisdiction will be			
34	used.			
35	I. The Compensation Board shall not approve or			
36	commit additional funds for the operational cost,			
37	including salaries, for any local or regional jail			
38	construction, renovation, or expansion project which			
39	was not approved for reimbursement by the State Board			
40	of Corrections prior to January 1, 1996, unless: (1) the			
41	Secretary of Administration certifies that such			
42	additional funding results in an actual cost savings to			
43	the Commonwealth or (2) an exception has been			
44	granted as provided for in Item <del>380</del> 388 of this act.			
45	J. Out of this appropriation \$118,110 the first year and			
46	\$118,110 the second year from the general fund is			
47	designated for executive management, lawful			
48	employment practices, and new deputy and jail			
49	management training for constitutional officers, their			
50	employees, and regional jail superintendents.			
51	K. Any local or regional jail that receives funding from			
52	the Compensation Board shall report inmate populations			
53	to the Compensation Board, through the local inmate			
54	data system, no less frequently than weekly. Each local			
55	or regional jail that receives funding from the			
56	Compensation Board shall use the Virginia Crime			
57	Codes (VCC) in identifying and describing offenses for			
58	persons arrested and/or detained in local and regional			
	jails in Virginia.			

ITEM 76.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	L.1. The Compensation Board shall provide the			
2	Chairmen of the Senate Finance and House			
3	Appropriations Committees and the Secretaries of			
4	Finance and Administration with an annual report, on			
5	December 1 of each year, of jail revenues and			
6	expenditures for all local and regional jails and jail			
7	farms which receive funds from the Compensation			
8	Board. Information provided to the Compensation			
9	Board is to include an audited statement of revenues			
10	and expenses for inmate canteen accounts, telephone			
11	commission funds, inmate medical co-payment funds,			
12	any other fees collected from inmates and			
13	investment/interest monies for inclusion in the report.			
14	2. Local and regional jails and jail farms and local			
15	governments receiving funds from the Compensation			
16	Board shall, as a condition of receiving such funds,			
17	provide such information as may be required by the			
18	Compensation Board, necessary to prepare the annual			
19	jail cost report.			
20	3. If any sheriff, superintendent, county administrator or			
21	city manager fails to send such information within five			
22	working days after the information should be			
23	forwarded, the Chairman of the Compensation Board			
24	shall notify the sheriff, superintendent, county			
25	administrator or city manager of such failure. If the			
26	information is not provided within ten working days			
27	from that date, then the Chairman shall cause the			
28	information to be prepared from the books of the city,			
29	county, or regional jail and shall certify the cost thereof			
30	to the State Comptroller. The Comptroller shall issue			
31	his warrant on the state treasury for that amount,			
32	deducting the same from any funds that may be due the			
33	sheriff or regional jail from the Commonwealth.			
34	M. In the event of the transition of a city to town status			
35	pursuant to the provisions of Chapter 41 (§ 15.2-4100			
36	et seq.) of Title 15.2, Code of Virginia, subsequent to			
37	July 1, 1999, the Compensation Board shall provide			
38	funding from Items 69, 72, 73, 74, and 75 of this act,			
39	consistent with the requirements of § 15.2-1302, Code			
40	of Virginia. Notwithstanding the provisions of			
41	paragraph F of this Item, any positions in the			
42	constitutional offices of the former city which are			
43	available for reallocation as a result of the transition			
44	shall be first reallocated in accordance with			
45	Compensation Board staffing standards to the			
46	constitutional officers in the county in which the town			
47	is situated, without regard to the Compensation Board's			
48	priority of need ranking for reallocated positions. The			
49	salary and fringe benefit costs for these positions shall			
50	be deducted from any amounts due the county, as			
51	provided in § 15.2-1302, Code of Virginia.			
52	N. Notwithstanding any other provisions of			
53	§ 15.2-1605, Code of Virginia, the Compensation Board			
54	shall provide no reimbursement for accumulated			
55	vacation time for employees of Constitutional Officers.			
56	O. The Compensation Board is hereby authorized to			
57	deduct, from the first reimbursements made each year			
58	to localities out of the amounts in Items 69, 71, 72, 73,			
59	74, and 75 of this act, an amount equal to fifty percent			

ITEM 76.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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56				
57	76.05.			
58				
	<i>Executive Management (71300)</i> .....			
	<i>Savings From Management Actions (71301)</i> .....			
		(\$553,028)	(\$437,064)	
				(\$553,028)
				(\$437,064)



ITEM 76.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	(\$553,028)	(\$437,064)		
2	Total for Compensation Board.....			<b>\$670,245,374</b>	<b>\$677,884,570</b>
3				<b>\$668,656,962</b>	<b>\$637,019,584</b>
4	General Fund Positions.....	23.00	23.00		
5	Nongeneral Fund Positions.....	1.00	1.00		
6	Position Level .....	24.00	24.00		
7	Fund Sources: General.....	\$658,513,990	\$666,153,186		
8		\$650,925,578	\$617,789,987		
9	Trust and Agency .....	\$11,731,384	\$11,731,384		
10			\$13,229,597		
11	Dedicated Special Revenue .....	\$6,000,000	\$6,000,000		
12	<b>§ 1-26. DEPARTMENT OF EMPLOYMENT DISPUTE RESOLUTION (962)</b>				
13	77. Personnel Management Services (70400).....			\$1,406,610	\$1,406,610
14				\$1,470,715	\$0
15	Employee Grievance, Mediation, Training, and				
16	Consultation Services (70416).....	\$1,406,610	\$1,406,610		
17		\$1,470,715	\$0		
18	Fund Sources: General.....	\$1,106,641	\$1,106,641		
19			\$0		
20	Special.....	\$299,969	\$299,969		
21		\$364,074	\$0		
22	Authority: Title 2.2, Chapters 10 and 30, Code of				
23	Virginia.				
24	Notwithstanding any contrary provisions of law,				
25	effective July 1, 2009, the responsibilities of the				
26	Department of Employment Dispute Resolution shall be				
27	administered by the Department of Human Resource				
28	Management.				
29	77.05. Executive Management (71300).....			(\$163,506)	\$0
30	Savings From Management Actions (71301).....	(\$163,506)	\$0		
31	Fund Sources: General.....	(\$163,506)	\$0		
32	Authority: Discretionary Inclusion				
33	Appropriation reductions in this Item and specified in				
34	Section 4-1.08 of this act shall apply notwithstanding				
35	any language and amounts to the contrary within other				
36	Items of this act.				
37	Total for Department of Employment Dispute				
38	Resolution.....			<b>\$1,406,610</b>	<b>\$1,406,610</b>
39				<b>\$1,307,209</b>	<b>\$0</b>
40	General Fund Positions.....	12.50	12.50		
41			0.00		
42	Nongeneral Fund Positions.....	5.50	5.50		
43			0.00		
44	Position Level .....	18.00	18.00		
45			0.00		
46	Fund Sources: General.....	\$1,106,641	\$1,106,641		
47		\$943,135	\$0		
48	Special.....	\$299,969	\$299,969		
49		\$364,074	\$0		

ITEM 78.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-27. DEPARTMENT OF GENERAL SERVICES (194)</b>			
2 78.	Laboratory Services (72600) .....		\$28,015,357	\$28,113,328
3	Statewide Laboratory Services (72604) .....	\$28,015,357	\$28,113,328	
4	Fund Sources: General .....	\$11,912,146	\$12,010,117	
5	Enterprise .....	\$6,981,598	\$6,981,598	
6	Internal Service .....	a sum sufficient		
7	Federal Trust .....	\$9,121,613	\$9,121,613	
8	Authority: Title 2.2, Chapter 11, Article 2, Code of			
9	Virginia.			
10	A. The provisions of § 2.2-1104, Code of Virginia,			
11	notwithstanding, the Division of Consolidated			
12	Laboratory Services shall ensure that no individual is			
13	denied the benefits of laboratory tests mandated by the			
14	Department of Health for reason of inability to pay for			
15	such services.			
16	B.1. Statewide Laboratory Services include an internal			
17	service fund which shall be paid from revenues derived			
18	from charges to the Department of Environmental			
19	Quality and the Department of Agriculture and			
20	Consumer Services. The estimated internal service fund			
21	cost is \$2,100,000 the first year and \$2,200,000 the			
22	second year.			
23	2. Statewide Laboratory Services include an internal			
24	service fund, which shall be paid by transfers from the			
25	Virginia Department of Transportation for motor fuel			
26	testing as stated in § 3-1.02 A of this act, and fees			
27	collected from governmental entities for sample testing.			
28	The estimated internal service fund cost is \$329,868 the			
29	first year and \$329,868 the second year.			
30	C. The provisions of § 2.2-1104 B, Code of Virginia,			
31	notwithstanding, the Division of Consolidated			
32	Laboratories may charge a fee for the limited and			
33	specific purpose of analyses of water samples where:			
34	1. testing is required by Department of Health			
35	regulations pursuant to Phase II and Phase V			
36	regulations of the federal Safe Drinking Water Act, and			
37	2. funding to support such testing is not otherwise			
38	provided for in this act.			
39	D. Out of this Item is provided, \$296,900 the first year			
40	and <del>\$622,900</del> \$27,293 the second year from the general			
41	fund for lease payments through the Master Equipment			
42	Lease Program for laboratory equipment.			
43	E. This Item includes savings from the closure of the			
44	laboratory located in Abingdon. The Department of			
45	General Services is directed to sell the property.			
46	Laboratory operating costs and equipment relocation			
47	costs incurred by the Department of General Services			
48	after closure will be paid from the proceeds received			
49	from the sale of the property.			
50 79.	Real Estate Services (72700).....		\$1,196,849	\$1,196,849
51	Statewide Leasing and Disposal Services (72705).....	\$1,196,849	\$1,196,849	

ITEM 79.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$828,142	\$828,142		
2	Special.....	\$368,707	\$368,707		
3	Internal Service.....		a sum sufficient		
4	Authority: Title 2.2, Chapter 11, Article 4, § 2.2-1156,				
5	Code of Virginia.				
6	A. This appropriation includes an internal service fund				
7	to support a program of Real Estate Services. This				
8	internal service fund may include rent payments or fees				
9	to be paid by state agencies and institutions for their				
10	occupancy of facilities and for the agency's				
11	management of real property transactions, including, but				
12	not necessarily limited to, leases of non-state owned				
13	office space throughout the Commonwealth for use by				
14	such agencies and institutions. Also included are funds				
15	to pay costs associated with the disposal of state-owned				
16	real property and interests therein. The costs paid for				
17	each sale shall be returned to the fund upon sale of the				
18	property in an amount calculated at 115 percent of such				
19	costs. The estimated cost for this service area is				
20	\$59,200,000 the first year and <del>\$59,200,000</del> \$48,000,000				
21	the second year. In implementing the program, the				
22	department may utilize brokerage services, portfolio				
23	management strategies, personnel policies, and				
24	compensation practices generally consistent with				
25	prevailing industry best practices.				
26	B. The Director, Department of Planning and Budget,				
27	is authorized to transfer general fund appropriations				
28	from this Item to agencies paying the Department of				
29	General Services' real estate service charges from				
30	general fund appropriations based on real estate				
31	surcharge rates approved by the Joint Legislative Audit				
32	and Review Commission.				
33	<i>C. The Department of General Services shall produce a</i>				
34	<i>report in which it reviews and details the</i>				
35	<i>administrative expenditures, revenue sources, and</i>				
36	<i>financial obligations of the Division of Real Estate</i>				
37	<i>Services. This report shall develop and detail a plan</i>				
38	<i>for reducing the fees it charges to agencies and</i>				
39	<i>institutions by 15 percent in FY 2010. The report shall</i>				
40	<i>be provided to the Director, Department of Planning</i>				
41	<i>and Budget, by July 15, 2009.</i>				
42	80. Procurement Services (73000).....			\$22,304,235	\$22,304,235
43				\$22,886,807	\$22,886,807
44	Statewide Procurement Services (73002).....	\$22,304,235	\$22,304,235		
45		\$22,886,807	\$22,886,807		
46	Surplus Property Programs (73007).....		a sum sufficient		
47	Statewide Cooperative Procurement and Distribution				
48	Services (73008).....		a sum sufficient		
49	Fund Sources: General.....	\$3,883,810	\$3,883,810		
50	Special.....	\$503,053	\$503,053		
51		\$1,085,625	\$1,085,625		
52	Enterprise .....	\$17,917,372	\$17,917,372		
53	Internal Service.....		a sum sufficient		
54	Authority: Title 2.2, Chapter 11, Articles 3 and 6, Code				
55	of Virginia.				
56	A. The amounts for Surplus Property Programs shall be				

ITEM 80.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	paid solely from revenues derived from charges for			
2	services. The estimated cost for sales of federal surplus			
3	property is <del>\$1,030,000</del> \$975,000 first year and			
4	<del>\$1,030,000</del> \$975,000 the second year. The estimated			
5	cost for sales of state surplus property is <del>\$1,500,000</del>			
6	\$1,715,000 the first year and <del>\$1,600,000</del> \$1,715,000 the			
7	second year.			
8	B. The amount for statewide cooperative procurement			
9	and distribution services shall be paid solely from			
10	revenues derived from charges for services. The			
11	estimated cost is \$31,800,000 the first year and			
12	\$32,000,000 the second year.			
13	<del>C. The Division of Purchases and Supply within the</del>			
14	<del>Department of General Services shall standardize the</del>			
15	<del>general delegation of procurement authority to be the</del>			
16	<del>same for all goods and non-professional services,</del>			
17	<del>including certain information technology goods and</del>			
18	<del>services, across the Executive Branch of government.</del>			
19	D.4. The Commonwealth's electronic procurement			
20	system will be financed by fees assessed to state			
21	agencies and institutions of higher education and			
22	vendors. These fees will be determined by the			
23	Department of General Services in consultation with the			
24	Department of Planning and Budget and the State			
25	Comptroller.			
26	<del>2. Through June 30, 2009, the Department of General</del>			
27	<del>Services is authorized to use excess revenues generated</del>			
28	<del>in this paragraph, to supplement funding of</del>			
29	<del>procurement services authorized in Item 80D, with</del>			
30	<del>approval by the Director, Department of Planning and</del>			
31	<del>Budget.</del>			
32	E. The Department of General Services shall allow			
33	nonprofit food banks operating in Virginia and granted			
34	tax-exempt status under § 501(c)(3) of the Internal			
35	Revenue Code to purchase directly from the Virginia			
36	Distribution Center.			
37	81. Physical Plant Management Services (74100).....		\$5,559,723	\$5,559,723
38	Parking Facilities Management (74105).....	\$3,328,104		\$3,328,104
39	Statewide Building Management (74106).....	\$1,118,205		\$1,118,205
40	Statewide Engineering and Architectural Services			
41	(74107) .....	\$457,107		\$457,107
42	Seat of Government Mail Services (74108).....	\$656,307		\$656,307
43	Fund Sources: General .....	\$1,745,177		\$1,745,177
44	Special.....	\$3,814,546		\$3,814,546
45	Internal Service.....	a sum sufficient		
46	Authority: Title 2.2, Chapter 11, Articles 4 and 6;			
47	§ 58.1-3403, Code of Virginia.			
48	A.1. Statewide Building Management includes an			
49	internal service fund. The amounts for this service area			
50	shall be paid solely from revenues derived for services.			
51	The estimated cost is \$7,132,931 the first year and			
52	\$7,239,493 the second year.			
53	2. Also in Statewide Building Management is an			
54	internal service fund supported from revenues derived			

ITEM 81.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	from rental charges assessed to occupants for			
2	seat-of-government buildings controlled, maintained and			
3	operated by the Department of General Services,			
4	excluding the building occupants that currently have			
5	maintenance service agreements with the department.			
6	The estimated cost for this service area is <del>\$26,845,376</del>			
7	<del>\$30,408,000</del> the first year and <del>\$27,959,505</del> <del>\$30,408,000</del>			
8	the second year for facilities at the seat of government,			
9	and a sum sufficient for maintenance and operation of			
10	such other state-owned facilities as the Governor or			
11	department may direct, as otherwise provided by law.			
12	3. Further, out of the estimated cost for this service			
13	area, amounts estimated at \$1,640,000 the first year and			
14	\$1,640,000 the second year shall be paid for Payment			
15	in Lieu of Taxes. In addition to the amounts for the			
16	sum sufficient, the following sums, estimated at the			
17	amounts shown for this purpose, are included in the			
18	appropriations for the agencies identified:			
19		<b>FY 2009</b>		<b>FY 2010</b>
20	Department of Alcoholic Beverage Control	\$58,702		\$58,702
21		\$1,650		\$1,650
22	Department of Forensics	\$218,644		\$218,644
23		\$200,475		\$200,475
24	Department of Game and Inland Fisheries	\$13,688		\$13,688
25		\$27,333		\$27,333
26	Department of Military Affairs	\$16,760		\$16,760
27		\$17,586		\$17,586
28	Department of Motor Vehicles	\$165,799		\$165,799
29		\$194,847		\$194,847
30	Department of State Police	\$528		\$528
31		\$670		\$670
32	Department of Taxation	\$20,828		\$20,828
33		\$24,478		\$24,478
34	Department of Transportation	\$189,688		\$189,688
35		\$215,000		\$215,000
36	Department for the Blind and Vision Impaired	\$3,158		\$3,158
37		\$3,313		\$3,313
38	State Corporation Commission	\$173,542		\$173,542
39		\$44,242		\$44,242
40	Virginia Employment Commission	\$51,819		\$51,819
41		\$54,373		\$54,373
42	Virginia Housing Development Authority	\$93,209		\$93,209
43		\$128,362		\$128,362
44	Virginia Museum of Fine Arts	\$158,513		\$158,513
45	Virginia Retirement System	\$33,322		\$33,322
46		\$35,050		\$35,050
47	<i>Veterans Affairs</i>	\$136,352		\$136,352
48	<b>TOTAL</b>	<b>\$1,198,200</b>		<b>\$1,198,200</b>
49		<b>\$1,242,244</b>		<b>\$1,242,244</b>
50	B.1. Statewide Engineering and Architectural Services			
51	include an internal service fund to support the Bureau			
52	of Capital Outlay Management. This internal service			
53	fund shall consist of the fees imposed upon state			
54	agencies and institutions of higher education for the			
55	review of architectural, mechanical, and life safety			
56	plans of capital outlay projects. The estimated total			
57	amount to be collected by this fund is a sum sufficient			
58	estimated at \$3,350,000 in the first year and \$3,500,000			
59	in the second year.			
60	2. Under the internal service fund, the Department of			

ITEM 81.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Services shall review 85 percent of all capital			
2	outlay projects within 14 calendar days, 95 percent			
3	within 21 calendar days, and 100 percent within 28			
4	days of submission. The Department of General			
5	Services also shall work with its client agencies and			
6	institutions to develop estimated budgetary standards			
7	for the hours and associated costs of review that will be			
8	required for different project types.			
9	3. In administering this internal service fund, the			
10	Department of General Services may dedicate a			
11	full-time position to conduct fire and life safety code			
12	reviews for any institution of higher education that			
13	generates a high volume of capital outlay projects on a			
14	routine basis. This dedicated reviewer shall report to the			
15	Director, Bureau of Capital Outlay Management but			
16	may be located at the institution of higher education.			
17	The cost of the dedicated reviewer shall be borne by			
18	the higher education institution.			
19	C. Interest on the employee vehicle parking fund			
20	authorized by § 4-6.04 c of this act shall be added to			
21	the fund as earned.			
22	D. Included in this Item is \$311,004 the first year and			
23	\$311,004 the second year from the general fund to			
24	maintain and oversee the Facility Inventory Condition			
25	and Assessment system. The general fund dollars are			
26	to be supplemented by fees assessed to state agencies			
27	and institutions of higher education. The Department of			
28	General Services, in conjunction with the Department			
29	of Planning and Budget, shall develop guidelines for			
30	these fees.			
31	E. The Department of General Services shall, in			
32	conjunction with affected agencies, develop, implement,			
33	and administer a consolidated mail function to process			
34	inbound and outbound mail for agencies located in the			
35	Richmond metropolitan area. The consolidated mail			
36	function shall include the establishment of a centralized			
37	mail receiving and outbound processing location or			
38	locations, and the enhancement of mail security			
39	capabilities within these location(s).			
40	F. All new and renovated state-owned facilities, if the			
41	renovations are in excess of 50 percent of the			
42	structure's assessed value, that are over 5,000 gross			
43	square feet shall be designed and constructed consistent			
44	with energy performance standards at least as stringent			
45	as the U.S. Green Building Councils LEED rating			
46	system or the Green Globes rating system.			
47	82.	Printing and Reproduction (82100).....		a sum sufficient
48		Statewide Graphic Design Services (82101) .....	a sum sufficient	
49		Fund Sources: Internal Service.....	a sum sufficient	
50	Authority: Title 2.2, Chapter 11, Articles 3 and 6, Code			
51	of Virginia.			
52	The amounts in this Item shall be paid solely from			
53	revenues derived from charges for services. The			
54	estimated cost is \$405,752 the first year and \$415,705			
55	the second year.			

ITEM 82.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	83.			a sum	sufficient
2				a sum	sufficient
3				a sum	sufficient
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17	84.			\$5,633,645	\$5,633,645
18				\$5,666,645	\$5,666,645
19		\$3,468,389	\$3,468,389		
20		\$2,165,256	\$2,165,256		
21		\$2,198,256	\$2,198,256		
22		\$5,633,645	\$5,633,645		
23		\$33,000	\$33,000		
24					
25					
26	84.05.			(\$767,072)	(\$2,036,480)
27		(\$767,072)	(\$2,036,480)		
28		(\$767,072)	(\$2,036,480)		
29					
30					
31					
32					
33					
34				\$62,709,809	\$62,807,780
35				\$62,558,309	\$61,386,872
36		264.00	266.00		
37		254.00	256.00		
38		408.50	408.50		
39		672.50	674.50		
40		662.50	664.50		
41		\$24,002,920	\$24,100,891		
42		\$23,235,848	\$22,064,411		
43		\$4,686,306	\$4,686,306		
44		\$5,301,878	\$5,301,878		
45		\$24,898,970	\$24,898,970		
46		\$9,121,613	\$9,121,613		

ITEM 85.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-28. DEPARTMENT OF HUMAN RESOURCE MANAGEMENT (129)</b>			
2	85.	Personnel Management Services (70400) .....		\$9,995,987
3				<del>\$9,995,987</del>
4		Agency Human Resource Services (70401) .....	\$1,896,962	\$1,896,962
5		Equal Employment Services (70403).....	\$842,215	\$842,215
6		Health Benefits Services (70406).....	\$2,776,537	\$2,776,537
7		Personnel Development Services (70409).....	\$803,777	\$803,777
8		<i>Employee Grievance, Mediation, Training, and</i>		
9		<i>Consultation Services (70416).....</i>	\$0	<i>\$1,406,610</i>
10		State Employee Services (70417).....	\$211,138	\$211,138
11		State Employee Workers' Compensation Services		
12		(70418) .....	\$1,178,426	\$1,178,426
13		Administrative and Support Services (70419).....	\$2,286,932	\$2,286,932
14		Fund Sources: General .....	\$5,424,537	<del>\$5,424,537</del>
15				<del>\$6,531,178</del>
16		Special.....	\$3,398,895	<del>\$3,398,895</del>
17				<del>\$3,698,864</del>
18		Trust and Agency .....	\$1,172,555	\$1,172,555
19		Authority: Title 2.2, Chapters 12, 28, and 29, Code of		
20		Virginia.		
21		A. Administration of any health benefit plan or plans		
22		provided for state employees pursuant to § 2.2-2818,		
23		Code of Virginia, shall be subject to the review of the		
24		Virginia Council on Human Resources, which is		
25		provided for in § 2.2-2675, Code of Virginia.		
26		Additionally, the department shall report any proposed		
27		changes in premiums, benefits, carriers, or provider		
28		networks to the Governor and the Chairmen of the		
29		House Appropriations and Senate Finance Committees		
30		at least sixty days prior to implementation.		
31		B.1. The Department of Human Resource Management		
32		shall operate a human resource service center to support		
33		the human resource needs of those agencies identified		
34		by the Secretary of Administration in consultation with		
35		the Department of Planning and Budget. The agencies		
36		so identified shall cooperate with the Department of		
37		Human Resource Management by transferring such		
38		records and functions as may be required.		
39		2. The Department of Human Resource Management		
40		shall recover the cost of the human resource service		
41		center's services in a manner determined by the		
42		Director, Department of Planning and Budget and the		
43		State Comptroller.		
44		3. Nothing in this paragraph shall prohibit additional		
45		agencies from using the services of the center; however,		
46		these additional agencies' use of the human resource		
47		service center shall be subject to approval by the		
48		affected cabinet secretary and the Secretary of		
49		Administration.		
50		C. The institutions of higher education shall be exempt		
51		from the centralized advertising requirements identified		
52		in Executive Order 73 (01).		
53		D.1. To ensure fair and equitable performance reviews,		
54		the Department of Human Resource Management,		
55		within available resources, is directed to provide		



ITEM 85.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	performance management training to agencies and			
3	institutions of higher education with classified			
	employees.			
4	2. Agency heads in the Executive Department are			
5	directed to require appropriate performance management			
6	training for all agency supervisors and managers.			
7	E. The Department of Human Resource Management			
8	shall take into account the claims experience of each			
9	agency and institution when setting premiums for the			
10	workers' compensation program.			
11	F. The Department of Human Resource Management			
12	shall report to the Governor and Chairmen of the House			
13	Appropriations and Senate Finance Committees by			
14	September 1, 2009, of its recommended workers'			
15	compensation premiums for state agencies for the			
16	following biennium. This report shall also include the			
17	basis for the department's recommendations, the			
18	number and amount of workers' compensation			
19	settlements concluded in the previous fiscal year, and			
20	the impact of those settlements on the workers'			
21	compensation program's reserves.			
22	G. The Department of Human Resource Management			
23	shall report to the Governor and Chairmen of the House			
24	Appropriations and Senate Finance Committees by			
25	October 15, of each year, the renewal cost of the state			
26	employee health insurance program premiums that will			
27	go into effect on July 1, 2009 and July 1, 2010. This			
28	report shall include the impact of the renewal cost on			
29	employee and employer premiums and a valuation of			
30	liabilities as required by Other Post Employment			
31	Benefits reporting standards.			
32	<i>H. Notwithstanding any contrary provisions of law,</i>			
33	<i>effective July 1, 2009, the responsibilities of the</i>			
34	<i>Department of Employment Dispute Resolution shall be</i>			
35	<i>administered by the Department of Human Resource</i>			
36	<i>Management.</i>			
37	85.05. <i>Executive Management (71300).....</i>		(\$215,955)	(\$363,959)
38	<i>Savings From Management Actions (71301).....</i>	(\$215,955)	(\$363,959)	
39	<i>Fund Sources: General.....</i>	(\$755,976)	(\$928,275)	
40	<i>Special.....</i>	\$401,508	\$428,397	
41	<i>Trust and Agency.....</i>	\$138,513	\$135,919	
42	<i>Authority: Discretionary Inclusion</i>			
43	<i>Appropriation reductions in this Item and specified in</i>			
44	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
45	<i>any language and amounts to the contrary within other</i>			
46	<i>Items of this act.</i>			
47	Total for Department of Human Resource Management..		<b>\$9,995,987</b>	<b>\$9,995,987</b>
48			<b>\$9,780,032</b>	<b>\$11,038,638</b>
49	General Fund Positions.....	55.00	55.00	
50		54.00	66.50	
51	Nongeneral Fund Positions.....	40.00	40.00	

ITEM 85.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	Position Level .....	95.00		
3		94.00		112.00
4	Fund Sources: General .....	\$5,424,537	\$5,424,537	
5		\$4,668,561	\$5,602,903	
6	Special .....	\$3,398,895	\$3,398,895	
7		\$3,800,403	\$4,127,261	
8	Trust and Agency .....	\$1,172,555	\$1,172,555	
9		\$1,311,068	\$1,308,474	
10	<b>Administration of Health Insurance (149)</b>			
11	86. Personnel Management Services (70400) .....		\$165,350,000	\$165,350,000
12	Health Benefits Services (70406) .....	a sum sufficient		
13	Local Health Benefit Services (70407) .....	\$165,000,000	\$165,000,000	
14	Administrative and Support Services (70419) .....	\$350,000	\$350,000	
15	Fund Sources: Enterprise .....	\$165,000,000	\$165,000,000	
16	Internal Service .....	a sum sufficient		
17	Trust and Agency .....	\$350,000	\$350,000	
18	Authority: § 2.2-2818, Code of Virginia.			
19	A. The amounts for Health Benefits Services are from			
20	all funds appropriated to state agencies for this purpose.			
21	It is an internal service fund for appropriation purposes.			
22	Revenues will be paid from state agencies to the			
23	Department of Human Resource Management.			
24	B. The amounts for Local Health Benefits Services			
25	include estimated revenues received from localities for			
26	the local choice health benefits program.			
27	C.1. In the event that the total of all eligible claims			
28	exceeds the balance in the state employee medical			
29	reimbursement account, there is hereby appropriated a			
30	sum sufficient from the general fund of the state			
31	treasury to enable the payment of such eligible claims.			
32	2. The term "employee medical reimbursement account"			
33	means the account administered by the Department of			
34	Human Resource Management pursuant to § 125 of the			
35	Internal Revenue Code in connection with the health			
36	insurance program for state employees (§ 2.2-2818,			
37	Code of Virginia).			
38	D. No amounts shall be obligated or expended from the			
39	reserved component of the Employee Health Insurance			
40	Fund unless prior approval is obtained from the			
41	Secretary of Finance and the Secretary of			
42	Administration. The Department of Planning and			
43	Budget shall notify the Chairmen of the House			
44	Appropriations and Senate Finance Committees of any			
45	disbursements made from or commitments against the			
46	reserved component.			
47	Total for Administration of Health Insurance .....		\$165,350,000	\$165,350,000
48	Fund Sources: Enterprise .....	\$165,000,000	\$165,000,000	
49	Trust and Agency .....	\$350,000	\$350,000	

ITEM 86.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Grand Total for Department of Human Resource				
2	Management .....			\$175,345,987	\$175,345,987
3				\$175,130,032	\$176,388,638
4	General Fund Positions.....	55.00	55.00		
5		54.00	66.50		
6	Nongeneral Fund Positions.....	40.00	40.00		
7			45.50		
8	Position Level .....	95.00	95.00		
9		94.00	112.00		
10	Fund Sources: General.....	\$5,424,537	\$5,424,537		
11		\$4,668,561	\$5,602,903		
12	Special.....	\$3,398,895	\$3,398,895		
13		\$3,800,403	\$4,127,261		
14	Enterprise .....	\$165,000,000	\$165,000,000		
15	Trust and Agency .....	\$1,522,555	\$1,522,555		
16		\$1,661,068	\$1,658,474		
17	<b>§ 1-29. HUMAN RIGHTS COUNCIL (170)</b>				
18	87. Personnel Management Services (70400) .....			\$489,325	\$489,325
19					\$0
20	Compliance and Enforcement (70414).....	\$489,325	\$489,325		
21					\$0
22	Fund Sources: General.....	\$463,125	\$463,125		
23					\$0
24	Federal Trust.....	\$26,200	\$26,200		
25					\$0
26	Authority: Title 2.2, Chapter 26, Article 12, and				
27	Chapter 39; Title 15.2, Chapter 16, § 15.2-1604, Code				
28	of Virginia.				
29	<i>Notwithstanding any contrary provisions of law,</i>				
30	<i>effective July 1, 2009, the responsibilities of the Human</i>				
31	<i>Rights Council shall be administered by the Department</i>				
32	<i>of Labor and Industry.</i>				
33	87.05. Executive Management (71300) .....			(\$51,637)	\$0
34	Savings From Management Actions (71301).....	(\$51,637)	\$0		
35	Fund Sources: General.....	(\$51,637)	\$0		
36	Authority: Discretionary Inclusion				
37	<i>Appropriation reductions in this Item and specified in</i>				
38	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
39	<i>any language and amounts to the contrary within other</i>				
40	<i>Items of this act.</i>				
41	Total for Human Rights Council.....			\$489,325	\$489,325
42				\$437,688	\$0
43	General Fund Positions.....	6.00	6.00		
44		5.00	0.00		
45	Position Level .....	6.00	6.00		
46		5.00	0.00		
47	Fund Sources: General.....	\$463,125	\$463,125		
48		\$411,488	\$0		
49	Federal Trust.....	\$26,200	\$26,200		
50					\$0

ITEM 88.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-30. DEPARTMENT OF MINORITY BUSINESS ENTERPRISE (232)</b>			
2 88.	Economic Development Services (53400).....		\$2,260,281	\$2,260,281
3	Minority Business Enterprise Procurement Reporting			
4	and Coordination (53406).....	\$509,417	\$509,417	
5	Minority Business Enterprise Outreach (53407) .....	\$1,156,681	\$1,156,681	
6	Minority Business Enterprise Certification (53414).....	\$531,402	\$531,402	
7	Capital Access Fund for Disadvantaged Businesses			
8	(53417) .....	\$62,781	\$62,781	
9	Fund Sources: General .....	\$753,413	\$753,413	
10	Commonwealth Transportation .....	\$1,506,868	\$1,506,868	
11	Authority: Title 2.2, Chapter 14; Title 56, Chapter 57,			
12	Article 3, Code of Virginia.			
13	The Department of Minority Business Enterprise, in			
14	conjunction with the Department of General Services,			
15	the Virginia Employment Commission, and the Virginia			
16	Department of Transportation, is authorized to conduct			
17	analyses of the availability of minority business			
18	enterprises in Virginia and the utilization of such			
19	businesses by the Commonwealth of Virginia, localities,			
20	or private industry in the acquisition of goods and			
21	services. The department also is authorized to receive			
22	and accept from the United States government, or any			
23	agency thereof, and from any other source, private or			
24	public, any and all gifts, grants, allotments, bequests or			
25	devises of any nature that would assist the department			
26	in conducting such analyses or otherwise strengthen its			
27	services to minority business enterprises. The Director,			
28	Department of Planning and Budget, is authorized to			
29	establish a nongeneral fund appropriation for the			
30	purposes of expending revenues that may be received			
31	for this effort.			
32 88.05.	Executive Management (71300) .....		(\$124,433)	(\$93,325)
33	Savings From Management Actions (71301).....	(\$124,433)	(\$93,325)	
34	Fund Sources: General.....	(\$124,433)	(\$93,325)	
35	Authority: Discretionary Inclusion			
36	Appropriation reductions in this Item and specified in			
37	Section 4-1.08 of this act shall apply notwithstanding			
38	any language and amounts to the contrary within other			
39	Items of this act.			
40	Total for Department of Minority Business Enterprise.....		<b>\$2,260,281</b>	<b>\$2,260,281</b>
41			<b>\$2,135,848</b>	<b>\$2,166,956</b>
42	General Fund Positions.....	10.50	10.50	
43		9.50	9.50	
44	Nongeneral Fund Positions.....	18.50	18.50	
45	Position Level .....	29.00	29.00	
46		28.00	28.00	
47	Fund Sources: General .....	\$753,413	\$753,413	
48		\$628,980	\$660,088	
49	Commonwealth Transportation .....	\$1,506,868	\$1,506,868	

ITEM 89.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-31. STATE BOARD OF ELECTIONS (132)</b>				
2	89. Electoral Services (72300).....			\$18,777,928	\$13,777,928
3				\$18,889,767	
4	Electoral Uniformity, Legality, and Quality Assurance				
5	Services (72302).....	\$557,001	\$557,001		
6	Statewide Voter Registration System Services (72304)....	\$6,128,900	\$6,128,900		
7	Campaign Finance Disclosure Administration Services				
8	(72309) .....	\$290,944	\$290,944		
9	Election Administration Services (72310) .....	\$10,035,507	\$5,035,507		
10		\$10,147,346			
11	Voter Services (72311).....	\$428,495	\$428,495		
12	Administrative Services (72312) .....	\$1,337,081	\$1,337,081		
13	Fund Sources: General .....	\$3,700,061	\$3,700,061		
14	Trust and Agency .....	\$15,077,867	\$10,077,867		
15		\$15,189,706			
16	Authority: Title 24.2, Chapter 1, Code of Virginia.				
17	<i>A. It is the intention of the General Assembly that all</i>				
18	<i>local precincts, other than central absentee precincts</i>				
19	<i>established under § 24.2-712, Code of Virginia will use</i>				
20	<i>electronic pollbooks for elections held beginning in</i>				
21	<i>November, 2010.</i>				
22	<i>B. Any locality using paper pollbooks for elections</i>				
23	<i>held beginning in November, 2010, shall be responsible</i>				
24	<i>for entering voting credit as provided in § 24.2-668.</i>				
25	<i>C. Municipalities will pay all expenses associated with</i>				
26	<i>May elections after June 30, 2009, including those</i>				
27	<i>costs incurred by the State Board of Elections.</i>				
28	90. Financial Assistance for Electoral Services (78000).....			\$7,392,674	\$7,392,674
29	Financial Assistance for General Registrar				
30	Compensation (78001).....	\$6,081,901	\$6,081,901		
31	Financial Assistance for Local Electoral Board				
32	Compensation and Expenses (78002) .....	\$1,310,773	\$1,310,773		
33	Fund Sources: General .....	\$7,392,674	\$7,392,674		
34	Authority: Title 24.2, Chapter 1, Code of Virginia.				
35	A.1.a. In determining the salary and normal days of				
36	service per week for each general registrar, the State				
37	Board of Elections shall use the most recent provisional				
38	population estimate from the Center for Public Service				
39	of the University of Virginia. The State Board of				
40	Elections shall adjust such population estimate, where				
41	applicable, for any annexation or consolidation order by				
42	a court when such order becomes effective. There shall				
43	be no reduction in salary or normal days of service per				
44	week by reason of a decline in population during the				
45	terms in which the incumbent general registrar remains				
46	in office.				
47	b. The annual salaries of general registrars authorized to				
48	work five normal days of service per week in				
49	accordance with the provisions of § 24.2-111, Code of				
50	Virginia shall be as hereinafter prescribed.				
51					

ITEM 90.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

	Population	July 1, 2008 to November 30, 2008 June 30, 2009	December 1, 2008 July 1, 2009 to November 30, 2009	December 1, 2009 to June 30, 2010
1				
2				
3				
4				
5				
6	0-25,000	\$43,363	\$44,230	\$45,115
7			\$43,363	\$43,363
8	25,001-50,000	\$47,647	\$48,600	\$49,572
9			\$47,647	\$47,647
10	50,001-100,000	\$52,220	\$53,246	\$54,329
11			\$52,220	\$52,220
12	100,001-150,000	\$58,359	\$59,526	\$60,717
13			\$58,359	\$58,359
14	150,001-200,000	\$63,914	\$65,192	\$66,496
15			\$63,914	\$63,914
16	200,001 and above	\$84,476	\$86,166	\$87,889
17			\$84,476	\$84,476

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

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

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

34	Population	Days of Service per Week
35	0 - 9,999	3
36	10,000 and above	5

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

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

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

53 B.1.a. The State Board of Elections shall set the annual  
54 compensation for secretaries and members of local  
55 electoral boards on July 1 of each year. In determining  
56 such compensation, the State Board of Elections shall

ITEM 90.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	use the most recent population estimate from the United			
2	States Bureau of the Census. However, should more			
3	recent population estimates from the Center for Public			
4	Service of the University of Virginia indicate that the			
5	population of any county or city has, since the last			
6	United States census, increased so as to entitle such			
7	county or city to be placed in a higher compensation			
8	bracket, such county or city shall be considered as			
9	being within the higher bracket for the purpose of			
10	fixing the annual compensation.			
11	b. The annual compensation of the secretary of each			
12	local electoral board shall be as hereinafter prescribed,			
13	except that the secretary of an electoral board in any			
14	county with election responsibilities for more than			
15	seven towns shall receive, in addition to the annual			
16	compensation listed below, \$50 per year for each town			
17	over seven.			
18	July 1, 2008	December 1, 2008	December 1, 2009	
19		July 1, 2009		
20	to	to	to	
21	November 30, 2008	November 30, 2009	June 30, 2010	
22	June 30, 2009			
23				
24	Population Size	Counties with Election Responsibilities For		
25	of Locality			
26		No Towns		
27	0-10,000	\$2,007	<del>\$2,047</del>	<del>\$2,088</del>
28			\$2,007	\$2,007
29	10,001-25,000	\$3,007	<del>\$3,067</del>	<del>\$3,128</del>
30			\$3,007	\$3,007
31	25,001-50,000	\$4,009	<del>\$4,089</del>	<del>\$4,171</del>
32			\$4,009	\$4,009
33	50,001-100,000	\$5,012	<del>\$5,112</del>	<del>\$5,214</del>
34			\$5,012	\$5,012
35	100,001-150,000	\$6,012	<del>\$6,132</del>	<del>\$6,255</del>
36			\$6,012	\$6,012
37	150,001-200,000	\$7,030	<del>\$7,171</del>	<del>\$7,314</del>
38			\$7,030	\$7,030
39	200,001-350,000	\$8,023	<del>\$8,183</del>	<del>\$8,347</del>
40			\$8,023	\$8,023
41	Above 350,000	\$9,020	<del>\$9,200</del>	<del>\$9,384</del>
42			\$9,020	\$9,020
43		1 Town		
44	0-10,000	\$2,506	<del>\$2,556</del>	<del>\$2,607</del>
45			\$2,506	\$2,506
46	10,001-25,000	\$3,508	<del>\$3,578</del>	<del>\$3,650</del>
47			\$3,508	\$3,508
48	25,001-50,000	\$4,515	<del>\$4,605</del>	<del>\$4,697</del>
49			\$4,515	\$4,515
50	50,001-100,000	\$5,513	<del>\$5,623</del>	<del>\$5,735</del>
51			\$5,513	\$5,513
52	100,001-150,000	\$6,521	<del>\$6,651</del>	<del>\$6,784</del>
53			\$6,521	\$6,521
54	150,001-200,000	\$7,517	<del>\$7,667</del>	<del>\$7,820</del>
55			\$7,517	\$7,517
56	200,001-350,000	\$8,517	<del>\$8,687</del>	<del>\$8,861</del>

ITEM 90.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1			\$8,517	\$8,517
2	Above 350,000	\$9,522	\$9,712	\$9,906
3			\$9,522	\$9,522
4	<b>2 or More Towns</b>			
5	0-10,000	\$2,757	\$2,812	\$2,868
6			\$2,757	\$2,757
7	10,001-25,000	\$3,756	\$3,831	\$3,908
8			\$3,756	\$3,756
9	25,001-50,000	\$4,757	\$4,852	\$4,949
10			\$4,757	\$4,757
11	50,001-100,000	\$5,766	\$5,881	\$5,999
12			\$5,766	\$5,766
13	100,001-150,000	\$6,764	\$6,899	\$7,037
14			\$6,764	\$6,764
15	150,001-200,000	\$7,767	\$7,922	\$8,080
16			\$7,767	\$7,767
17	200,001-350,000	\$8,767	\$8,942	\$9,121
18			\$8,767	\$8,767
19	Above 350,000	\$9,772	\$9,967	\$10,166
20			\$9,772	\$9,772
21	<b>Cities</b>			
22	0-10,000	\$2,757	\$2,812	\$2,868
23			\$2,757	\$2,757
24				
25	10,001-25,000	\$3,756	\$3,831	\$3,908
26			\$3,756	\$3,756
27				
28	25,001-50,000	\$4,757	\$4,852	\$4,949
29			\$4,757	\$4,757
30	50,001-100,000	\$5,766	\$5,881	\$5,999
31			\$5,766	\$5,766
32	100,001-150,000	\$6,764	\$6,899	\$7,037
33			\$6,764	\$6,764
34	150,001-200,000	\$7,767	\$7,922	\$8,080
35			\$7,767	\$7,767
36	200,001-350,000	\$8,767	\$8,942	\$9,121
37			\$8,767	\$8,767
38	Above 350,000	\$9,772	\$9,967	\$10,166
39			\$9,772	\$9,772
40	c. The annual compensation of other members of local			
41	electoral boards shall be fixed at one-half the annual			
42	compensation provided to the secretary of the board.			
43	d. The governing body of any county or city may pay			
44	to a full-time secretary of an electoral board such			
45	supplemental compensation as it deems appropriate.			
46	There shall be no reimbursement out of the state			
47	treasury for such supplements.			
48	2. Nothing herein contained shall prevent the governing			
49	body of any county or city from paying the secretary of			
50	its electoral board such additional allowance for			
51	expenses as it deems appropriate but there shall be no			
52	reimbursement out of the state treasury for such			
53	expenses.			
54	3. As authorized by § 24.2-108, Code of Virginia, each			
55	county and city shall be reimbursed for mileage paid to			
56	members of electoral boards. Mileage reimbursements			



ITEM 90.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	shall be limited to the extent that funds are available in				
2	this act and shall be paid by the State Board of				
3	Elections only after submission of satisfactory evidence				
4	that such expenses were actually incurred and paid by a				
5	local governing body.				
6	C. Included in the appropriation for this Item is				
7	\$30,900 the first year and \$30,900 the second year				
8	from the general fund to provide temporary full-time				
9	status for part-time general registrars. Such temporary				
10	full-time status may be granted by the Board of				
11	Elections, upon request of the Local Electoral Board, in				
12	recognition of temporary or permanent increases in				
13	workload. In making its determination, the Board of				
14	Elections shall consider elections, if any, required to be				
15	conducted by the locality during January through July,				
16	and evidence submitted by the Local Electoral Board to				
17	document increases in workload. Such evidence shall				
18	include specific data with comparisons, by transaction				
19	type and by month experienced, of past and present				
20	workloads. Temporary full-time status, if granted, may				
21	include all or part of the time normally worked on a				
22	part-time basis.				
23	90.05. <i>Executive Management (71300)</i> .....			(\$337,358)	(\$292,907)
24	<i>Savings From Management Actions (71301)</i> .....	(\$337,358)	(\$292,907)		
25	<i>Fund Sources: General</i> .....	(\$337,358)	(\$393,679)		
26	<i>Special</i> .....	\$0	\$100,772		
27	<i>Authority: Discretionary Inclusion</i>				
28	<i>Appropriation reductions in this Item and specified in</i>				
29	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
30	<i>any language and amounts to the contrary within other</i>				
31	<i>Items of this act.</i>				
32	Total for State Board of Elections .....			<b>\$26,170,602</b>	<b>\$21,170,602</b>
33				<b>\$25,945,083</b>	<b>\$20,877,695</b>
34	General Fund Positions.....	30.00	30.00		
35	Nongeneral Fund Positions.....	7.00	7.00		
36	Position Level .....	37.00	37.00		
37	Fund Sources: General .....	\$11,092,735	\$11,092,735		
38		\$10,755,377	\$10,699,056		
39	<i>Special</i> .....	\$0	\$100,772		
40	Trust and Agency .....	\$15,077,867	\$10,077,867		
41		\$15,189,706			
42	TOTAL FOR OFFICE OF ADMINISTRATION .....			<b>\$946,252,264</b>	<b>\$948,989,431</b>
43				<b>\$943,477,337</b>	<b>\$904,823,302</b>
44	General Fund Positions.....	413.00	415.00		
45		400.00	397.00		
46	Nongeneral Fund Positions.....	480.50	480.50		
47	Position Level .....	893.50	895.50		
48		880.50	877.50		
49	Fund Sources: General .....	\$708,981,637	\$716,718,804		
50		\$698,875,173	\$663,800,002		
51	<i>Special</i> .....	\$8,385,170	\$8,385,170		
52		\$9,466,355	\$9,529,911		
53	Commonwealth Transportation .....	\$1,506,868	\$1,506,868		

ITEM 90.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Enterprise .....	\$189,898,970	\$189,898,970		
2	Trust and Agency .....	<del>\$28,331,806</del>	<del>\$23,331,806</del>		
3		\$28,582,158	\$24,965,938		
4	<i>Dedicated Special Revenue</i> .....	<i>\$6,000,000</i>	<i>\$6,000,000</i>		
5	Federal Trust.....	\$9,147,813	<del>\$9,147,813</del>		
6			\$9,121,613		

ITEM 91.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>OFFICE OF AGRICULTURE AND FORESTRY</b>			
2	<b>§ 1-32. SECRETARY OF AGRICULTURE AND FORESTRY (193)</b>			
3	91. Administrative and Support Services (79900).....		\$449,174	\$449,174
4	General Management and Direction (79901).....	\$449,174	\$449,174	
5	Fund Sources: General.....	\$449,174	\$449,174	
6	Authority: Title 2.2, Chapter 2, Article2.1; § 2.2-203.3,			
7	Code of Virginia.			
8	91.05. <i>Executive Management (71300)</i> .....		\$0	(\$1,835)
9	<i>Savings From Management Actions (71301)</i> .....	\$0	(\$1,835)	
10	<i>Fund Sources: General</i> .....	\$0	(\$1,835)	
11	<i>Authority: Discretionary Inclusion</i>			
12	<i>Appropriation reductions in this Item and specified in</i>			
13	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
14	<i>any language and amounts to the contrary within other</i>			
15	<i>Items of this act.</i>			
16	Total for Secretary of Agriculture and Forestry.....		<b>\$449,174</b>	<b>\$449,174</b>
17				<b>\$447,339</b>
18	General Fund Positions.....	3.00	3.00	
19	Position Level.....	3.00	3.00	
20	Fund Sources: General.....	\$449,174	\$449,174	
21			\$447,339	
22	<b>§ 1-33. DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES (301)</b>			
23	92. Nutritional Services (45700).....		\$2,081,108	\$2,081,108
24	Distribution of USDA Donated Food (45708).....	\$2,081,108	\$2,081,108	
25	Fund Sources: General.....	\$333,188	\$333,188	
26	Federal Trust.....	\$1,747,920	\$1,747,920	
27	Authority: Title 3.1, Chapter 26, Code of Virginia.			
28	93. Animal and Poultry Disease Control (53100).....		<del>\$6,889,621</del>	<del>\$6,885,601</del>
29			\$7,075,527	\$7,085,739
30	Animal Disease Prevention and Control (53101).....	\$3,238,993	\$3,238,993	
31	Diagnostic Services (53102).....	<del>\$3,451,379</del>	<del>\$3,451,379</del>	
32		\$3,637,285	\$3,651,517	
33	Animal Welfare (53104).....	\$199,249	\$195,229	
34	Fund Sources: General.....	\$4,466,466	\$4,462,446	
35	Special.....	\$1,360,246	\$1,360,246	
36		\$1,546,152	\$1,560,384	
37	Federal Trust.....	\$1,062,909	\$1,062,909	
38	Authority: Title 3.1, Chapters 27 and 27.4, Code of			
39	Virginia.			
40	94. Agricultural Industry Marketing, Development,		\$16,449,507	\$16,949,507
41	Promotion, and Improvement (53200).....		\$16,532,237	\$17,096,717
42				
43	Grading and Certification of Virginia Products (53201) ..	\$5,754,518	\$5,754,518	
44		\$5,837,248	\$5,901,728	

ITEM 94.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Milk Marketing Regulation (53204) .....	\$755,801	\$755,801		
2	Marketing Research (53205) .....	\$573,866	\$573,866		
3	Market Virginia Agricultural and Forestry Products				
4	Nationally and Internationally (53206) .....	\$3,526,937	\$3,526,937		
5	Agricultural Commodity Boards (53208) .....	\$4,530,619	\$4,530,619		
6	Agribusiness Development Services and Farmland				
7	Preservation (53209) .....	\$1,307,766	\$1,807,766		
8	Fund Sources: General .....	\$6,541,579	\$7,041,579		
9	Special .....	\$108,125	\$108,125		
10	Trust and Agency .....	\$5,147,837	\$5,147,837		
11		\$5,230,567	\$5,295,047		
12	Dedicated Special Revenue .....	\$4,331,966	\$4,331,966		
13	Federal Trust .....	\$320,000	\$320,000		
14	Authority: Title 3.1, Chapters 1.1, 4.7, 6, 9, 18, 23, 24,				
15	25.1, 25.2, 25.3, 25.4, 26, 27, 27.1, 40, 42.1, 43, and				
16	44; Title 28.2, Chapter 2; and Title 61.1, Chapter 4,				
17	Code of Virginia.				
18	A. Agricultural Commodity Boards shall be paid from				
19	the special fund taxes levied in the following estimated				
20	amounts:				
21	1. To the Bright Flue-Cured Tobacco Board, \$135,000				
22	the first year and \$135,000 the second year.				
23	2. To the Corn Board, \$390,000 the first year and				
24	\$390,000 the second year.				
25	3. To the Dark-Fired Tobacco Board, \$8,000 the first				
26	year and \$8,000 the second year.				
27	4. To the Egg Board, \$210,000 the first year and				
28	\$210,000 the second year.				
29	5. To the Pork Industry Board, \$254,237 and 1.0				
30	position the first year and \$254,237 and 1.0 position				
31	the second year.				
32	6. To the Soybean Board, \$480,000 the first year and				
33	\$480,000 the second year.				
34	7. To the Peanut Board, \$220,000 the first year and				
35	\$220,000 the second year.				
36	8. To the Cattle Industry Board, \$425,000 the first year				
37	and \$425,000 the second year.				
38	9. To the Virginia Small Grains Board, \$200,000 the				
39	first year and \$200,000 the second year.				
40	10. To the Virginia Horse Industry Board, \$320,000 the				
41	first year and \$320,000 the second year.				
42	11. To the Virginia Sheep Industry Board, \$35,000 the				
43	first year and \$35,000 the second year.				
44	12. To the Virginia Irish Potato Board, \$25,000 the first				
45	year and \$25,000 the second year.				
46	13. To the Virginia Cotton Board, \$180,000 the first				
47	year and \$180,000 the second year.				

		Item Details(\$)		Appropriations(\$)	
ITEM 94.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	14. To the State Apple Board, \$257,650 the first year				
2	and \$257,650 the second year.				
3	B. Out of the amounts for this Item shall be paid from				
4	certain special fund license taxes, license fees, and				
5	permit fees levied or imposed under Title 28.2,				
6	Chapters 2, 3, 4, 5, 6 and 7, Code of Virginia, to the				
7	Virginia Marine Products Board, \$436,278 and 3.0				
8	positions the first year and \$436,278 and 3.0 positions				
9	the second year.				
10	C. Each Commodity Board is authorized to expend				
11	funds in accordance with its authority as stated in the				
12	Code. Such expenditures will be limited to available				
13	revenue levels.				
14	D. Out of this appropriation shall be set aside an				
15	amount not to exceed \$580,679 the first year and				
16	\$580,679 the second year from the general fund for the				
17	Virginia Wine Board. The funds shall be deposited into				
18	the Virginia Wine Promotion Fund.				
19	E. Each Commodity Board specified in this Item shall				
20	provide an annual notification to its excise tax paying				
21	producers which summarizes the purpose of the Board				
22	and the excise tax, current tax rate, amount of excise				
23	taxes collected in the previous tax year, the previous				
24	fiscal year expenditures and the Board's past year				
25	activities. The manner of notification shall be				
26	determined by each Board.				
27	<del>F. Out of the amounts for this Item shall be provided</del>				
28	<del>\$100,000 the first year and \$100,000 the second year</del>				
29	<del>from the general fund to be transferred to Virginia</del>				
30	<del>Polytechnic Institute and State University and Virginia</del>				
31	<del>State University for additional research and field tests</del>				
32	<del>of specialty crops to determine which crops are best</del>				
33	<del>suited to Virginia conditions.</del>				
34	G. Out of the amounts for this Item shall be provided				
35	\$194,095 the first year and \$194,095 the second year				
36	from the general fund to develop and implement a				
37	program to facilitate the development and marketing of				
38	high-value specialty agricultural production. The				
39	program will gather data on specialty crop production				
40	in Virginia, identify resources to help farmers enter into				
41	new production, provide marketing support for specialty				
42	and value-added agricultural products and, through				
43	existing funding sources, provide matching low-interest				
44	loans to farmers or cooperatives for pilot projects for				
45	new specialty crop ventures.				
46	H. Out of the amounts for this Item, the Commissioner				
47	is authorized to expend from the general fund amounts				
48	not to exceed \$25,000 the first year and \$25,000 the				
49	second year for entertainment expenses commonly				
50	borne by businesses. Further, such expenses shall be				
51	recorded separately by the agency.				
52	95. Plant Pest and Disease Control (53500).....			\$5,015,303	\$5,015,303
53	Plant Pest and Disease Prevention and Control Services				
54	(53504) .....	\$5,015,303	\$5,015,303		

ITEM 95.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$2,053,034	\$2,053,034		
2	Special.....	\$1,186,926	\$1,186,926		
3	Federal Trust.....	\$1,775,343	\$1,775,343		
4	Authority: Title 3.1, Chapters 13, 17, 17.2, 22.1, 22.2,				
5	38, and 39; Title 15.2, Chapter 18, Code of Virginia.				
6	Out of the amounts included for Plant Pest and Disease				
7	Control, \$150,000 in the first year and <del>\$150,000 in the</del>				
8	<del>second year</del> from the general fund is appropriated to				
9	support the eradication of hydrilla on Lake Gaston,				
10	Smith Mountain Lake, Lake Anna and the Potomac				
11	River.				
12	96. Agriculture and Food Homeland Security (54100).....			\$436,616	\$436,616
13	Agricultural and Food Emergencies Prevention and				
14	Response (54101).....	\$436,616	\$436,616		
15	Fund Sources: General.....	\$329,114	\$329,114		
16	Special.....	\$107,502	\$107,502		
17	Authority: Title 3.1 Chapters 13, 20, and 27.				
18	97. Consumer Affairs Services (55000).....			\$2,164,795	<del>\$2,164,795</del>
19	Consumer Affairs - Regulation and Consumer				\$2,304,818
20	Education (55001).....	\$2,164,795	<del>\$2,164,795</del>		
21			\$2,304,818		
22					
23	Fund Sources: General.....	\$284,012	\$284,012		
24	Special.....	\$1,880,783	<del>\$1,880,783</del>		
25			\$2,020,806		
26	Authority: Title 3.1, Chapter 3.1; Title 57, Chapters 3				
27	and 5; Title 59.1, Chapters 24, 25, 25.1, 33, 34, 35, 36,				
28	and 46 Code of Virginia.				
29	98. Regulation of Business Practices (55200).....			\$2,773,166	\$2,773,166
30	Regulation of Grain Commodity Sales (55207).....	\$81,863	\$81,863		
31	Regulation of Weights and Measures and Motor Fuels				
32	(55212).....	\$2,691,303	\$2,691,303		
33	Fund Sources: General.....	\$2,564,047	\$2,564,047		
34	Special.....	\$209,119	\$209,119		
35	Authority: Title 3.1, Chapters 19, 26, 35, 35.1, and 36;				
36	Title 61.1, Chapter 7; and Title 59.1, Chapter 12 Code				
37	of Virginia.				
38	99. Food Safety and Security (55400).....			\$7,260,816	\$7,260,816
39	Regulation of Food Establishments and Processors				
40	(55401).....	\$2,852,112	\$2,852,112		
41	Regulation of Meat Products (55402).....	\$3,215,541	\$3,215,541		
42	Regulation of Milk and Dairy Industry (55403).....	\$1,193,163	\$1,193,163		
43	Fund Sources: General.....	\$4,796,984	\$4,796,984		
44	Special.....	\$583,785	\$583,785		
45	Federal Trust.....	\$1,880,047	\$1,880,047		
46	Authority: Title 3.1, Chapters 20, 21, 23, 27, 30, and				
47	32, Code of Virginia.				
48	A. Each establishment under the authority of the				
49	Regulation of Meat Products that is requesting overtime				

ITEM 99.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	or holiday inspection shall pay that part of the actual				
2	cost of the inspection services.				
3	B. The Commissioner of Agriculture and Consumer				
4	Services is authorized to collect an annual inspection				
5	fee, not to exceed \$40, to be collected from all				
6	establishments that are subject to inspection pursuant to				
7	Chapter 20 of Title 3.1 of the Code of Virginia.				
8	However, any such establishment that is subject to any				
9	permit fee, application fee, inspection fee, risk				
10	assessment fee, or similar fee imposed by any locality				
11	shall be subject to this annual inspection fee only to the				
12	extent that the annual inspection fee and the				
13	locally-imposed fee, when combined, do not exceed				
14	\$40. This fee structure shall be subject to the approval				
15	of the Secretary of Agriculture and Forestry. Any food				
16	bank, second harvest certified food bank, food bank				
17	member charity, or other food related activity which is				
18	exempt from taxation under 26 U.S.C. § 501 (c) (3),				
19	which maintains a food handling or storage facility, or				
20	any food-related program operated by any Community				
21	Services Board, as defined in Title 37.2, Chapter 5,				
22	Code of Virginia, shall be exempt from this inspection				
23	fee.				
24	100.	Regulation of Products (55700) .....		\$6,038,209	\$6,038,209
25				\$6,214,538	\$6,259,585
26		Pesticide Regulation and Applicator Certification			
27		(55704) .....	\$3,727,495	\$3,727,495	
28		Regulation of Feed, Seed, and Fertilizer Products			
29		(55706) .....	\$2,310,714	\$2,310,714	
30			\$2,487,043	\$2,532,090	
31		Fund Sources: General .....	\$697,221	\$697,221	
32		Dedicated Special Revenue .....	\$4,521,454	\$4,521,454	
33			\$4,697,783	\$4,742,830	
34		Federal Trust .....	\$819,534	\$819,534	
35		Authority: Title 3.1, Chapters 1, 3, 10.1, 11.1, 14.1, 16,			
36		19, 26, 28.1, and 29; Title 18.2, Chapter 6; and Title			
37		59.1, Chapter 12, Code of Virginia.			
38	101.	Regulation of Charitable Gaming Organizations			
39		(55900) .....			\$2,635,229
40		Gaming Organization Licensing (55901).....	\$306,388	\$306,388	
41		Charitable Gaming Management Training (55902).....	\$64,518	\$64,518	
42		Gaming Organization Audits (55903).....	\$702,603	\$702,603	
43		Gaming Organization Enforcement (55904).....	\$410,662	\$410,662	
44		Gaming Organization Inspection (55905).....	\$345,938	\$345,938	
45		Administrative Services (55906) .....	\$805,120	\$805,120	
46		Fund Sources: General .....	\$2,635,229	\$2,635,229	
47		A. The amount in this Item represents appropriations			
48		transferred to the department from the Department of			
49		Charitable Gaming. The Director, Department of			
50		Planning and Budget, shall submit an operating plan for			
51		the combined agencies to the Chairmen of the House			
52		Appropriations and Senate Finance Committees no later			
53		than July 1, 2008.			
54		B. Out of this appropriation, the members of the			
55		Charitable Gaming Board shall receive compensation			
56		and reimbursement for their reasonable expenses in			

ITEM 101.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	performance of their duties, as provided in § 2.2-2104,				
2	Code of Virginia.				
3	C. Notwithstanding § 18.2-340.31, Code of Virginia,				
4	any and all fees paid by any organization conducting				
5	charitable gaming under a permit issued by the				
6	department, including audit and administrative fees and				
7	permit fees, shall be deposited to the general fund.				
8	D. The department shall deposit into the Investigation				
9	Fund any assets it receives as a result of a law				
10	enforcement seizure and subsequent forfeiture by either				
11	a state or federal court. The fund shall be used to				
12	defray the expenses of investigation and enforcement				
13	actions and to purchase equipment for enforcement				
14	purposes.				
15	102.	Administrative and Support Services (59900).....		\$8,717,818	\$8,717,818
16		General Management and Direction (59901).....	\$8,717,818	\$8,717,818	
17		Fund Sources: General.....	\$7,508,582	\$7,508,582	
18		Special.....	\$974,641	\$974,641	
19		Trust and Agency.....	\$151,534	\$151,534	
20		Federal Trust.....	\$83,061	\$83,061	
21		Authority: Title 3.1, Chapters 1, 3, 4.1, 4.3, and 5; Title			
22		10.1, Chapter 5, Code of Virginia.			
23		Out of the amounts in this Item shall be transferred to			
24		the Agricultural Education Program in the College of			
25		Agriculture and Life Sciences at Virginia Polytechnic			
26		Institute and State University \$150,000 and three			
27		positions in the first year and \$150,000 and three			
28		positions in the second year from the general fund to			
29		support agricultural educational specialists to be located			
30		in the eastern and western portions of Virginia.			
31	102.05.	Executive Management (71300).....		(\$1,757,276)	(\$3,179,652)
32		Savings From Management Actions (71301).....	(\$1,757,276)	(\$3,179,652)	
33		Fund Sources: General.....	(\$1,757,276)	(\$3,179,652)	
34		Authority: Discretionary Inclusion			
35		Appropriation reductions in this Item and specified in			
36		Section 4-1.08 of this act shall apply notwithstanding			
37		any language and amounts to the contrary within other			
38		Items of this act.			
39		Total for Department of Agriculture and Consumer			
40		Services.....		<b>\$60,462,188</b>	<b>\$60,958,168</b>
41				<b>\$59,149,877</b>	<b>\$58,487,263</b>
42		General Fund Positions.....	365.99	365.99	
43			348.69	336.69	
44		Nongeneral Fund Positions.....	172.01	172.01	
45			177.31	182.31	
46		Position Level.....	538.00	538.00	
47			526.00	519.00	
48		Fund Sources: General.....	\$32,209,456	\$32,705,436	
49			\$30,452,180	\$29,525,784	
50		Special.....	\$6,411,127	\$6,411,127	
51			\$6,597,033	\$6,751,288	



ITEM 102.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Trust and Agency .....	\$5,299,371	\$5,299,371		
2		\$5,382,101	\$5,446,581		
3	Dedicated Special Revenue .....	\$8,853,420	\$8,853,420		
4		\$9,029,749	\$9,074,796		
5	Federal Trust.....	\$7,688,814	\$7,688,814		
6	<b>§ 1-34. DEPARTMENT OF FORESTRY (411)</b>				
7	103. Forest Management (50100).....			\$28,874,448	\$28,874,448
8					\$31,215,818
9	Reforestation Incentives to Private Forest Land Owners				
10	(50102) .....	\$2,643,826	\$2,643,826		
11	Forest Conservation, Wildfire & Watershed Services				
12	(50103) .....	\$22,172,084	\$22,172,084		
13			\$24,138,454		
14	Tree Restoration and Improvement, Nurseries &				
15	State-Owned Forest Lands (50104).....	\$3,758,538	\$3,758,538		
16	Financial Assistance for Forest Land Management				
17	(50105) .....	\$300,000	\$300,000		
18			\$675,000		
19	Fund Sources: General.....	\$18,604,326	\$18,604,326		
20	Special.....	\$7,369,386	\$7,369,386		
21	Trust and Agency .....	\$100,000	\$100,000		
22	Dedicated Special Revenue.....	\$145,000	\$145,000		
23			\$211,370		
24	Federal Trust.....	\$2,655,736	\$2,655,736		
25			\$4,930,736		
26	Authority: Title 10.1, Chapter 11, and Title 58.1,				
27	Chapter 32, Article 4, Code of Virginia.				
28	A. The State Forester is hereby authorized to utilize				
29	any unobligated balances in the fire suppression fund				
30	authorized by § 10.1-1124, Code of Virginia, for the				
31	purpose of acquiring replacement equipment for forestry				
32	management and protection operations.				
33	B. In the event that budgeted amounts for forest fire				
34	suppression are insufficient to meet forest fire				
35	suppression demands, such amounts as may be				
36	necessary for this purpose may be transferred from Item				
37	473 of this act to the Department of Forestry, with the				
38	approval of the Director, Department of Planning and				
39	Budget.				
40	C. This appropriation includes annual membership dues				
41	to the Southeast Interstate Forest Fire Protection				
42	Compact, \$1,000 the first year and \$1,000 the second				
43	year, from nongeneral funds.				
44	D. The Department shall provide technical assistance				
45	and project supervision in the aerial spraying of				
46	herbicides on timberland on landowner property. In				
47	addition to recovering the direct cost associated with				
48	the spraying contract, the Department may charge an				
49	administrative fee for this service.				
50	E. The Department of Forestry, in cooperation with the				
51	Department of Corrections, shall increase the use of				
52	inmate labor for routine and special work projects in				
53	state forests.				
54	F. The Department shall report by December 15 of each				

ITEM 103.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	year on the progress of implementing the silvicultural			
2	water quality laws in Virginia. The report shall be			
3	submitted to the Chairmen of the House Appropriations			
4	and Senate Finance Committees.			
5	G. The appropriation in Reforestation Incentives to			
6	Private Forest Land Owners include \$1,145,140 the first			
7	year and \$1,145,140 the second year from the general			
8	fund for the Reforestation of Timberlands Program.			
9	This appropriation shall be deemed sufficient to meet			
10	the provisions of Titles 10.1 and 58.1, Code of			
11	Virginia.			
12	H. Out of this appropriation, \$579,629 the first year			
13	and \$579,629 the second year from the general fund is			
14	included for the purchase of forest fire protection			
15	equipment through the state's master equipment lease			
16	purchase program.			
17	I. The Department is authorized to enter into an			
18	agreement with a private entity for a pilot program to			
19	place a communication tower on Department-owned			
20	property that is designed to blend with the surrounding			
21	landscape to the greatest extent practicable.			
22	Notwithstanding any other provision of law, any			
23	revenues received from such an agreement shall be			
24	retained by the Department and used for forest land			
25	management.			
26	103.05. Executive Management (71300) .....		(\$1,899,833)	(\$2,292,692)
27	Savings From Management Actions (71301).....	(\$1,899,833)	(\$2,292,692)	
28	Fund Sources: General.....	(\$1,899,833)	(\$2,292,692)	
29	Authority: Discretionary Inclusion			
30	Appropriation reductions in this Item and specified in			
31	Section 4-1.08 of this act shall apply notwithstanding			
32	any language and amounts to the contrary within other			
33	Items of this act.			
34	Total for Department of Forestry .....		<b>\$28,874,448</b>	<b>\$28,874,448</b>
35			<b>\$26,974,615</b>	<b>\$28,923,126</b>
36	General Fund Positions.....	218.77	218.77	
37		206.77	187.39	
38	Nongeneral Fund Positions.....	104.61	104.61	
39		112.61	112.61	
40	Position Level .....	323.38	323.38	
41		319.38	300.00	
42	Fund Sources: General.....	\$18,604,326	\$18,604,326	
43		\$16,704,493	\$16,311,634	
44	Special.....	\$7,369,386	\$7,369,386	
45	Trust and Agency .....	\$100,000	\$100,000	
46	Dedicated Special Revenue .....	\$145,000	\$145,000	
47			\$211,370	
48	Federal Trust.....	\$2,655,736	\$2,655,736	
49			\$4,930,736	

ITEM 104.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-35. VIRGINIA AGRICULTURAL COUNCIL (307)</b>				
2	104. Agricultural and Seafood Product Promotion and				
3	Development Services (53000).....			\$490,334	\$490,334
4	Grants for Agriculture, Research, Education and				
5	Services (53001).....	\$490,334	\$490,334		
6	Fund Sources: Dedicated Special Revenue .....	\$490,334	\$490,334		
7	Authority: Title 3.1, Chapter 4.1, Code of Virginia.				
8	Total for Virginia Agricultural Council .....			<b>\$490,334</b>	<b>\$490,334</b>
9	Fund Sources: Dedicated Special Revenue .....	\$490,334	\$490,334		
10	TOTAL FOR OFFICE OF AGRICULTURE AND				
11	FORESTRY .....			<b>\$90,276,144</b>	<b>\$90,772,124</b>
12				<b>\$87,064,000</b>	<b>\$88,348,062</b>
13	General Fund Positions.....	587.76	587.76		
14		558.46	527.08		
15	Nongeneral Fund Positions.....	276.62	276.62		
16		289.92	294.92		
17	Position Level .....	864.38	864.38		
18		848.38	822.00		
19	Fund Sources: General .....	\$51,262,956	\$51,758,936		
20		\$47,605,847	\$46,284,757		
21	Special .....	\$13,780,513	\$13,780,513		
22		\$13,966,419	\$14,120,674		
23	Trust and Agency .....	\$5,399,371	\$5,399,371		
24		\$5,482,101	\$5,546,581		
25	Dedicated Special Revenue .....	\$9,488,754	\$9,488,754		
26		\$9,665,083	\$9,776,500		
27	Federal Trust.....	\$10,344,550	\$10,344,550		
28			\$12,619,550		

ITEM 105.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1 **OFFICE OF COMMERCE AND TRADE**

2 **§ 1-36. SECRETARY OF COMMERCE AND TRADE (192)**

3	105.	Economic Development Services (53400).....			\$24,580,966	\$18,730,966
4					\$23,846,722	\$14,262,756
5		Financial Assistance for Economic Development				
6		(53410) .....	\$24,580,966	\$18,730,966		
7			\$23,846,722	\$14,262,756		
8		Fund Sources: General.....	\$24,580,966	\$18,730,966		
9			\$23,846,722	\$14,262,756		

10 Authority: Discretionary Inclusion.

11 A. Any unexpended balance remaining in this Item on  
 12 June 30, 2009, shall be carried forward on the books of  
 13 the Comptroller and shall be available for expenditure  
 14 in the second year of the current biennium. Any  
 15 unexpended balance remaining in this Item on June 30,  
 16 2010, shall be carried forward on the books of the  
 17 Comptroller and shall be available for expenditures in  
 18 the next biennium.

19 B.1. Out of the amounts in this Item, \$7,600,000 the  
 20 first year and ~~\$7,500,000~~\$12,500,000 the second year  
 21 from the general fund shall be deposited to the  
 22 Governor’s Development Opportunity Fund, as  
 23 established in § 2.2-115, Code of Virginia. Such funds  
 24 shall be used at the discretion of the Governor, subject  
 25 to prior consultation with the Chairmen of the House  
 26 Appropriations and Senate Finance Committees, to  
 27 attract economic development prospects to locate or  
 28 expand in Virginia.

29 2. The Governor may allocate these funds as grants or  
 30 loans to political subdivisions. Loans shall be approved  
 31 by the Governor and made in accordance with  
 32 procedures established by the Virginia Economic  
 33 Development Partnership and approved by the State  
 34 Comptroller. Loans shall be interest-free unless  
 35 otherwise determined by the Governor and shall be  
 36 repaid to the general fund of the state treasury. The  
 37 Governor may establish the interest rate to be charged,  
 38 otherwise, any interest charged shall be at market rates  
 39 as determined by the State Treasurer and shall be  
 40 indicative of the duration of the loan. The Virginia  
 41 Economic Development Partnership shall be responsible  
 42 for monitoring repayment of such loans and reporting  
 43 the receivables to the State Comptroller as required.

44 3. Funds may be used for public and private utility  
 45 extension or capacity development on and off site;  
 46 road, rail, or other transportation access costs beyond  
 47 the funding capability of existing programs; site  
 48 acquisition; grading, drainage, paving, and other activity  
 49 required to prepare a site for construction; construction  
 50 or build-out of publicly-owned buildings; grants or  
 51 loans to an industrial development authority, housing  
 52 and redevelopment authority, or other political  
 53 subdivision pursuant to their duties or powers; training;  
 54 or anything else permitted by law. In accordance with  
 55 Chapters 1019 and 1044 of the Acts of Assembly of

ITEM 105.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2000, the project list is amended to include state road			
2	improvements for the APM terminal to address costs			
3	beyond the funding capability of existing programs. In			
4	accordance with Chapter 655 of the Acts of Assembly			
5	of 2005, the Commonwealth Transportation Board is			
6	authorized to provide funding for state road			
7	improvements for the State Fair of Virginia to address			
8	costs beyond the funding capability of existing			
9	programs and private contributions.			
10	4. Consideration should be given to economic			
11	development projects that 1) are in areas of high			
12	unemployment; 2) link commercial development along			
13	existing transportation/transit corridors within regions;			
14	and 3) are located near existing public infrastructure.			
15	5. It is the intent of the General Assembly that the			
16	Virginia Economic Development Partnership shall work			
17	with localities awarded grants from the Governor's			
18	Development Opportunity Fund to recover such moneys			
19	when the economic development projects fail to meet			
20	minimal agreed-upon capital investment and job			
21	creation targets. All such recoveries shall be deposited			
22	and credited to the Governor's Development			
23	Opportunity Fund.			
24	<del>6. From the amounts appropriated in paragraph B.1.,</del>			
25	<del>the Governor may provide up to \$13,750,000 in the</del>			
26	<del>biennium to honor any written commitments for the</del>			
27	<del>acceleration of payments for semiconductor</del>			
28	<del>manufacturing pursuant to § 59.1-284 et. seq., Code of</del>			
29	<del>Virginia. The Secretary of Commerce and Trade shall</del>			
30	<del>notify the Chairmen of the House Appropriations and</del>			
31	<del>Senate Finance committees upon agreement to</del>			
32	<del>accelerate these payments.</del>			
33	C. Out of the appropriation for this Item, \$3,720,000			
34	the first year from the general fund shall be deposited			
35	to the Semiconductor Memory or Logic Wafer			
36	Manufacturing Performance Grant Fund to be used to			
37	pay semiconductor memory or logic wafer			
38	manufacturing performance grants in accordance with			
39	§ 59.1-284.14, Code of Virginia.			
40	D. Out of the appropriation for this Item, \$11,750,000			
41	the first year <del>and \$8,750,000 the second year</del> from the			
42	general fund shall be deposited to the Semiconductor			
43	Memory or Logic Wafer Manufacturing Performance			
44	Grant Fund II to be used to pay semiconductor			
45	manufacturing performance grants in accordance with			
46	§§ 59.1-284.15 and 59.1-284.15:1, Code of Virginia.			
47	E. Out of the appropriation for this Item, <del>\$1,310,966</del>			
48	\$576,722 the first year and <del>\$2,280,966</del> \$1,562,756 the			
49	second year from the general fund shall be deposited to			
50	the Investment Performance Grant subfund of the			
51	Virginia Investment Partnership Grant Fund to be used			
52	to pay investment performance grants in accordance			
53	with § 2.2-5101, Code of Virginia.			
54	F. Out of the appropriation for this Item, \$200,000 the			
55	first year and \$200,000 the second year from the			
56	general fund shall be deposited to the Governor's			
57	Motion Picture Opportunity Fund, as established in			

ITEM 105.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	§ 2.2-2320, Code of Virginia. Such funds shall be used				
2	at the discretion of the Governor to attract film industry				
3	production activity to the Commonwealth.				
4	G. The Secretary of Commerce and Trade shall				
5	evaluate the efficacy of and the financial and				
6	programmatic efficiencies that could be generated by				
7	consolidating the Department of Business Assistance				
8	into an appropriate agency within the Commerce and				
9	Trade Secretariat. Agencies that the Secretary shall				
10	consider consolidating the Department of Business				
11	Assistance into shall include, but not be limited to, the				
12	Virginia Economic Development Partnership and the				
13	Department of Minority Business Enterprises. As part				
14	of this evaluation, the Secretary shall develop a process				
15	to transfer the workforce-related service activities at the				
16	Department of Business Assistance to the Virginia				
17	Economic Development Partnership. The evaluation				
18	shall include, but not be limited to, establishing the				
19	goals of the new agency; measurable objectives to				
20	assess the future performance of the agency; the				
21	strategies to carry out the objectives; and identification				
22	and description of the activities and services to be				
23	reorganized, enhanced, curtailed, or eliminated. The				
24	Secretary of Commerce and Trade shall report its				
25	findings to the Chairmen of the House Appropriations				
26	and Senate Finance Committees by November 1, 2008,				
27	with a detailed review of the plan for completing the				
28	consolidation.				
29	106. Administrative and Support Services (79900).....			\$834,355	\$834,355
30	General Management and Direction (79901).....	\$834,355	\$834,355		
31	Fund Sources: General.....	\$834,355	\$834,355		
32	Authority: Title 2.2, Chapter 2, Article 3; § 2.2-201,				
33	Code of Virginia.				
34	A. It is the intent of the General Assembly that state				
35	programs providing financial, technical, or training				
36	assistance to local governments for economic				
37	development projects or directly to businesses seeking				
38	to relocate or expand operations in Virginia should not				
39	be used to help a company relocate or expand its				
40	operations in one or more Virginia communities when				
41	the same company is simultaneously closing facilities in				
42	other Virginia communities. It is the responsibility of				
43	the Secretary of Commerce and Trade to enforce this				
44	policy and to inform the Chairmen of the Senate				
45	Finance and House Appropriations Committees in				
46	writing of the justification to override this policy for				
47	any exception.				
48	B. The Secretary shall report to the Chairmen of the				
49	Senate Finance and the House Appropriations and				
50	Finance Committees by October 30 of each year, on the				
51	use and efficacy of state incentives in creating				
52	investments and jobs in Virginia in the prior fiscal year.				
53	The two-part report shall identify, by planning districts,				
54	the following items using the most recent data				
55	available: (1) the number of companies receiving				
56	business incentives; (2) the dollar amounts received by				
57	each company for each incentive; (3) the number of				
58	jobs to be created; (4) the average salary; and (5) the				

ITEM 106.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	amount of investment agreed upon by the state and the				
2	company as a condition for receiving the incentives.				
3	For the purposes of this report, the incentives to be				
4	reviewed in the study are those incentives included in				
5	the Virginia Economic Development Partnership				
6	publication, "Virginia Business Incentives 1997-98" as				
7	well as business incentive programs authorized and				
8	funded by the General Assembly since the 1999				
9	Session. The first part of the study shall not identify by				
10	name the companies participating in the state's				
11	incentive programs. In the second part of the report,				
12	organized by planning district, the Secretary shall				
13	include the actual number of jobs created, average				
14	salary, and level of investments made by each company				
15	awarded incentives in the prior fiscal year; if not				
16	prohibited by state law or by memorandum of				
17	agreement or understanding between the				
18	Commonwealth and the company, the names of the				
19	companies awarded incentives shall be included. In				
20	addition, the report shall also identify the specific				
21	actions taken by the state as part of its business				
22	incentive program to create private investments and				
23	jobs in rural areas of the state and the success of these				
24	actions.				
25	C. The Secretary of Commerce and Trade shall report				
26	to the Chairmen of the House Appropriations and				
27	Senate Finance Committees on the work undertaken to				
28	support high speed broadband deployment in the				
29	Hampton Roads (Planning District II) region pursuant				
30	to the appropriation of funding for such purpose in				
31	Chapter 847 of the Acts of Assembly of 2007. Such				
32	report shall also include a feasibility assessment of the				
33	implementation of a broadband infrastructure that				
34	should include, but not be limited to, services such as a				
35	load-balanced 20-gigabit capacity to all site locations;				
36	fully redundant, fault-tolerant data networking;				
37	unlimited bandwidth without monthly recurring charges;				
38	disaster recovery planning and services; internet				
39	streaming video services; network-based telephone				
40	services; electronic software distribution, inventory and				
41	maintenance systems; network security and intrusion				
42	prevention systems; video teleconferencing; community				
43	wireless "hot spots"; system co-location and				
44	maintenance; and electronic, network-based, building				
45	security systems made available to all federal, state, and				
46	local government agencies, medical facilities, and other				
47	commercial and private entities. Such assessment				
48	should include an estimate of the project's full costs as				
49	well as the availability of funding to implement said				
50	proposal from federal, state and other sources. The				
51	report, including the feasibility assessment of				
52	implementing the broadband network, should be				
53	submitted no later than December 1, 2008.				
54	106.05.	Executive Management (71300) .....		\$0	(\$3,314)
55		Savings From Management Actions (71301).....	\$0	(\$3,314)	
56		Fund Sources: General.....	\$0	(\$3,314)	
57		Authority: Discretionary Inclusion			
58		Appropriation reductions in this Item and specified in			

ITEM 106.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
2	<i>any language and amounts to the contrary within other</i>			
3	<i>Items of this act.</i>			
4	Total for Secretary of Commerce and Trade.....		<b>\$25,415,321</b>	<b>\$19,565,321</b>
5			<b>\$24,681,077</b>	<b>\$15,093,797</b>
6	General Fund Positions.....	8.00		
7	Position Level .....	8.00		
8	Fund Sources: General .....	<b>\$25,415,321</b>	<b>\$19,565,321</b>	
9		<b>\$24,681,077</b>	<b>\$15,093,797</b>	
10	<b>§ 1-37. BOARD OF ACCOUNTANCY (226)</b>			
11	107. Regulation of Professions and Occupations (56000) .....		\$918,136	\$919,454
12	Accountant Regulation (56001).....	\$918,136		\$919,454
13	Fund Sources: Dedicated Special Revenue.....	\$918,136		\$919,454
14	Authority: Title 54.1, Chapter 44, Code of Virginia.			
15	Total for Board of Accountancy .....		<b>\$918,136</b>	<b>\$919,454</b>
16	Nongeneral Fund Positions.....	8.00		
17	Position Level .....	8.00		
18	Fund Sources: Dedicated Special Revenue.....	\$918,136		\$919,454
19	<b>§ 1-38. DEPARTMENT OF BUSINESS ASSISTANCE (325)</b>			
20	108. Economic Development Services (53400).....		\$12,469,124	\$12,469,124
21				<del>\$12,497,519</del>
22	Virginia Jobs Investment Program (53403).....	\$8,446,790	\$8,446,790	
23			<del>\$8,478,390</del>	
24	Business Formation Services (53418).....	\$337,351	<del>\$337,351</del>	
25			<del>\$636,434</del>	
26	Administrative Services (53422) .....	\$1,429,421	<del>\$1,429,421</del>	
27			<del>\$1,453,561</del>	
28	Financial Services for Economic Development (53423)...	\$1,425,352	<del>\$1,425,352</del>	
29			<del>\$1,463,297</del>	
30	Existing Business Services (53424).....	\$830,210	<del>\$830,210</del>	
31			<del>\$465,837</del>	
32	Fund Sources: General .....	\$11,223,521	\$11,223,521	
33	Special.....	\$350,253	<del>\$350,253</del>	
34			<del>\$378,648</del>	
35	Dedicated Special Revenue .....	\$895,350	\$895,350	
36	Authority: Title 2.2, Chapter 9; Chapter 22, Article 7;			
37	and Chapter 24, Article 7, Code of Virginia.			
38	A. The Virginia Small Business Financing Authority is			
39	authorized to withdraw revenues of up to \$50,000 the			
40	first year and \$50,000 the second year from the accrued			
41	interest balances of the Virginia Small Business Growth			
42	Fund in order to cover the costs of administering the			
43	Virginia Capital Access Program.			
44	B.I. Out of the amounts for Economic Development			
45	Services shall be provided \$141,235 the first year and			
46	<del>\$141,235</del> \$134,173 the second year from the general			
47	fund to the Virginia-Israel Advisory Board.			



		Item Details(\$)		Appropriations(\$)	
ITEM 108.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. The Virginia-Israel Advisory Board shall report by				
2	January 15 of each year to the Chairmen of the Senate				
3	Finance and House Appropriations Committees on the				
4	Board's activities and expenditure of state funds.				
5	C. Any monies remaining in the Virginia Jobs				
6	Investment Program at the end of fiscal years 2009 and				
7	2010 shall not revert to the general fund of the state				
8	treasury but shall be deposited to the Workforce				
9	Retraining Fund and be available for allocation in the				
10	ensuing fiscal years.				
11	D. To meet changing financing needs of small				
12	businesses, the Executive Director of the Virginia Small				
13	Business Financing Authority with the approval of the				
14	Director of the Department of Business Assistance may				
15	transfer moneys between funds managed by the				
16	Authority. These include the Virginia Small Business				
17	Growth Fund (§ 2.2-2310, Code of Virginia); the				
18	Virginia Export Fund (§ 2.2-2309, Code of Virginia);				
19	and the Insurance or Guarantee Fund (§ 2.2-2290, Code				
20	of Virginia). The Executive Director of the Virginia				
21	Small Business Financing Authority shall report, by				
22	fund, the transfers made by January 1 of each year to				
23	the Chairmen of the Senate Finance and House				
24	Appropriations Committees.				
25	108.05. <i>Executive Management (71300)</i> .....			(\$661,799)	(\$752,291)
26	<i>Savings From Management Actions (71301)</i> .....	(\$661,799)	(\$752,291)		
27	<i>Fund Sources: General</i> .....	(\$661,799)	(\$752,291)		
28	<i>Authority: Discretionary Inclusion</i>				
29	<i>Appropriation reductions in this Item and specified in</i>				
30	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
31	<i>any language and amounts to the contrary within other</i>				
32	<i>Items of this act.</i>				
33	Total for Department of Business Assistance.....			<b>\$12,469,124</b>	<b>\$12,469,124</b>
34				<b>\$11,807,325</b>	<b>\$11,745,228</b>
35	General Fund Positions.....	41.00	41.00		
36		38.00	38.00		
37	Nongeneral Fund Positions.....	7.00	7.00		
38	Position Level .....	48.00	48.00		
39		45.00	45.00		
40	Fund Sources: General.....	\$11,223,521	\$11,223,521		
41		\$10,561,722	\$10,471,230		
42	Special.....	\$350,253	\$350,253		
43			\$378,648		
44	Dedicated Special Revenue.....	\$895,350	\$895,350		
45	<b>§ 1-39. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (165)</b>				
46	109. Housing Assistance Services (45800).....			\$44,987,336	\$44,987,336
47					\$45,237,336
48	Housing Assistance (45801).....	\$24,672,572	\$24,672,572		
49			\$24,722,572		
50	Homeless Assistance (45804).....	\$17,314,764	\$17,314,764		
51			\$17,514,764		
52	Financial Assistance for Housing Services (45805).....	\$3,000,000	\$3,000,000		

ITEM 109.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$8,896,311	<del>\$8,896,311</del>	
2			<i>\$9,146,311</i>	
3	Special.....	\$344,537	\$344,537	
4	Dedicated Special Revenue.....	\$100,000	\$100,000	
5	Federal Trust.....	\$35,646,488	\$35,646,488	
6	Authority: Title 36, Chapters 1.4, 8, 9, and 11; and			
7	Title 58.1, Chapter 3, Articles 4 and 13, Code of			
8	Virginia.			
9	A. The amounts for Housing Assistance Services			
10	include <del>\$3,265,220</del> <i>\$3,115,200</i> from the general fund,			
11	\$100,000 from dedicated special revenue, and			
12	\$3,427,000 from the federal trust fund the first year and			
13	<del>\$3,365,220</del> <i>\$3,115,220</i> from the general fund, \$100,000			
14	from dedicated special revenue, and \$3,427,000 from			
15	the federal trust fund the second year to support			
16	emergency shelters and housing for populations with			
17	special needs, and \$4,500,000 the first year and			
18	\$4,500,000 the second year from the general fund for			
19	homeless prevention. Of the general fund amount			
20	provided, the department is authorized to use up to two			
21	percent in each year for program administration. The			
22	amounts allocated for emergency shelters shall be			
23	matched through local or private sources. Any balances			
24	for the purposes specified in this paragraph which are			
25	unexpended at the close of business on June 30, 2009,			
26	and June 30, 2010, shall not revert to the general fund,			
27	but shall be carried forward and reappropriated.			
28	B. The amounts for Housing Assistance Services			
29	include \$15,800,000 from federal funds the first year			
30	and \$15,800,000 from federal funds the second year to			
31	support Virginia affordable housing programs and the			
32	Indoor Plumbing Program.			
33	C. Out of the amounts in this Item shall be provided			
34	\$500,000 the first year and \$500,000 the second year			
35	from the general fund for a child service coordinator			
36	referral system in domestic violence and homeless			
37	shelters serving minor children.			
38	D. The Department shall report to the Chairmen of the			
39	Senate Finance, the House Appropriations Committees,			
40	and the Director, Department of Planning and Budget			
41	by November 4 of each year on the state's homeless			
42	programs, including, but not limited to, the number of			
43	(i) emergency shelter beds, (ii) transitional housing			
44	units, (iii) single room occupancy dwellings, and (iv)			
45	homeless intervention programs supported by state			
46	funding on a locality and statewide basis. The report			
47	shall also include the number of Virginians served by			
48	these programs, the costs of the programs, and the			
49	financial and in-kind support provided by localities and			
50	nonprofit groups in these programs. In preparing the			
51	report, the Department shall consult with localities and			
52	community-based groups.			
53	<i>E. Out of the amounts for this Item, \$250,000 the</i>			
54	<i>second year from the general fund shall be provided to</i>			
55	<i>support foreclosure counseling services across the</i>			
56	<i>Commonwealth. Funding will be used to provide</i>			
57	<i>grants to nonprofit organizations to support new or</i>			
58	<i>expanded foreclosure prevention counseling services</i>			

		Item Details(\$)		Appropriations(\$)	
ITEM 109.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>targeted to areas and populations at greatest risk.</i>				
2	<i>Funds may also be used to provide training and</i>				
3	<i>technical assistance to counselors specializing in</i>				
4	<i>foreclosure prevention, loss mitigation and consumer</i>				
5	<i>rights. Any balances for the purposes specified in this</i>				
6	<i>paragraph which are unexpended at the close of</i>				
7	<i>business on June 30, 2010, shall not revert to the</i>				
8	<i>general fund, but shall be carried forward and</i>				
9	<i>reappropriated.</i>				
10	110.			\$49,090,566	\$47,703,913
11					\$59,771,885
12		\$6,040,462	\$5,800,462		
13			\$5,778,449		
14		\$3,590,570	\$3,390,570		
15			\$3,390,583		
16					
17		\$39,459,534	\$38,512,881		
18			\$50,602,853		
19		\$16,663,130	\$15,316,477		
20			\$16,873,411		
21		\$152,012	\$152,012		
22		\$7,000,000	\$7,000,000		
23		\$25,275,424	\$25,235,424		
24			\$35,746,462		
25	Authority: Title 15.2, Chapter 13, Article 3 and Chapter				
26	42; Title 36, Chapters 8, 10 and 11; and Title 59.1,				
27	Chapter 22, Code of Virginia.				
28	A. This appropriation includes annual membership dues				
29	to the Appalachian Regional Commission, \$287,000 the				
30	first year and \$287,000 the second year, from the				
31	general fund. These dues are payable from the amounts				
32	for Community Development and Revitalization.				
33	B.1. Any unexpended balances in the Indoor Plumbing				
34	Program at the close of business on June 30, 2009 and				
35	June 30, 2010 shall not revert to the general fund, but				
36	shall be carried forward and reappropriated.				
37	2. The Department and local program administrators				
38	shall make every reasonable effort to provide				
39	participants basic financial counseling to enhance their				
40	ability to benefit from the Indoor Plumbing Program				
41	and to foster their movement to economic				
42	self-sufficiency.				
43	C. Out of the amounts for Community Development				
44	Services shall be paid from the general fund in four				
45	equal quarterly installments each year:				
46	1. To the Lenowisco Planning District Commission,				
47	<del>\$122,180</del> \$120,346 the first year and <del>\$122,180</del> \$111,062				
48	the second year, which includes \$38,610 the first year				
49	and \$38,610 the second year for responsibilities				
50	originally undertaken and continued pursuant to				
51	§ 15.2-4207, Code of Virginia, and the Virginia				
52	Coalfield Economic Development Authority.				
53	2. To the Cumberland Plateau Planning District				
54	Commission, <del>\$125,771</del> \$123,883 the first year and				
55	<del>\$125,771</del> \$114,326 the second year, which includes				

ITEM 110.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	\$42,390 the first year and \$42,390 the second year for			
2	responsibilities originally undertaken and continued			
3	pursuant to § 15.2-4207, Code of Virginia, and the			
4	Virginia Coalfield Economic Development Authority.			
5	3. To the Mount Rogers Planning District Commission,			
6	<del>\$85,500</del> \$84,217 the first year and <del>\$85,500</del> \$77,720 the			
7	second year.			
8	4. To the New River Valley Planning District			
9	Commission, <del>\$85,500</del> \$84,217 the first year and			
10	<del>\$85,500</del> \$77,720 the second year.			
11	5. To the Roanoke Valley-Alleghany Regional			
12	Commission, <del>\$85,500</del> \$84,217 the first year and			
13	<del>\$85,500</del> \$77,720 the second year.			
14	6. To the Central Shenandoah Planning District			
15	Commission, <del>\$85,500</del> \$84,217 the first year and			
16	<del>\$85,500</del> \$77,720 the second year.			
17	7. To the Northern Shenandoah Valley Regional			
18	Commission, <del>\$85,500</del> \$84,217 the first year and			
19	<del>\$85,500</del> \$77,720 the second year.			
20	8. To the Northern Virginia Regional Commission,			
21	<del>\$288,324</del> \$283,998 the first year and <del>\$288,324</del> \$262,087			
22	the second year.			
23	9. To the Rappahannock-Rapidan Regional			
24	Commission, <del>\$85,500</del> \$84,217 the first year and			
25	<del>\$85,500</del> \$77,720 the second year.			
26	10. To the Thomas Jefferson Planning District			
27	Commission, <del>\$85,500</del> \$84,217 the first year and			
28	<del>\$85,500</del> \$77,720 the second year.			
29	11. To the Region 2000 <del>Regional Commission</del> <i>Local</i>			
30	<i>Government Council</i> , <del>\$85,500</del> \$84,217 the first year and			
31	<del>\$85,500</del> \$77,720 the second year.			
32	12. To the West Piedmont Planning District			
33	Commission, <del>\$85,500</del> \$84,217 the first year and			
34	<del>\$85,500</del> \$77,720 the second year.			
35	13. To the Southside Planning District Commission,			
36	<del>\$85,500</del> \$84,217 the first year and <del>\$85,500</del> \$77,720 the			
37	second year.			
38	14. To the <del>Piedmont Planning District</del> <i>Commonwealth Regional Council</i> ,			
39	<del>Commission</del> <i>Commonwealth Regional Council</i> ,			
40	<del>\$85,500</del> \$84,217 the first year and <del>\$85,500</del> \$77,720 the			
41	second year.			
42	15. To the Richmond Regional Planning District			
43	Commission, <del>\$157,013</del> \$154,656 the first year and			
44	<del>\$157,013</del> \$142,725 the second year.			
45	16. To the <del>RADCO Planning District</del> <i>George</i>			
46	<i>Washington Regional</i> Commission, <del>\$85,500</del> \$84,217 the			
47	first year and <del>\$85,500</del> \$77,720 the second year.			
48	17. To the Northern Neck Planning District			
49	Commission, <del>\$85,500</del> \$84,217 the first year and			

ITEM 110.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<del>\$85,500</del>	\$77,720		the second year.
2	18.	To the Middle Peninsula Planning District		
3	Commission, <del>\$85,500</del>	\$84,217		the first year and
4	<del>\$85,500</del>	\$77,720		the second year.
5	19.	To the Crater Planning District Commission,		
6	<del>\$85,500</del>	\$84,217		the first year and <del>\$85,500</del>
7		\$77,720		the second year.
8	20.	To the Accomack-Northampton Planning District		
9	Commission, <del>\$85,500</del>	\$84,217		the first year and
10	<del>\$85,500</del>	\$77,720		the second year.
11	21.	To the Hampton Roads Planning District		
12	Commission <del>\$279,295</del>	\$275,104		the first year, and
13	<del>\$279,295</del>	\$253,879		the second year.
14	D.	Out of the amounts provided to the Department		
15	shall be provided <del>\$1,484,956</del>	\$1,462,956		the first year
16	and <del>\$1,484,956</del>	\$1,262,487		the second year from the
17	general fund for the Southeast Rural Community			
18	Assistance Project (formerly known as the Virginia			
19	Water Project) operating costs and water and			
20	wastewater grants. The Department shall disburse the			
21	total payment each year in twelve equal monthly			
22	installments.			
23	E.	Any remaining balances in the Virginia Enterprise		
24	Initiative shall not revert to the general fund, but shall			
25	be carried forward and reappropriated.			
26	F. 1.	Out of the amounts in this Item shall be provided		
27	\$95,000	the first year and \$95,000		the second year
28	from the general fund for the Center for Rural Virginia.			
29	The department shall report periodically to the			
30	Chairmen of the Senate Finance and House			
31	Appropriations Committees on the status, needs and			
32	accomplishments of the Center.			
33	2.	Out of the amounts in this item \$25,000 in the first		
34	year from the general fund shall be available to the			
35	Center for Rural Virginia, contingent upon receipt of			
36	private foundation and/or non-profit grants for			
37	community development activities in rural communities.			
38	3.	As part of its mission, the Center for Rural Virginia		
39	shall monitor the implementation of the budget			
40	initiatives approved by the 2005 Session of the General			
41	Assembly for rural Virginia and shall report			
42	periodically to the Chairmen of the Senate Finance and			
43	House Appropriations Committees on the effectiveness			
44	of these various programs in addressing rural economic			
45	development problems. Any unexpended balance for			
46	the Center for Rural Virginia at the close of business			
47	on June 30, 2009, and June 30, 2010, shall not revert			
48	to the general fund but shall be carried forward and			
49	reappropriated.			
50	G.	Any unexpended balances to pay the capital costs		
51	for safe drinking water and wastewater treatment in the			
52	Lenowischo, Cumberland Plateau, or Mount Rogers			
53	planning districts on June 30, 2009, and June 30, 2010,			
54	shall not revert to the general fund but shall be carried			

ITEM 110.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	forward, reappropriated, and allotted. The department			
2	shall leverage the appropriation with other state			
3	moneys, federal grants or loans, local contributions, and			
4	private or nonprofit resources.			
5	H.I. Out of the amounts for Community Development			
6	Services shall be provided <del>\$200,000</del> \$50,000 the first			
7	year from the general fund to support a community			
8	development financial institution to provide business			
9	and housing loans in distressed communities and to			
10	distressed populations.			
11	2. The Director, Department of Housing and			
12	Community Development, and another appointee of the			
13	Governor shall serve as members of the board of			
14	directors of the community development financial			
15	institution.			
16	I. Any unexpended balances on June 30, 2009 and			
17	June 30, 2010, from the amount appropriated in Item			
18	112.10, paragraph D of Chapter 951 of the Acts of			
19	Assembly of 2005 for two regional consortium grants			
20	to support specifically identified current and future			
21	workforce training needs of existing businesses in			
22	distressed regions of the state shall not revert to the			
23	general fund but shall be carried forward and			
24	reappropriated.			
25	J. Any unexpended balances on June 30, 2009 and June			
26	30, 2010, from amounts appropriated in Item 112.10,			
27	paragraph F and Item 506, paragraph V of Chapter 951			
28	of the Acts of Assembly of 2005 to develop regional			
29	artisan centers shall not revert to the general fund but			
30	shall be carried forward and reappropriated.			
31	K. Out of the amounts for Community Development			
32	Services shall be provided \$71,250 the first year and			
33	\$71,250 the second year from the general fund to			
34	support The Crooked Road: Virginia's Heritage Music			
35	Trail.			
36	L.I. Out of the amounts in this item shall be provided			
37	<del>\$921,653</del> \$828,688 in the first year and \$1,556,934 in			
38	the second year from the general fund for the			
39	Commonwealth's share of the estimated <del>fiscal year</del>			
40	2009 operating expenses of the Fort Monroe Federal			
41	Area Development Authority. <del>This</del> The FY 2009			
42	appropriation represents 75 percent of the authority's			
43	estimated fiscal year 2009 operating expenses that may			
44	not be reimbursed by the federal government— <del>This</del>			
45	<del>amount</del> and shall be reduced by any federal funding the			
46	authority may receive for expenditures within the 75			
47	percent estimate that may ultimately qualify for federal			
48	reimbursement. The FY 2010 appropriation represents			
49	50 percent of the authority's estimated FY 2010			
50	operating expenses. Amounts for this purpose shall be			
51	paid from the general fund in no more than four			
52	quarterly installments.			
53	2. During FY 2009, <del>The</del> the Department of Housing and			
54	Community Development is authorized to act as fiscal			
55	agent for the Fort Monroe Federal Area Development			
56	Authority (FMFADA) created pursuant to			
57	§ 15.2-6304.1, Code of Virginia (Chapters 707 and 740			

ITEM 110.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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of the Acts of Assembly of 2007). As fiscal agent, the department is authorized to conduct payroll, fiscal, procurement, and any other business activities requested by the Board of Commissioners for the FMFADA that are necessary to support the administration of the FMFADA. When acting in its capacity as fiscal agent for the FMFADA, the department shall have discretion regarding the transactions it performs on behalf of the FMFADA. Further, the department may employ staff on behalf of the FMFADA as requested by the Board of Commissioners for the FMFADA. Any such employees shall be placed in restricted positions and shall serve at the pleasure of the Board of Commissioners for the FMFADA.

*3. The Board of Commissioners for the FMFADA shall develop and adopt a plan, to include the applicable policies and procedures, for the FMFADA to conduct payroll, fiscal, procurement, human resources, and any other business activities of the FMFADA beginning July 1, 2009. Contingent upon the adoption and implementation of such a plan by the Board of Commissioners, beginning July 1, 2009, the Department of Housing and Community Development will no longer act as fiscal agent for the FMFADA. Beginning July 1, 2009, all moneys of the FMFADA, from whatever source derived, shall be paid to the treasurer of the FMFADA. The Auditor of Public Accounts or his legally authorized representatives, shall annually examine the accounts of the books of the FMFADA.*

*4. Employees of the FMFADA shall be eligible for membership in the Virginia Retirement System and participation in all of the health and related insurance and other benefits, including premium conversion and flexible benefits, available to state employees as provided by law.*

M. Included in this appropriation is \$7,000,000 the first year and \$7,000,000 the second year from the Water Quality Improvement Fund for grants to communities located outside the Chesapeake Bay watershed for: 1) the construction of mandated water quality improvement facilities at publicly owned treatment works for projects that would otherwise result in a financial hardship for the residential users of the facilities; 2) the design and construction of managed on-site community wastewater treatment systems in isolated areas that cannot be addressed through active treatment facilities; and 3) planning grants to develop regional or county wide wastewater treatment strategies in areas that have not previously completed planning and engineering studies. Priority will be given to the elimination of straight piping of household wastewater into the Commonwealth's waterways. The Department shall leverage the appropriation with other state moneys, federal grants or loans, local contributions, and private or nonprofit resources. Out of the amounts appropriated in this paragraph, up to \$500,000 the first year from the amounts transferred from the Water Quality Improvement Fund shall be designated for Wise County to support construction of wastewater treatment facilities to serve the Remote Area Medical (RAM).

ITEM 110.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	N. Included in this item is <del>\$200,000</del> \$197,000 the first				
2	year from the general fund for the Commonwealth				
3	Regional Council for regional economic development				
4	efforts.				
5	O. Included in this item is <del>\$95,500</del> \$94,067 in the first				
6	year and <del>\$95,500</del> \$86,810 in the second year from the				
7	general fund for the Lenowisco Planning District				
8	Commission.				
9	P. Included in this item is <del>\$30,000</del> \$29,550 in the first				
10	year and <del>\$30,000</del> \$27,270 in the second year from the				
11	general fund for the George Washington Regional				
12	<del>Council</del> Commission.				
13	Q. Included in this item is <del>\$30,000</del> \$29,550 in the first				
14	year and <del>\$30,000</del> \$27,270 in the second year from the				
15	general fund for the Rappahannock-Rapidan Regional				
16	Commission.				
17	R. Included in this item is <del>\$169,500</del> \$166,957 in the				
18	first year and <del>\$169,500</del> \$154,076 in the second year				
19	from the general fund for the Northern Virginia				
20	Regional Commission.				
21	111.	Economic Development Services (53400).....		\$15,678,467	\$15,678,467
22		Financial Assistance for Economic Development			
23		(53410) .....	\$15,678,467	\$15,678,467	
24		Fund Sources: General.....	\$15,678,467	\$15,678,467	
25		Authority: Title 59.1, Chapter 22, Code of Virginia.			
26		This Item includes <del>\$15,400,000</del> \$14,293,900 the first			
27		year and <del>\$15,400,000</del> \$13,150,000 the second year from the			
28		general fund to carry out the provisions of			
29		§§ 59.1-282.1 and 59.1-282.2, Code of Virginia, related			
30		to the Enterprise Zone Act. Should actual grants to be			
31		awarded in each fiscal year be less than the above			
32		amounts, the excess shall revert to the general fund on			
33		June 30, 2009, and June 30, 2010. Notwithstanding the			
34		provisions of §§ 59.1-282.1 and 59.1-282.2, Code of			
35		Virginia, the Department is authorized to prorate, with			
36		no payment of the unpaid portion of the grant			
37		necessary in the next fiscal year, the amount of awards			
38		each business receives to match the appropriation for			
39		this Item.			
40	112.	Regulation of Structure Safety (56200).....		\$3,099,647	<del>\$3,099,647</del>
41					\$2,960,385
42		State Building Code Administration (56202) .....	\$3,099,647	<del>\$3,099,647</del>	
43					\$2,960,385
44		Fund Sources: General.....	\$616,557	\$616,557	
45		Special.....	\$2,043,828	\$2,043,828	
46		Dedicated Special Revenue.....	\$300,000	\$300,000	
47		Federal Trust.....	\$139,262	<del>\$139,262</del>	
48					\$0
49		Authority: Title 15.2, Chapter 9; Title 27, Chapters 1,			
50		6, and 9; Title 36, Chapters 4, 4.1, 4.2, 6, and 8; Title			
51		58.1, Chapter 36, Article 5; and Title 63.2, Chapter 17,			
52		Code of Virginia.			



ITEM 112.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	The Department of Housing and Community				
2	Development shall recover from the Virginia				
3	Department of Health all costs associated with federal				
4	life safety code inspections and enforcement services.				
5	113. Governmental Affairs Services (70100).....			\$363,966	\$363,966
6	Intergovernmental Relations (70101).....	\$363,966	\$363,966		
7	Fund Sources: General.....	\$363,966	\$363,966		
8	Authority: Title 15.2, Subtitle III, Code of Virginia.				
9	114. Administrative and Support Services (59900).....			\$2,834,220	\$2,834,220
10				\$2,890,630	\$3,036,651
11	General Management and Direction (59901).....	\$2,834,220	\$2,834,220		
12		\$2,890,630	\$3,036,651		
13	Fund Sources: General.....	\$2,322,707	\$2,322,707		
14		\$2,379,117	\$2,525,138		
15	Special.....	\$511,513	\$511,513		
16	Authority: Title 36, Chapter 8, Code of Virginia.				
17	114.05. Executive Management (71300).....			(\$3,817,068)	(\$5,800,214)
18	Savings From Management Actions (71301).....	(\$3,817,068)	(\$5,800,214)		
19	Fund Sources: General.....	(\$3,817,068)	(\$5,800,214)		
20	Authority: Discretionary Inclusion				
21	Appropriation reductions in this Item and specified in				
22	Section 4-1.08 of this act shall apply notwithstanding				
23	any language and amounts to the contrary within other				
24	Items of this act.				
25	Total for Department of Housing and Community			\$116,054,202	\$114,667,549
26	Development.....			\$112,293,544	\$121,248,476
27					
28	General Fund Positions.....	87.50	87.50		
29		82.50	82.50		
30	Nongeneral Fund Positions.....	22.50	22.50		
31		23.50	23.50		
32	Position Level .....	110.00	110.00		
33		106.00	106.00		
34	Fund Sources: General.....	\$44,541,138	\$43,194,485		
35		\$40,780,480	\$39,403,636		
36	Special.....	\$3,051,890	\$3,051,890		
37	Dedicated Special Revenue.....	\$7,400,000	\$7,400,000		
38	Federal Trust.....	\$61,061,174	\$61,021,174		
39			\$71,392,950		
40	<b>§ 1-40. DEPARTMENT OF LABOR AND INDUSTRY (181)</b>				
41	115. Economic Development Services (53400).....			\$919,977	\$919,977
42	Apprenticeship Program (53409).....	\$919,977	\$919,977		
43	Fund Sources: General.....	\$919,977	\$919,977		
44	Authority: Title 40.1, Chapter 6, Code of Virginia.				
45	116. Regulation of Business Practices (55200) .....			\$839,627	\$839,627
46	Labor Law Services (55206).....	\$839,627	\$839,627		

ITEM 116.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$839,627	\$839,627		
2	Authority: Title 40.1, Chapters 1, 3, 4, and 5, Code of				
3	Virginia.				
4	117. Regulation of Individual Safety (55500).....			\$9,037,139	\$9,037,139
5	Virginia Occupational Safety and Health Services				
6	(55501).....	<del>\$8,800,501</del>	<del>\$8,800,501</del>		
7		\$8,806,247	\$8,806,247		
8	Asbestos and Lead Safety Services (55502).....	<del>\$236,638</del>	<del>\$236,638</del>		
9		\$230,892	\$230,892		
10	Fund Sources: General.....	\$3,696,014	\$3,696,014		
11	Special.....	\$440,224	\$440,224		
12	Federal Trust.....	\$4,900,901	\$4,900,901		
13	Authority: Title 40.1, Chapters 1, 3, 3.2, and 3.3; Title				
14	54.1, Chapter 5; Title 59.1, Chapter 30, Code of				
15	Virginia.				
16	Notwithstanding § 40.1-49.4 D, Code of Virginia, and				
17	§ 4-2.02 of this act, the Department of Labor and				
18	Industry may retain up to \$116,000 in civil penalties				
19	assessed pursuant to § 40.1-49.4 as the required federal				
20	grant match for voluntary compliance programs.				
21	118. Regulation of Structure Safety (56200).....			\$567,003	\$567,003
22	Boiler and Pressure Vessel Safety Services (56201) .....	\$567,003	\$567,003		
23	Fund Sources: General.....	\$567,003	\$567,003		
24	Authority: Title 40.1, Chapter 3.1, Code of Virginia.				
25	118.05. Personnel Management Services (70400).....			\$0	\$489,325
26	Compliance and Enforcement (70414).....	\$0	\$489,325		
27	Fund Sources: General.....	\$0	\$463,125		
28	Federal Trust.....	\$0	\$26,200		
29	Authority: Discretionary Inclusion.				
30	Notwithstanding any contrary provisions of law,				
31	effective July 1, 2009, the responsibilities of the Human				
32	Rights Council shall be administered by the Department				
33	of Labor and Industry.				
34	119. Administrative and Support Services (59900).....			\$3,106,140	\$3,106,085
35	General Management and Direction (59901).....	\$3,106,140	\$3,106,085		
36	Fund Sources: General.....	\$2,435,583	\$2,435,528		
37	Special.....	\$670,557	\$670,557		
38	119.05. Executive Management (71300).....			(\$465,000)	(\$81,738)
39	Savings From Management Actions (71301).....	(\$465,000)	(\$81,738)		
40	Fund Sources: General.....	(\$465,000)	(\$81,738)		
41	Authority: Discretionary Inclusion				
42	Appropriation reductions in this Item and specified in				
43	Section 4-1.08 of this act shall apply notwithstanding				
44	any language and amounts to the contrary within other				
45	Items of this act.				

ITEM 119.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Department of Labor and Industry .....			<b>\$14,469,886</b>	<b>\$14,469,831</b>
2				<i>\$14,004,886</i>	<i>\$14,877,418</i>
3	General Fund Positions.....	114.04	114.04		
4		<i>119.31</i>	<i>124.31</i>		
5	Nongeneral Fund Positions.....	68.96	68.96		
6		<i>63.69</i>	<i>63.69</i>		
7	Position Level .....	183.00	183.00		
8			<i>188.00</i>		
9	Fund Sources: General .....	<del>\$8,458,204</del>	<del>\$8,458,149</del>		
10		<del>\$7,993,204</del>	<del>\$8,839,536</del>		
11	Special.....	<del>\$1,110,781</del>	<del>\$1,110,781</del>		
12	Federal Trust.....	<del>\$4,900,901</del>	<del>\$4,900,901</del>		
13			<del>\$4,927,101</del>		
14	<b>§ 1-41. DEPARTMENT OF MINES, MINERALS AND ENERGY (409)</b>				
15	120. Minerals Management (50600).....			\$28,145,080	\$28,145,080
16					<i>\$28,558,642</i>
17	Geologic and Mineral Resource Investigations,				
18	Mapping, and Utilization (50601).....	\$2,134,655	\$2,134,655		
19	Mineral Mining Environmental Protection, Worker				
20	Safety and Land Reclamation (50602).....	\$2,719,244	\$2,719,244		
21	Gas and Oil Environmental Protection, Worker Safety				
22	and Land Reclamation (50603).....	\$1,134,408	<del>\$1,134,408</del>		
23			<i>\$1,234,408</i>		
24	Coal Environmental Protection and Land Reclamation				
25	(50604) .....	\$17,518,234	<del>\$17,518,234</del>		
26			<i>\$17,831,796</i>		
27	Coal Worker Safety (50605) .....	\$4,638,539	\$4,638,539		
28	Fund Sources: General .....	\$10,345,678	\$10,345,678		
29	Special.....	<del>\$5,007,075</del>	<del>\$5,007,075</del>		
30			<del>\$5,107,075</del>		
31	Trust and Agency .....	\$525,000	\$525,000		
32	Dedicated Special Revenue.....	\$173,000	\$173,000		
33	Federal Trust.....	<del>\$12,094,327</del>	<del>\$12,094,327</del>		
34			<del>\$12,407,889</del>		
35	Authority: Title 3.1, Chapters 6, 9, 23, and 26; Title				
36	45.1, Chapters 14.2, 14.3, 14.4, 14.5, 14.6, 14.7, 15.1,				
37	16, 18, 20, 21, 22.1, 24, and 25; Title 61.1, Chapter 4,				
38	Code of Virginia.				
39	A. Out of this appropriation, \$21,419 the first year and				
40	\$21,419 the second year from special funds shall be				
41	provided for annual membership dues to the Interstate				
42	Mining Compact Commission.				
43	B. Out of this appropriation shall be provided				
44	reimbursement for expenses associated with				
45	administrative and judicial review when so ordered by a				
46	court of competent jurisdiction.				
47	C. Out of this appropriation, \$6,100 the first year and				
48	\$6,100 the second year from the general fund shall be				
49	provided for annual membership dues to the Interstate				
50	Oil and Gas Compact Commission.				

ITEM 120.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 121.				
2			\$2,327,323	\$2,459,840
3				\$4,641,840
4				
5		\$2,327,323		\$2,459,840
6				\$4,641,840
7		\$550,277		\$682,794
8				\$2,864,794
9		\$1,777,046		\$1,777,046
10	Authority: Title 45.1, Chapter 26, Code of Virginia.			
11	A. Out of this appropriation, \$38,362 the first year and			
12	\$38,362 the second year from the general fund shall be			
13	provided for dues and expenses for the Southern States			
14	Energy Board.			
15	B. Out of this appropriation, \$2,000,000 the second			
16	year from the general fund shall be provided for the			
17	Clean Energy Manufacturing Incentive Grant as			
18	enacted by the 2009 Session of the General Assembly.			
19 122.			\$3,284,494	\$3,284,494
20				\$3,346,492
21		\$3,284,494		\$3,284,494
22				\$3,346,492
23		\$2,016,094		\$2,016,094
24		\$1,000,000		\$1,000,000
25				\$1,038,698
26		\$268,400		\$268,400
27				\$291,700
28	Authority: Title 45.1, Chapter 14.1, Code of Virginia.			
29 122.05.			(\$809,116)	(\$1,078,125)
30		(\$809,116)		(\$1,078,125)
31		(\$809,116)		(\$1,078,125)
32	Authority: Discretionary Inclusion			
33	Appropriation reductions in this Item and specified in			
34	Section 4-1.08 of this act shall apply notwithstanding			
35	any language and amounts to the contrary within other			
36	Items of this act.			
37			\$33,756,897	\$33,889,414
38			\$32,947,781	\$35,468,849
39		171.62		171.62
40		157.62		157.62
41		71.38		71.38
42		76.38		76.38
43		243.00		243.00
44		234.00		234.00
45		\$12,912,049		\$13,044,566
46		\$12,102,933		\$14,148,441
47		\$6,007,075		\$6,007,075
48				\$6,145,773
49		\$525,000		\$525,000
50		\$441,400		\$441,400

ITEM 122.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2		\$464,700		
3	Federal Trust.....	\$13,871,373	\$13,871,373	
			\$14,184,935	
4	<b>§ 1-42. DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION (222)</b>			
5	123. Regulation of Professions and Occupations (56000) .....		\$19,558,546	\$19,551,410
6			\$19,656,606	\$20,985,230
7	Licensure, Certification, and Registration of Professions			
8	and Occupations (56046).....	\$5,699,470	\$5,677,959	
9			\$6,105,449	
10	Enforcement of Licensing, Regulating and Certifying			
11	Professions and Occupations (56047) .....	\$7,088,241	\$7,078,320	
12			\$7,442,432	
13	Administrative Services (56048) .....	\$6,770,835	\$6,795,131	
14		\$6,868,895	\$7,437,349	
15	Fund Sources: Special.....	\$348,370	\$348,370	
16			\$1,009,366	
17	Dedicated Special Revenue .....	\$18,875,176	\$18,868,040	
18		\$18,973,236	\$19,640,864	
19	Federal Trust.....	\$335,000	\$335,000	
20	Authority: Title 54.1, Chapters 1, 2, 3, 4, 5, 6, 7, 8.1,			
21	9, 11, 14, 15, 17, 18, 20.1, 21, 22, 22.1, 23, 23.1, and			
22	23.2; Title 55, Chapters 4.1, 4.2, 19, 21, 24, 26, 27, 28,			
23	and 29; and Title 36, Chapter 5.1, Code of Virginia.			
24	Costs for professional and occupational regulation may			
25	be met by fees paid by the respective professions and			
26	occupations.			
27	Total for Department of Professional and Occupational			
28	Regulation.....		\$19,558,546	\$19,551,410
29			\$19,656,606	\$20,985,230
30	Nongeneral Fund Positions.....	186.00	186.00	
31			202.00	
32	Position Level .....	186.00	186.00	
33			202.00	
34	Fund Sources: Special.....	\$348,370	\$348,370	
35			\$1,009,366	
36	Dedicated Special Revenue .....	\$18,875,176	\$18,868,040	
37		\$18,973,236	\$19,640,864	
38	Federal Trust.....	\$335,000	\$335,000	
39	<b>§ 1-43. VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP (310)</b>			
40	124. Economic Development Services (53400) .....		\$17,076,010	\$17,026,010
41	Financial Assistance for Economic Development			
42	(53410) .....	\$145,000	\$95,000	
43	Economic Development Services (53412) .....	\$16,931,010	\$16,931,010	
44	Fund Sources: General.....	\$17,076,010	\$17,026,010	
45	Authority: Title 2.2, Chapter 22, Article 4 and Chapter			
46	51; and § 15.2-941, Code of Virginia.			
47	A. Upon authorization of the Governor, the Virginia			
48	Economic Development Partnership may transfer funds			
49	appropriated to it by this act to a nonstock corporation.			
50	B. Prior to July 1 of each fiscal year, the Virginia			

ITEM 124.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Economic Development Partnership shall provide to the			
2	Chairmen of the House Appropriations and Senate			
3	Finance Committees and the Director of the Department			
4	of Planning and Budget a report of its operating plan.			
5	Prior to September 1 of each fiscal year, the Partnership			
6	shall provide to the Chairmen of the House			
7	Appropriations and Senate Finance Committees and the			
8	Director of the Department of Planning and Budget a			
9	detailed expenditure report and a listing of the salaries			
10	and bonuses for all Partnership employees for the prior			
11	fiscal year. All three reports shall be prepared in the			
12	formats as previously approved by the Department of			
13	Planning and Budget.			
14	C. In developing the criteria for any pay for			
15	performance plan, the Board shall include, but not be			
16	limited to, these variables: 1) the number of economic			
17	development prospects committed to move to or expand			
18	operations in Virginia; 2) dollar investment made in			
19	Virginia for land acquisition, construction, buildings,			
20	and equipment; 3) number of full-time jobs directly			
21	related to an economic development project; and 4)			
22	location of the project. To that end, the pay for			
23	performance plan shall be weighted to recognize and			
24	reward employees who successfully recruit new			
25	economic development prospects or cause existing			
26	prospects to expand operations in localities with fiscal			
27	stress greater than the statewide average. Fiscal Stress			
28	shall be based on the Index published by the			
29	Commission on Local Government. If a prospect is			
30	physically located in more than one contiguous locality,			
31	the highest Fiscal Stress Index of the participating			
32	localities will be used.			
33	D.1. The Virginia Economic Development Partnership			
34	shall report before the General Assembly convenes in			
35	January of each year on the status of the			
36	implementation of the state's comprehensive economic			
37	development strategy, and shall recommend legislative			
38	actions related to the implementation of the			
39	comprehensive economic development strategy. The			
40	report shall be submitted to the Chairmen of the House			
41	Appropriations and Senate Finance Committees, and			
42	shall include the number of site visits made by			
43	employees of the Virginia Economic Development			
44	Partnership with potential economic development			
45	prospects.			
46	2. The Virginia Economic Development Partnership			
47	shall identify and target industries suited for location in			
48	the southside and southwest regions of the state.			
49	E. The State Comptroller shall disburse the first and			
50	second year appropriations in twelve equal monthly			
51	installments. The Director of the Department of			
52	Planning and Budget may authorize an increase in			
53	disbursements for any month, not to exceed the total			
54	appropriation for the fiscal year, if such an advance is			
55	necessary to meet payment obligations.			
56	F. The Virginia Economic Development Partnership			
57	shall provide administrative and support services for the			
58	Virginia Tourism Authority as prescribed in the			
59	Memorandum of Agreement until July 1, 2010, or until			

ITEM 124.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	the Authority is able to provide such services.				
2	G. The Virginia Economic Development Partnership				
3	shall report one month after the close of each quarter to				
4	the Chairmen of the Senate Finance and House				
5	Appropriations Committees on the Governor's				
6	Development Opportunity Fund. The report shall				
7	include, but not be limited to, total appropriations made				
8	or transferred to the Fund, total grants awarded, cash				
9	balances, and balances available for future				
10	commitments.				
11	H. The Virginia Coalfield Economic Development				
12	Authority is authorized to spend funds provided by				
13	Chapters 91 and 1066 of the Acts of Assembly of				
14	2000, which extended the coalfield employment				
15	enhancement tax credit, for workforce development and				
16	training.				
17	I. Prior to purchasing airline and hotel accommodations				
18	related to overseas trade shows, the Virginia Economic				
19	Development Partnership shall provide an itemized list				
20	of projected costs for review by the Secretary of				
21	Commerce and Trade.				
22	J. The amounts for Economic Development Services				
23	include \$500,000 the first year and \$500,000 the second				
24	year from the general fund to market distressed areas of				
25	the Commonwealth.				
26	K. Out of the amounts for Economic Development				
27	Services shall be provided <del>\$95,000</del> \$92,150 the first				
28	year and <del>\$95,000</del> \$87,875 the second year from the				
29	general fund to the Virginia Commercial Space Flight				
30	Authority.				
31	L. Out of the amounts for Economic Development				
32	Services shall be provided \$215,000 the first year and				
33	\$215,000 the second year from the general fund to				
34	assist small manufacturers with the export of advanced				
35	manufacturing products.				
36	M.1. Out of the amounts for Economic Development				
37	Services shall be provided <del>\$484,500</del> \$445,700 the first				
38	year and <del>\$484,500</del> \$448,130 the second year from the				
39	general fund for operations of the Virginia National				
40	Defense Industrial Authority.				
41	2. Employees of the Authority shall be eligible for				
42	membership in the Virginia Retirement System and				
43	participation in all of the health and related insurance				
44	and other benefits, including premium conversion and				
45	flexible benefits, available to state employees as				
46	provided by law.				
47	N. It is the intent of the General Assembly to fulfill the				
48	commitment made to the Virginia Advanced				
49	Shipbuilding and Carrier Integration Center to support				
50	the Center's operating costs, as stipulated in § 2.2-2444,				
51	Code of Virginia.				
52	O. Out of the amounts for Economic Development				

ITEM 124.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Services shall be provided \$50,000 in the first year			
2	from the general fund to the Virginia Biotechnology			
3	Research Partnership Authority.			
4	124.05.			
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**§ 1-44. VIRGINIA EMPLOYMENT COMMISSION (182)**

(\$1,000,000) (\$1,043,553)

(\$1,000,000) (\$1,043,553)

**\$17,076,010 \$17,026,010**

**\$16,076,010 \$15,982,457**

\$576,962,309 \$581,962,310

\$950,562,310

(\$1,000,000) (\$1,043,553)

(\$1,000,000) (\$1,043,553)

\$17,076,010 \$17,026,010

\$16,076,010 \$15,982,457

\$5,400,000 \$5,400,000

\$487 \$487

\$375,000 \$375,000

\$5,375,000

\$576,586,822 \$581,586,823

\$945,186,823

Executive Management (71300) .....

Savings From Management Actions (71301).....

Fund Sources: General.....

Authority: Discretionary Inclusion

Appropriation reductions in this Item and specified in Section 4-1.08 of this act shall apply notwithstanding any language and amounts to the contrary within other Items of this act.

Total for Virginia Economic Development Partnership....

Fund Sources: General .....

Workforce Systems Services (47000).....

Job Placement Services (47001).....

Unemployment Insurance Services (47002) .....

Workforce Development Services (47003).....

Fund Sources: General .....

Special.....

Trust and Agency .....

Authority: Title 60.2, Chapters 1 through 6, Code of Virginia.

A. Revenues deposited into the Special Unemployment Compensation Administration Fund shall be used for the purposes set out in the following order of priority: 1) to support essential services of the Commission, particularly in the event of reductions in federal funding; 2) to finance the cost of capital projects; and 3) to fund the discretionary fund established in § 60.2-315, Code of Virginia. Funding may be transferred from the capital budget to the operating budget consistent with this language.

B. Reed Act funds distributed by the Balanced Budget Act of 1997 and credited to the unemployment trust fund with respect to federal fiscal years 2000, 2001, and 2002, under § 1103 of the Social Security Act (42 U.S.C.), as amended, shall be used only for the administration of the unemployment compensation program, under the direction of the Virginia Employment Commission and shall not be subject to the requirements of § 60.2-305 of the Code of Virginia.

C. There is hereby appropriated out of the funds made available to this state under § 1103 of the Social Security Act (42 U.S.C.) as amended, \$8,300,000 in the



		Item Details(\$)		Appropriations(\$)	
ITEM 125.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	first year and \$8,300,000 in the second year of Reed				
2	Act funds to be used under the direction of the Virginia				
3	Employment Commission, and subject to the				
4	requirements of § 60.2-305, Code of Virginia, for the				
5	purpose of administering the federal Wagner-Peyser Job				
6	Service Grant and the federal Unemployment Insurance				
7	Grant.				
8	D. There is hereby appropriated out of the funds made				
9	available to this state under § 1103 of the Social				
10	Security Act (42 U.S.C.) as amended, the balance of				
11	the \$51,061,866 of Reed Act funds, if any, provided in				
12	Item 120 E. of Chapter 847, 2007 Acts of Assembly,				
13	for upgrading obsolete information technology systems,				
14	<i>to include staff costs. This appropriation is</i> subject to				
15	the provisions of § 60.2-305, Code of Virginia. Savings				
16	as a result of the new systems shall be retained by the				
17	commission.				
18	126. Economic Development Services (53400).....			\$3,258,552	\$3,258,552
19	Economic Information Services (53402).....	\$3,258,552	\$3,258,552		
20	Fund Sources: Special.....	\$529,000	\$529,000		
21	Trust and Agency.....	\$2,729,552	\$2,729,552		
22	Authority: Title 60.2, Chapters 1 through 6, Code of				
23	Virginia.				
24	127. For payment to the Secretary of the Treasury of the				
25	United States to the credit of the federal unemployment				
26	trust fund established by the Social Security Act, to be				
27	held for the state upon the terms and conditions				
28	provided in the said Social Security Act, there is hereby				
29	appropriated the amount remaining in the clearing				
30	account of the Unemployment Compensation Fund				
31	created by § 60.2-301, Code of Virginia, after deducting				
32	the refunds payable therefrom pursuant to § 60.2-301,				
33	Code of Virginia, a sum sufficient.				
34	Total for Virginia Employment Commission.....			<b>\$580,220,861</b>	<b><del>\$585,220,862</del></b>
35					<b>\$953,820,862</b>
36	Nongeneral Fund Positions.....	865.00	865.00		
37	Position Level.....	865.00	865.00		
38	Fund Sources: General.....	\$487	\$487		
39	Special.....	\$904,000	<del>\$904,000</del>		
40			\$5,904,000		
41	Trust and Agency.....	\$579,316,374	<del>\$584,316,375</del>		
42			\$947,916,375		
43	<b>§ 1-45. VIRGINIA RACING COMMISSION (405)</b>				
44	128. Economic Development Services (53400).....			\$2,100,000	<del>\$2,100,000</del>
45					<del>\$1,400,000</del>
46	Financial Assistance to the Horse Breeding Industry				
47	(53411).....	\$2,100,000	<del>\$2,100,000</del>		
48			\$1,400,000		
49	Fund Sources: Special.....	\$2,100,000	<del>\$2,100,000</del>		
50			\$1,400,000		
51	Authority: Title 59.1, Chapter 29, Code of Virginia.				

ITEM 128.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 129. Regulation of Horse Racing and Pari-Mutuel Betting				
2 (55800) .....			\$2,947,817	\$2,947,817
3			\$2,532,725	\$1,910,644
4 License and Regulate Horse Racing and Pari-Mutuel				
5 Wagering (55801) .....	\$2,247,817	\$2,247,817		
6		\$1,910,644		
7 Promote the Horse Industry (55802).....	\$700,000	\$700,000		
8	\$284,908	\$0		
9 Fund Sources: Special.....	\$2,947,817	\$2,947,817		
10	\$2,532,725	\$1,910,644		
11 Authority: Title 59.1, Chapter 29, Code of Virginia.				
12 A. Out of this appropriation, the members of the				
13 Virginia Racing Commission shall receive				
14 compensation and reimbursement for their reasonable				
15 expenses in the performance of their duties, as provided				
16 in § 2.2-2104, Code of Virginia.				
17 B. Notwithstanding the provisions of § 59.1-392, Code				
18 of Virginia, up to \$255,000 the first year and \$255,000				
19 the second year shall be transferred to Virginia				
20 Polytechnic Institute and State University to support the				
21 Virginia-Maryland Regional College of Veterinary				
22 Medicine.				
23 C. Any revenues received during the biennium and				
24 which are due to the Commission pursuant to				
25 § 59.1-364 et seq., Code of Virginia, shall be used first				
26 to fund the operating expenses of the Commission as				
27 appropriated in this Item. Any change in operating				
28 expenses as herein appropriated requires the approval of				
29 the Department of Planning and Budget. Any revenues				
30 in excess of amounts required for Commission				
31 operations as appropriated under the provisions of this				
32 act and amounts payable to specific entities pursuant to				
33 § 59.1-392 and appropriated in paragraphs B and D of				
34 this Item, shall revert to the general fund.				
35 D. Out of these amounts, the obligations set out in				
36 § 59.1-392 D. 5. and D. 6., Code of Virginia, shall be				
37 fully funded.				
38 E. The Virginia Racing Commission is authorized to				
39 expend up to <del>\$700,000</del> \$284,908 the first year and				
40 <del>\$700,000</del> the second year of this appropriation to				
41 develop programs or award grants for the promotion				
42 and marketing, sustenance and growth of the Virginia				
43 horse industry, including horse breeding. Any				
44 unexpended balance remaining on June 30, 2009, of the				
45 <del>\$700,000</del> \$284,908 appropriated for fiscal year 2009				
46 shall be carried forward on the books of the				
47 Comptroller and shall be available for expenditure				
48 during the second year of the current biennium. Any				
49 <del>unexpended balance remaining on June 30, 2010, of the</del>				
50 <del>\$700,000</del> appropriated for fiscal year 2010 shall be				
51 carried forward on the books of the Comptroller and				
52 shall be available for expenditure in the next biennium.				
53 In no event, however, shall any funds be expended or				
54 carried forward for that purpose that would cause the				
55 reversion to the general fund required by Paragraph C				
56 above to fall below \$815,870 the first year and				
57 <del>\$815,870</del> \$734,356 the second year.				

		Item Details(\$)		Appropriations(\$)	
ITEM 129.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Virginia Racing Commission.....			<b>\$5,047,817</b>	<b>\$5,047,817</b>
2				<b>\$4,632,725</b>	<b>\$3,310,644</b>
3	Nongeneral Fund Positions.....	10.00	10.00		
4	Position Level .....	10.00	10.00		
5	Fund Sources: Special.....	\$5,047,817	\$5,047,817		
6		\$4,632,725	\$3,310,644		
7	<b>§ 1-46. VIRGINIA TOURISM AUTHORITY (320)</b>				
8	130. Tourist Promotion (53600).....			\$14,469,330	\$14,469,330
9	Financial Assistance for Tourist Promotion (53606) .....	\$408,750	\$408,750		
10			\$150,000		
11	Tourist Promotion Services (53607) .....	\$14,060,580	\$14,060,580		
12			\$14,319,330		
13	Fund Sources: General.....	\$14,469,330	\$14,469,330		
14	Authority: Title 2.2, Chapter 22, Article 8, Code of				
15	Virginia.				
16	A.1. The Department of Transportation shall pay to the				
17	Virginia Tourism Authority \$1,100,000 each year for				
18	continued operation of the Welcome Centers. The				
19	Department of Transportation shall fund maintenance at				
20	each facility based on the agreed-upon service levels				
21	contained in the Memorandum of Agreement between				
22	the Virginia Tourism Authority and the Department of				
23	Transportation. Included in the amounts in this				
24	paragraph is \$100,000 each year for maintenance of the				
25	Danville Welcome Center.				
26	2. To the extent necessary to fund the operations of the				
27	Welcome Centers, the Virginia Tourism Authority is				
28	authorized to collect fees paid by businesses for display				
29	space at the Welcome Centers.				
30	B. Upon authorization of the Governor, the Virginia				
31	Tourism Authority may transfer funds appropriated to it				
32	by this act to a nonstock corporation.				
33	C. Prior to July 1 of each fiscal year, the Virginia				
34	Tourism Authority shall provide to the Chairmen of the				
35	House Appropriations and Senate Finance Committees				
36	and the Director, Department of Planning and Budget a				
37	report of its operating plan. Prior to September 1 of				
38	each fiscal year, the Authority shall provide to the				
39	Chairmen of the House Appropriations and Senate				
40	Finance Committees and the Director, Department of				
41	Planning and Budget a detailed expenditure report and				
42	a listing of the salaries and bonuses for all Authority				
43	employees for the prior fiscal year. All three reports				
44	shall be prepared in the formats as previously approved				
45	by the Department of Planning and Budget.				
46	D. The State Comptroller shall disburse the first and				
47	second year appropriations in twelve equal monthly				
48	installments. The Director, Department of Planning and				
49	Budget may authorize an increase in disbursements for				
50	any month, not to exceed the total appropriation for the				
51	fiscal year, if such an advance is necessary to meet				
52	payment obligations.				

ITEM 130.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	E. Out of the amounts for Tourist Promotion shall be			
2	provided \$1,700,000 the first year and \$1,700,000 the			
3	second year from the general fund to promote the			
4	Virginia tourism industries. These funds shall be used,			
5	among other purposes, to initiate strategies to expand			
6	growth tourism industries such as Virginia history			
7	tours, wine and epicurean tours and other packaged			
8	travel itineraries.			
9	F. Out of the amounts for Tourist Promotion shall be			
10	provided \$425,000 the first year and \$425,000 the			
11	second year from the general fund for grants to regional			
12	and local tourism authorities and other tourism entities			
13	to support their efforts.			
14	G. The Virginia Tourism Authority shall place a high			
15	priority on marketing rural areas of the state.			
16	H. Out of the amounts provided for Tourist Promotion,			
17	<del>\$100,000</del> \$95,000 the first year and <del>\$100,000</del> \$95,000			
18	the second year from the general fund shall be provided			
19	to the cooperative advertising program operated by the			
20	Outdoor Advertising Association of Virginia. The			
21	Outdoor Advertising Association of Virginia shall			
22	provide a total of at least <del>\$300,000</del> \$285,000 in			
23	advertising value each year to promote tourism in			
24	Virginia.			
25	I. Out of the amounts provided for Tourist Promotion,			
26	<del>\$225,000</del> \$213,750 the first year and <del>\$225,000</del> \$213,750			
27	the second year from the general fund shall be provided			
28	to "See Virginia First," a public-private partnership			
29	operated by the Virginia Association of Broadcasters to			
30	advertise Virginia tourism. The Virginia Association of			
31	Broadcasters shall provide a total of at least <del>\$675,000</del>			
32	\$641,250 in television and radio advertising value to			
33	promote tourism in Virginia in each fiscal year.			
34	J. Out of the amounts for Tourist Promotion shall be			
35	provided \$50,000 in the first year and \$50,000 in the			
36	second year from the general fund for the Coalfield			
37	Regional Tourism Authority.			
38	K. Out of the amounts for Tourist Promotion shall be			
39	provided \$100,000 the first year and \$100,000 the			
40	second year from the general fund for the Daniel Boone			
41	Visitor Center.			
42	130.05. Executive Management (71300) .....			(\$800,000) (\$818,209)
43	Savings From Management Actions (71301).....	(\$800,000)	(\$818,209)	
44	Fund Sources: General.....	(\$800,000)	(\$818,209)	
45	Authority: Discretionary Inclusion			
46	Appropriation reductions in this Item and specified in			
47	Section 4-1.08 of this act shall apply notwithstanding			
48	any language and amounts to the contrary within other			
49	Items of this act.			
50	Total for Virginia Tourism Authority.....			<b>\$14,469,330</b> <b>\$14,469,330</b>
51				<b>\$13,669,330</b> <b>\$13,651,121</b>

ITEM 130.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General .....	\$14,469,330	\$14,469,330		
2		\$13,669,330	\$13,651,121		
3	TOTAL FOR OFFICE OF COMMERCE AND				
4	TRADE.....			<b>\$839,456,130</b>	<b>\$837,296,122</b>
5				<b>\$830,908,281</b>	<b>\$1,207,103,536</b>
6	General Fund Positions.....	422.16	422.16		
7		405.43	410.43		
8	Nongeneral Fund Positions.....	1,238.84	1,238.84		
9		1,239.57	1,255.57		
10	Position Level .....	1,661.00	1,661.00		
11		1,645.00	1,666.00		
12	Fund Sources: General .....	\$134,096,060	\$126,981,869		
13		\$125,865,243	\$117,590,705		
14	Special .....	\$16,820,186	\$16,820,186		
15		\$16,405,094	\$20,911,102		
16	Trust and Agency .....	\$579,841,374	\$584,841,375		
17			\$948,441,375		
18	Dedicated Special Revenue .....	\$28,530,062	\$28,524,244		
19		\$28,628,122	\$29,320,368		
20	Federal Trust.....	\$80,168,448	\$80,128,448		
21			\$90,839,986		

ITEM 131.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>OFFICE OF EDUCATION</b>			
2	<b>§ 1-47. SECRETARY OF EDUCATION (185)</b>			
3 131.	Administrative and Support Services (79900).....		\$654,068	\$654,068
4	General Management and Direction (79901).....	\$654,068	\$654,068	
5	Fund Sources: General.....	\$654,068	\$654,068	
6	Authority: Title 2.2, Chapter 2, § 2.2-208 Code of			
7	Virginia.			
8	A. The Secretary of Education is hereby authorized to			
9	make allocations to qualified zone academies of the			
10	portion of the national zone academy bond limitation			
11	amount to be allocated annually to the Commonwealth			
12	of Virginia pursuant to Section 1397E of the Internal			
13	Revenue Code of 1986, as amended, and to provide for			
14	carryovers of any unused limitation amount. In making			
15	such allocations, the Secretary of Education is directed			
16	to give priority to allocation requests for qualified zone			
17	academies having at least 35 percent free lunch			
18	participation or either located in federal enterprise			
19	communities or located in cities and counties within			
20	which federal enterprise communities are located.			
21	B. The Secretary of Education is hereby authorized to			
22	make allocations of the portion of the tax-exempt			
23	private activity bond limitation amount to be allocated			
24	annually to the Commonwealth of Virginia pursuant to			
25	the Economic Growth and Tax Relief Reconciliation			
26	Act of 2001 (PL 107-16)(Section 142(k)(5) of the			
27	Internal Revenue Code of 1986, as amended) for the			
28	development of education facilities using public-private			
29	partnerships, and to provide for carryovers of any			
30	unused limitation amount. In making such allocations,			
31	the Secretary is directed to give priority to			
32	public-private partnership proposals that will serve as			
33	demonstration projects concerning the leveraging of			
34	private sector contributions and resources, the			
35	achievement of economies or efficiencies associated			
36	with private sector innovation, and other benefits that			
37	are or may be derived from public-private partnerships			
38	in contrast to more traditional approaches to public			
39	school construction and renovation. The Secretary is			
40	directed to report annually not later than August 31 to			
41	the Chairmen of the Senate Finance and House			
42	Appropriations Committees regarding any guidelines			
43	implemented and any allocations made pursuant to this			
44	paragraph.			
45 131.05.	Executive Management (71300).....		\$0	(\$2,865)
46	Savings From Management Actions (71301).....	\$0	(\$2,865)	
47	Fund Sources: General.....	\$0	(\$2,865)	
48	Authority: Discretionary Inclusion			
49	Appropriation reductions in this Item and specified in			
50	Section 4-1.08 of this act shall apply notwithstanding			
51	any language and amounts to the contrary within other			
52	Items of this act.			

ITEM 131.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Secretary of Education.....			<b>\$654,068</b>	<b>\$654,068</b>
2					<b>\$651,203</b>
3	General Fund Positions.....	6.00	6.00		
4	Position Level .....	6.00	6.00		
5	Fund Sources: General.....	\$654,068	\$654,068		
6			\$651,203		
7	<b>§ 1-48. DEPARTMENT OF EDUCATION, CENTRAL OFFICE OPERATIONS (201)</b>				
8	132. Instructional Services (18100).....			<b>\$31,137,554</b>	<b>\$31,137,554</b>
9				<b>\$31,958,811</b>	<b>\$31,768,982</b>
10	Public Education Instructional Services (18101).....	<b>\$22,230,719</b>	<b>\$22,230,719</b>		
11		<b>\$22,350,718</b>	<b>\$21,481,864</b>		
12	Program Administration and Assistance for				
13	Instructional Services (18102).....	<b>\$7,013,914</b>	<b>\$7,013,914</b>		
14		<b>\$7,715,172</b>	<b>\$8,394,197</b>		
15	Compliance and Monitoring of Instructional Services				
16	(18103) .....	\$13,500	\$13,500		
17	Adult Education and Literacy (18104).....	\$1,879,421	\$1,879,421		
18	Fund Sources: General.....	\$6,187,395	\$6,187,395		
19	Special.....	\$1,464,565	\$1,464,565		
20	Commonwealth Transportation .....	\$240,942	\$240,942		
21	Trust and Agency .....	\$3,869	\$3,869		
22	Federal Trust.....	<b>\$23,240,783</b>	<b>\$23,240,783</b>		
23		<b>\$24,062,040</b>	<b>\$23,872,211</b>		
24	Authority: Public Education Instructional Services: Title				
25	22.1, Chapter 13, Code of Virginia; P.L. 107-110, P.L.				
26	105-332, P.L.108-447, P.L. 102-305, Federal Code.				
27	Program Administration and Assistance for Instructional				
28	Services: Title 22.1, Chapter 13, Code of Virginia; P.L.				
29	107-110, P.L. 105-332, P.L. 108-447, P.L. 102-305,				
30	Federal Code.				
31	Compliance and Monitoring of Instructional Services:				
32	Title 22.1, Chapter 13, Code of Virginia; P.L. 107-110,				
33	P.L. 105-332, P.L. 108-447, Federal Code.				
34	Adult Education and Literacy: §§ 2.2-2670,				
35	22.1-223-226, 22.1-253.13:1, 22.1-254.2, Code of				
36	Virginia; P.L. 105-220, Federal Code.				
37	A. The Superintendent of Public Instruction is				
38	encouraged to implement school/community team				
39	training.				
40	B. The appropriation for Public Education Instructional				
41	Services includes \$20,000 the first year and \$20,000 the				
42	second year from the general fund to provide technical				
43	assistance to localities in developing a comprehensive,				
44	coordinated, quality preschool program for serving				
45	at-risk four-year-old children.				
46	C. Out of the amounts for Public Education				
47	Instructional Services, \$296,000 the first year and				
48	\$296,000 the second year from the general fund is				
49	provided for the Virginia VIEWS Program.				
50	D. The Superintendent of Public Instruction shall				
51	provide direction and technical assistance to local				

ITEM 132.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	school divisions in the revision of their Vocational			
2	Education curriculum and instructional practices.			
3	E. The Superintendent of Public Instruction, in			
4	cooperation with the Commissioner of Social Services,			
5	shall encourage local departments of social services and			
6	local school divisions to work together to develop			
7	cooperative arrangements for the use of school			
8	resources, especially computer labs, for the purpose of			
9	training Temporary Assistance for Needy Families			
10	(TANF) recipients for the workforce.			
11	F. Notwithstanding § 4-1.05 b 3 of this act, the			
12	Superintendent of Public Instruction may apply for			
13	grant funding to be used by local school divisions			
14	consistent with the provisions of Chapter 447, 1999			
15	Acts of Assembly. The nongeneral fund appropriation			
16	for this agency shall be adjusted by the amount of the			
17	proceeds of any such grant awards.			
18	G. Out of this appropriation, \$356,512 the first year			
19	and \$356,512 the second year from the general fund is			
20	designated for administrative and contractual services			
21	for the support of Project Graduation.			
22	133.		\$15,630,335	\$15,630,335
23			\$15,813,571	\$15,813,571
24		\$6,331,223		
25		\$6,514,459		
26				
27		\$701,428		
28				
29		\$2,214,949		
30		\$6,382,735		
31				
32		\$181,965		
33		\$144,411		
34		\$15,303,959		
		\$15,487,195		
35	Authority: Special Education Instructional Services:			
36	§§ 22.1-213 through 22.1-221, 22.1-253.13:1 through			
37	22.1-253.13:8, 22.1-319 through 22.1-332, Code of			
38	Virginia; P.L. 108-446, Federal Code.			
39	Special Education Administration and Assistance			
40	Services: §§ 22.1-253.13:1 through 22.1-253.13:8, Code			
41	of Virginia; P.L. 108-446, Federal Code.			
42	Special Education Compliance and Monitoring Services:			
43	§§ 22.1-213 through 22.1-221, 22.1-253.13:1 through			
44	22.1-253.13:8, 22.1-319 through 22.1-332, Code of			
45	Virginia; P.L. 108-446, Federal Code.			
46	Student Assistance and Guidance Services: Title 22.1,			
47	Chapters 1, 13, 14, 16; §§ 22.1-16.2, 22.1-17.1,			
48	22.1-17.2, 22.1-199.4, 22.1-206, 22.1-207.1,			
49	22.1-208.01, 22.1-209.1, 22.1-209.2, Code of Virginia;			
50	P.L. 107-110 and P.L. 108-446, Federal Code.			
51	A. The Department of Education, in collaboration with			
52	the Office of Comprehensive Services, shall provide			
53	training to local staff serving on Family Assessment			
54	and Planning Teams and Community Policy and			



ITEM 133.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Management Teams. Training shall include, but need				
2	not be limited to, the federal and state requirements				
3	pertaining to the provision of the special education				
4	services funded under § 2.2-5211, Code of Virginia.				
5	The training shall also include written guidance				
6	concerning which services remain the financial				
7	responsibility of the local school divisions. In addition,				
8	the Department of Education shall provide ongoing				
9	local oversight of its federal and state requirements				
10	related to the provision of services funded under				
11	§ 2.2-5211, Code of Virginia.				
12	B. The Board of Education shall consider the caseload				
13	standards for speech-language pathologists as part of its				
14	review of the Standards of Quality, pursuant to				
15	§ 22.1-18.01, Code of Virginia.				
16	C. The Board of Education shall consider the inclusion				
17	of instructional positions needed for blind and visually				
18	impaired students enrolled in public schools and shall				
19	consider developing a caseload requirement for these				
20	instructional positions as part of its review of the				
21	Standards of Quality, pursuant to § 22.1-18.01, Code of				
22	Virginia.				
23	134.	Pupil Assessment Services (18400) .....		\$44,398,406	\$44,398,406
24		Test Development and Administration (18401).....	\$44,398,406	\$44,398,406	
25		Fund Sources: General .....	\$29,977,864	\$29,977,864	
26		Federal Trust.....	\$14,420,542	\$14,420,542	
27		Authority: § 22.1-253.13:3, sections C and E, Code of			
28		Virginia; P.L. 107-110, Federal Code.			
29		A. Out of this appropriation, <del>\$29,341,571</del> \$28,080,678			
30		the first year and <del>\$28,084,128</del> \$28,080,678 the second			
31		year from the general fund is provided to support the			
32		costs of contracts for test development, administration,			
33		scoring, and reporting as well as other program-related			
34		costs of the Standards of Learning testing program.			
35		B. Notwithstanding any contrary provisions of law, the			
36		Department of Education shall not be required to			
37		administer the Stanford 9 norm-referenced test.			
38	135.	School and Division Assistance (18500) .....		\$4,319,459	\$4,319,459
39		School Improvement (18501) .....	\$2,608,459	\$2,608,459	
40		School Nutrition (18502).....	\$1,505,231	\$1,505,231	
41		Pupil Transportation (18503).....	\$205,769	\$205,769	
42		Fund Sources: General .....	\$2,510,243	\$2,510,243	
43		Special.....	\$30,436	\$30,436	
44		Federal Trust.....	\$1,778,780	\$1,778,780	
45		Authority: School Improvement: §22.1-253.13:1 et seq.,			
46		Code of Virginia; P. L. 107-110, Federal Code.			
47		School Nutrition: §§ 22.1-24, 22.1-89.1, and 22.1-207.3,			
48		Code of Virginia; P.L. 79-396, P.L. 89-642, P.L.			
49		108-265, Federal Code.			
50		Pupil Transportation: Title 22.1, Chapter 12, and Title			
51		46.2, Code of Virginia; P. L. 103-272 and P.L. 109-20,			
52		Federal Code.			

ITEM 135.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	A. Out of this appropriation, \$274,573 the first year and				
2	\$274,573 the second year from the general fund is				
3	designated to support the Partnership for Achieving				
4	Successful Schools initiative.				
5	B. This appropriation includes <del>\$790,503</del> \$482,170 from the				
6	general fund and <del>\$200,000</del> \$508,333 from federal				
7	funds the first year and <del>\$790,503</del> \$590,503 from the				
8	general fund and <del>\$200,000</del> \$400,000 from federal funds				
9	the second year for contractual services related to				
10	assisting schools that do not meet the Standards of				
11	Accreditation as prescribed by the Board of Education.				
12	C. Notwithstanding the provisions of § 2.2-1502.1,				
13	Code of Virginia, the Board of Education, in				
14	cooperation with the Department of Planning and				
15	Budget, is authorized to invite a school division to				
16	participate in the school efficiency review program				
17	described in § 2.2-1502.1, Code of Virginia, as a				
18	component of a division level academic review				
19	pursuant to § 22.1-253.13:3, Code of Virginia.				
20	Commencing in fiscal year 2006, when a school				
21	division elects to undergo a school efficiency review				
22	pursuant to this provision, the school division shall not				
23	be charged the 25 percent for the costs of such review.				
24	However, a school division shall pay a separate 25				
25	percent of the total costs of such review if the school				
26	division's superintendent or superintendent's designee				
27	has not certified that at least half of the				
28	recommendations have been initiated within 24 months				
29	after the completion of the review.				
30	136.	Technology Assistance Services (18600).....		\$2,026,333	\$2,026,333
31				\$2,106,333	\$2,106,333
32		Instructional Technology (18601) .....	\$1,142,600	\$1,142,600	
33			\$1,222,600	\$1,222,600	
34		Distance Learning and Electronic Classroom (18602).....	\$883,733	\$883,733	
35		Fund Sources: General .....	\$1,674,631	\$1,674,631	
36		Special.....	\$2,866	\$2,866	
37		Trust and Agency .....	\$154,684	\$154,684	
38		Federal Trust.....	\$194,152	\$194,152	
39			\$274,152	\$274,152	
40		Authority: Instructional Technology: §§ 2.2-2426,			
41		22.1-70.2, 22.1-199.1, 22.1-253.13:1 through			
42		22.1-253.13:8, Code of Virginia; P.L. 107-110, Federal			
43		Code.			
44		Distance Learning and Electronic Classroom:			
45		§ 22.1-212.2, Code of Virginia.			
46	137.	Teacher Licensure and Education (56600) .....		\$2,966,399	\$2,966,399
47		Teacher Licensure and Certification (56601) .....	\$2,601,739	\$2,601,739	
48		Teacher Education and Assistance (56602) .....	\$364,660	\$364,660	
49		Fund Sources: General .....	\$223,770	\$223,770	
50		Special.....	\$2,742,629	\$2,742,629	
51		Authority: Teacher Licensure and Certification:			
52		§§ 22-1.16, 22.1-298, 22.1-299, 299.2, 22.1-299.3,			
53		22.1-302, 22.1-303, 22.1-305.2, 22.1-316 to 22.1-318,			
54		Code of Virginia; P.L. 107-110, Federal Code.			

ITEM 137.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Teacher Education and Assistance: §§ 22.1-290;				
2	22.1-290.01; 22.1-290.1, 22.1-298, 22.1-305.2,				
3	22.1-305.1, 23-9.2:3.4, Code of Virginia; P. L. 108-446				
4	and P. L. 107-110, Federal Code.				
5	A. Proceeds from the fee schedule for the issuance of				
6	teaching certificates shall be utilized to defray all, or				
7	any part of, the expenses incurred by the Department of				
8	Education in issuing or accounting for teaching				
9	certificates. The fee schedule shall take into account the				
10	actual costs of issuing certificates. Any portion of the				
11	general fund appropriation for this Item may be				
12	supplemented by such fees.				
13	B. The Board of Education is authorized to approve				
14	changes in the licensure fee amounts charged to school				
15	personnel pursuant to 8VAC20-22-40 A.2.				
16	138. Administrative and Support Services (1900).....			\$19,834,690	\$19,834,690
17				\$20,130,178	\$20,034,690
18	General Management and Direction (1901).....	\$5,886,879	\$5,886,879		
19	Information Technology Services (1902).....	\$8,983,804	\$8,983,804		
20		\$9,279,292	\$9,183,804		
21	Accounting and Budgeting Services (1903).....	\$3,320,539	\$3,320,539		
22	Policy, Planning, and Evaluation Services (1929) .....	\$1,643,468	\$1,643,468		
23	Fund Sources: General.....	\$15,660,799	\$15,660,799		
24	Special.....	\$1,445,512	\$1,445,512		
25	Trust and Agency .....	\$121,110	\$121,110		
26	Federal Trust.....	\$2,607,269	\$2,607,269		
27		\$2,902,757	\$2,807,269		
28	Authority: Article VIII, Sections 2, 4, 5, 6, 8,				
29	Constitution of Virginia; Title 2.2, Chapters 10, 12, 29,				
30	30, 31, and 32; Title 22.1, 22.1-8 through 20, 22.1-21				
31	through 24; Title 51.1, Chapters 4, 5, 6.1, and 11; Title				
32	60.2, Chapters 60.2-100, 60.2-106; Title 65.2, Chapters				
33	1, 6, and 9, Code of Virginia; P.L. 108-446, P.L.				
34	107-110, Federal Code.				
35	A. Out of this appropriation, \$90,500 the first year and				
36	\$90,500 the second year from the general fund, is				
37	designated to support annual membership dues to the				
38	Education Commission of the States.				
39	In addition, \$5,000 the first year and \$5,000 the second				
40	year from the general fund is designated to pay				
41	registration and travel expenses of citizens appointed as				
42	either Virginia commissioners for the Education				
43	Commission of the States or to the Southern Regional				
44	Education Board.				
45	B. Out of this appropriation, \$9,000 the first year and				
46	\$9,000 the second year from the general fund, is				
47	designated to support annual membership dues to the				
48	Southern Regional Education Board.				
49	C. The Department of Education shall collect annually,				
50	as part of the financial section of the Annual School				
51	Report, data on the expenditures of local school				
52	divisions for educational technology, to include				
53	hardware, software, and required infrastructure				
54	modifications.				

ITEM 138.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	D. Out of this appropriation, \$81,000 the first year and			
2	\$81,000 the second year from the general fund is			
3	provided for expenses associated with the Commission			
4	on Civics Education, established pursuant to Chapter			
5	786 of the Acts of Assembly of 2005.			
6	E. The Department of Education, in conjunction with			
7	the Inter-Industry Conference on Auto Collision Repair			
8	(I-CAR), shall examine the issue of I-CAR standards			
9	for entry-level students and report their findings to the			
10	Chairmen of the Senate and House Education			
11	Committees no later than December 1, 2008.			
12	F. The Superintendent of Instruction shall review the			
13	current Standards of Learning to determine whether			
14	these standards inhibit students from pursuing career			
15	and technical education programs and/or seeking			
16	industry certifications.			
17	138.05.			
18	Executive Management (71300) .....		(\$4,273,961)	(\$3,947,150)
19	Savings From Management Actions (71301).....	(\$4,273,961)	(\$3,947,150)	
20	Fund Sources: General.....	(\$4,273,961)	(\$3,947,150)	
21	Authority: Discretionary Inclusion			
22	Appropriation reductions in this Item and specified in			
23	Section 4-1.08 of this act shall apply notwithstanding			
24	any language and amounts to the contrary within other			
25	Items of this act.			
26	Total for Department of Education, Central Office			
27	Operations.....		\$120,313,176	\$120,313,176
			\$117,419,196	\$117,460,690
28	General Fund Positions.....	164.50	164.50	
29		141.50	141.50	
30	Nongeneral Fund Positions.....	175.50	175.50	
31	Position Level .....	340.00	340.00	
32		317.00	317.00	
33	Fund Sources: General .....	\$56,416,667	\$56,416,667	
34		\$52,142,706	\$52,469,517	
35	Special.....	\$5,830,419	\$5,830,419	
36	Commonwealth Transportation .....	\$240,942	\$240,942	
37	Trust and Agency .....	\$279,663	\$279,663	
38	Federal Trust.....	\$57,545,485	\$57,545,485	
39		\$58,925,466	\$58,640,149	
40	<b>Direct Aid to Public Education (197)</b>			
41	139.			
42	Financial Assistance for Educational, Cultural,			
43	Community, and Artistic Affairs (14300).....		\$6,915,750	\$6,608,250
44	Financial Assistance for Supplemental Education			\$6,204,120
45	(14304) .....	\$6,915,750	\$6,608,250	
46			\$6,204,120	
47	Fund Sources: General .....	\$6,915,750	\$6,608,250	
48			\$6,204,120	
49	Authority: Discretionary Inclusion.			
50	A. Out of this appropriation, the Department of			

ITEM 139.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Education shall provide \$500,000 the first year and				
2	<del>\$500,000</del> \$364,737 the second year from the general				
3	fund for the Jobs for Virginia Graduates initiative.				
4	B.1. Out of this appropriation, the Department of				
5	Education shall provide \$900,000 the first year and				
6	\$900,000 the second year from the general fund for				
7	Project Discovery. These funds are to fund				
8	approximately one-half of the cost of the program in				
9	Abingdon, Accomack/Northampton, Alexandria,				
10	Amherst, Appomattox, Arlington, Bedford, Bland,				
11	Campbell, Charlottesville, Cumberland,				
12	Danville/Pittsylvania, Fairfax, Franklin/Patrick,				
13	Goochland/Powhatan, Lynchburg, Newport News,				
14	Norfolk, Richmond City, Roanoke City, Smyth,				
15	Surry/Sussex, Tazewell, Williamsburg/James City, and				
16	Wythe and the salary of a fiscal officer for Project				
17	Discovery.				
18	2. The Department of Education shall determine the				
19	Project Discovery funding distributions to each				
20	community action agency. The contract with Project				
21	Discovery, Inc. should specify the allocations to each				
22	local Project Discovery program. Allocations shall be				
23	on a per pupil basis for students enrolled in the				
24	program.				
25	C. Out of this appropriation, the Department of				
26	Education shall provide \$200,000 the first year and				
27	<del>\$200,000</del> \$145,895 the second year from the general				
28	fund for the Southwest Virginia Public Education				
29	Consortium at the University of Virginia's College at				
30	Wise. An additional \$97,750 the first year and <del>\$97,750</del>				
31	\$84,528 the second year from the general fund is				
32	provided to the Consortium to continue the Van Gogh				
33	Outreach program with Lee and Wise County Public				
34	Schools and expand the program to the twelve school				
35	divisions in Southwest Virginia.				
36	D. This appropriation includes \$95,000 the first year				
37	and <del>\$95,000</del> \$69,300 the second year from the general				
38	fund for the Southside Virginia Regional Technology				
39	Consortium to expand the research and development				
40	phase of a technology linkage.				
41	E. An additional state payment of \$200,000 the first				
42	year and <del>\$200,000</del> \$145,896 the second year from the				
43	general fund is provided as a Small School Division				
44	Assistance grant for the City of Norton. To receive				
45	these funds, the local school board shall certify to the				
46	Superintendent of Public Instruction that its division has				
47	entered into one or more educational, administrative or				
48	support service cost-sharing arrangements with another				
49	local school division.				
50	F. Out of this appropriation, \$400,000 in the first year				
51	and <del>\$400,000</del> \$291,790 in the second year from the				
52	general fund shall be allocated for the Career and				
53	Technical Education Resource Center to provide				
54	vocational curriculum and resource instructional				
55	materials free of charge to all school divisions.				
56	G. It is the intent of the General Assembly that the				
57	Department of Education provide bonuses from state				

ITEM 139.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	funds to classroom teachers in Virginia’s public schools			
2	who hold certification from the National Board of			
3	Professional Teaching Standards. Such bonuses shall be			
4	\$5,000 the first year of the certificate and \$2,500			
5	annually thereafter for the life of the certificate. This			
6	appropriation includes an amount estimated at			
7	\$3,665,000 the first year and \$3,457,500 the second			
8	year from the general fund for the purpose of paying			
9	these bonuses. By September 30 of each year, school			
10	divisions shall notify the Department of Education of			
11	the number of classroom teachers under contract for			
12	that school year who hold such certification.			
13	H.1. This appropriation includes \$708,000 the first year			
14	and \$708,000 the second year from the general fund for			
15	the Virginia Teaching Scholarship Loan Program. These			
16	scholarships shall be for undergraduate students at or			
17	beyond the sophomore year in college with a			
18	cumulative grade point average of at least 2.7 who are			
19	nominated by their college and students at the graduate			
20	level and who meet the criteria and qualifications,			
21	pursuant to § 22.1-290.01, Code of Virginia. Awards			
22	shall be made to students who are enrolled full-time or			
23	part-time in approved undergraduate or graduate teacher			
24	education programs for (i) critical teacher shortage			
25	disciplines, such as special education, chemistry,			
26	physics, earth and space science, foreign languages, or			
27	technology education or (ii) as students meeting the			
28	qualifications in § 22.1-290.01, Code of Virginia, who			
29	have been identified by a local school board to teach in			
30	any discipline or at any grade level in which the school			
31	board has determined that a shortage of teachers exists;			
32	however, such persons shall meet the qualifications for			
33	awards granted pursuant to this item. Minority students			
34	may be enrolled in any content area for teacher			
35	preparation and male students may be enrolled in any			
36	approved elementary or middle school teacher			
37	preparation program; therefore, this provision shall			
38	satisfy the requirements for the Diversity in Teaching			
39	Initiative and Fund, pursuant to Chapters 570, 597, 623,			
40	645, and 719 of the Acts of Assembly of 2000.			
41	Scholarship recipients may fulfill the teaching			
42	obligation by accepting a teaching position (i) in one of			
43	the critical teacher shortage disciplines; or (ii)			
44	regardless of teaching discipline, in a school with a			
45	high concentration of students eligible for free or			
46	reduced price lunch; or (iii) in any discipline or at			
47	grade levels with a shortage of teachers; or (iv) in a			
48	rural or urban region of the state with a teacher			
49	shortage. For the purposes of this item, "critical teacher			
50	shortage area and discipline" means subject areas and			
51	grade levels identified by the Board of Education in			
52	which the demand for classroom teachers exceeds the			
53	supply of teachers, as defined in the Board of			
54	Education’s Regulations Governing the Determination			
55	of Critical Teacher Shortage Areas. Scholarship			
56	amounts are based on \$3,720 per year for full-time			
57	students, and shall be prorated for part-time students			
58	based on the number of credit hours. The Board of			
59	Education is authorized to recover total funds awarded			
60	as scholarships or the appropriate proportion thereof in			
61	the event that scholarship recipients fail to honor the			
62	stipulated teaching obligation. The Department of			
63	Education shall report annually on the critical shortage			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 139.					
1	teaching areas in Virginia.				
2	<i>2. The Department of Education shall make payments</i>				
3	<i>on behalf of the scholarship recipients directly to the</i>				
4	<i>Virginia institution of higher education where the</i>				
5	<i>scholarship recipient is enrolled full-time or part-time</i>				
6	<i>in an approved undergraduate or graduate teacher</i>				
7	<i>education program.</i>				
8	23. The Board of Education is authorized to recover				
9	total funds awarded as scholarships, or the appropriate				
10	portion thereof, in the event that scholarship recipients				
11	fail to honor the stipulated teaching obligation. Any				
12	funds collected by the Board on behalf of this program				
13	shall revert to the general fund on June 30 each year.				
14	Such reversion shall be the net of any administrative or				
15	legal fees associated with the collection of these funds.				
16	I. This appropriation includes \$100,000 the first year				
17	from the general fund for the planning of a new				
18	regional Governor’s School to serve Manassas City,				
19	Manassas Park City, and Prince William County.				
20	J. Out of the amounts for this Item, shall be provided				
21	\$50,000 the first year and <del>\$50,000</del> \$36,474 the second				
22	year from the general fund for the Virginia Career				
23	Education Foundation.				
24	140. State Education Assistance Programs (17800) .....			\$6,367,116,328	\$6,499,130,835
25				\$6,270,978,730	\$5,896,909,251
26	Standards of Quality for Public Education (SOQ)				
27	(17801) .....	\$5,716,985,892	\$5,762,112,060		
28		\$5,653,980,695	\$5,384,873,208		
29	Financial Incentive Programs for Public Education				
30	(17802) .....	\$96,786,422	\$180,912,770		
31		\$95,865,356	\$27,517,112		
32	Financial Assistance for Categorical Programs (17803) ...	\$64,844,019	\$67,606,011		
33		\$63,132,677	\$54,318,931		
34	Financial Assistance for School Facilities (17804) .....	\$27,499,995	\$27,499,994		
35		\$27,500,002	\$0		
36	Distribution of Lottery Funds (17805).....	\$461,000,000	\$461,000,000		
37		\$430,500,000	\$430,200,000		
38	Fund Sources: General .....	\$5,716,890,293	\$5,923,904,800		
39		\$5,608,689,802	\$5,340,632,216		
40	Special .....	\$795,000	\$795,000		
41	Commonwealth Transportation .....	\$2,173,000	\$2,173,000		
42	Trust and Agency .....	\$647,258,035	\$572,258,035		
43		\$659,320,928	\$553,309,035		
44	Authority: Standards of Quality for Public Education				
45	(SOQ) (17801): Article VIII, Section 2, Constitution of				
46	Virginia; Chapter 667, Acts of Assembly, 1980;				
47	§§ 22.1-176 through 22.1-198, 22.1-199.1, 22.1-199.2,				
48	22.1-213 through 22.1-221, 22.1-227 through 22.1-237,				
49	22.1-253.13:1 through 22.1-253.13:8, 22.1-254.01, Code				
50	of Virginia; Title 51.1, Chapters 1, 5, 6.2, 7, and 14,				
51	Code of Virginia; P.L. 91-230, as amended; P.L.				
52	93-380, as amended; P.L. 94-142, as amended; P.L.				
53	98-524, as amended, Federal Code.				
54	Financial Incentive Programs for Public Education				
55	(17802): §§ 22.1-24, 22.1-289.1 through 22.1-318, Code				
56	of Virginia; P.L. 79-396, as amended; P.L. 89-10, as				

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	amended; P.L. 89-642, as amended; P.L. 108-265, as			
2	amended; Title II P.L. 99-159, as amended, Federal			
3	Code.			
4	Financial Assistance for Categorical Programs (17803):			
5	Discretionary Inclusion; Treaty of 1677 between			
6	Virginia and the Indians; §§ 22.1-3.4, 22.1-101,			
7	22.1-108, 22.1-199 through 22.1-212.2:3, 22.1-213			
8	through 22.1-221, 22.1-223 through 22.1-237, 22.1-254,			
9	Code of Virginia; P.L. 89-10, as amended; P.L. 91-230,			
10	as amended; P.L. 93-380, as amended; P.L. 94-142, as			
11	amended; P.L. 94-588; P.L. 95-561, as amended; P.L.			
12	98-211, as amended; P.L. 98-524, as amended; P.L.			
13	99-570; P.L. 100-297, as amended; P.L. 102-73, as			
14	amended; P.L. 105-220, as amended, Federal Code.			
15	Financial Assistance for School Facilities (17804):			
16	§§ 58.1-638, 58.1-638.1, and 58.1-4022, Code of			
17	Virginia.			
18	<b>Appropriation Detail of</b>			
19	<b>Education Assistance Programs</b>			
20				
21	<b>Standards of Quality 17801</b>	<b>FY 2009</b>		<b>FY 2010</b>
22	Basic Aid	\$3,433,344,481		\$3,415,961,658
23		\$3,446,469,799		\$3,098,031,157
24	Sales Tax	\$1,194,705,900		\$1,255,203,540
25		\$1,126,230,556		\$1,175,149,722
26	Textbooks	\$79,672,278		\$79,970,113
27		\$79,182,158		\$79,314,230
28	Vocational Education	\$66,922,136		\$67,060,062
29		\$66,499,855		\$66,449,807
30	Gifted Education	\$30,942,343		\$31,074,500
31		\$30,753,138		\$30,826,115
32	Special Education	\$373,450,629		\$374,419,869
33		\$371,490,370		\$371,802,769
34	Prevention, Intervention, and Remediation	\$69,725,259		\$69,542,608
35		\$69,441,065		\$69,143,636
36	VRS Retirement	\$228,442,981		\$229,264,407
37		\$227,084,829		\$226,574,274
38	Social Security	\$176,663,664		\$177,357,842
39		\$175,612,392		\$175,963,239
40	Group Life	\$7,628,272		\$7,656,997
41		\$7,583,118		\$6,233,115
42	English as a Second Language	\$38,729,879		\$43,335,018
43		\$36,189,226		\$38,885,716
44	Remedial Summer School	N/A		\$28,347,411
45	<b>Total</b>	<b>\$5,700,227,821</b>		<b>\$5,750,846,614</b>
46		\$5,636,536,506		\$5,366,721,191
47				
48	<b>Incentive Programs 17802</b>			
49	Alternative Education	\$6,724,960		\$6,977,930
50		\$6,717,848		\$0
51	Compensation Supplement	\$0		\$77,644,363
52				\$0
53	Governor's School	\$13,815,916		\$14,460,368
54		\$13,099,408		\$14,161,347
55	ISAEP	\$2,247,581		\$2,247,581
56				\$0
57	Clinical Faculty	\$375,000		\$375,000
58	Career Switcher Mentoring Grants	\$329,392		\$329,392
59				
60	No Child Left Behind/Education for a			
61	Lifetime	\$4,749,675		\$4,749,675



ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1			\$0	
2	Project Graduation	\$2,774,478	\$2,774,478	
3			\$0	
4	Special Education - Inservice	\$600,000	\$600,000	
5				
6	Special Education - Regional Tuition	\$63,668,168	\$68,963,690	
7		\$64,151,293	\$0	
8	Special Education - Vocational Education	\$200,089	\$200,089	
9				
10	Supplemental Basic Aid	\$613,036	\$581,928	
11		\$620,592	\$548,494	
12	<i>Enrollment Loss</i>	<i>N/A</i>	\$11,302,790	
13	Technology - VPSA	\$60,184,000	\$60,496,000	
14		\$59,274,000	\$59,898,000	
15	<b>Total</b>	<b>\$96,098,295</b>	<b>\$179,904,494</b>	
16		\$95,865,356	\$27,517,112	
17				
18	<b>Categorical Programs 17803</b>			
19	Adult Education	\$1,051,800	\$1,051,800	
20	Adult Literacy	\$2,652,500	\$2,652,500	
21	<del>Electronic Classroom</del>	\$2,256,908	\$2,256,908	
22	<i>Virtual Virginia</i>			
23	American Indian Treaty Commitment	\$53,805	\$53,805	
24		\$64,957	\$73,514	
25	School Lunch	\$5,801,932	\$5,801,932	
26	Special Education - Homebound	\$5,765,312	\$6,255,827	
27		\$5,256,381	\$5,597,006	
28	Special Education - Jails	\$2,954,553	\$2,954,553	
29		\$3,119,538	\$3,517,152	
30	Special Education - State Operated Programs	\$33,906,381	\$37,177,857	
31		\$32,527,833	\$33,368,119	
32	Vocational Education - Categorical	\$10,400,829	\$10,400,829	
33			\$0	
34	<b>Total</b>	<b>\$64,844,020</b>	<b>\$68,606,011</b>	
35		\$63,132,678	\$54,318,931	
36				
37				
38	<b>School Facilities 17804</b>			
39	School Construction	\$27,499,995	\$27,499,994	
40		\$27,500,002	\$0	
41	<b>Total</b>	<b>\$27,499,995</b>	<b>\$27,499,994</b>	
42		\$27,500,002	\$0	
43				
44	<b>Lottery 17805</b>			
45	Remedial Summer School	\$28,831,021	\$30,057,658	
46		\$27,229,866	\$0	
47	Foster Care	\$11,739,134	\$12,639,727	
48		\$11,566,251	\$12,614,070	
49	Enrollment Loss	\$12,151,570	\$11,137,821	
50		\$16,232,265	\$0	
51	At-Risk	\$67,028,394	\$66,581,683	
52		\$66,800,404	\$60,942,727	
53	<del>VPI Program</del>	\$59,911,534	\$68,117,517	
54	<i>Virginia Preschool Initiative</i>	\$58,627,132	\$80,612,446	
55	Early Reading Intervention	\$17,023,401	\$17,065,484	
56		\$14,586,354	\$14,600,277	
57	Mentor Teacher	\$1,000,000	\$1,000,000	
58	K-3 Primary Class Size	\$92,462,661	\$92,161,519	
59		\$91,640,740	\$91,703,847	
60	School Breakfast Program	\$1,699,557	\$1,996,551	
61		\$1,755,486	\$2,085,617	
62	SOL Algebra Readiness	\$8,981,870	\$8,968,398	
63		\$8,806,825	\$8,769,321	

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Additional Support for School			
2	Construction and Operating Costs			
3	\$160,170,858		\$151,273,642	
4	\$132,254,677		\$0	
5	<i>Alternative Education</i>			
6	N/A		\$7,293,262	
7	<i>ISAEP</i>			
8	N/A		\$2,247,581	
9	<i>Special Education - Regional Tuition</i>			
10	N/A		\$69,499,410	
11	<i>Vocational Education - Categorical</i>			
12	N/A		\$10,400,829	
13	<i>No Child Left Behind/Education for a Lifetime</i>			
14	N/A		\$4,749,675	
15	<i>Project Graduation</i>			
16	N/A		\$2,774,478	
17	<i>Funding Loss Cap</i>			
18	N/A		\$60,906,460	
19	<b>Total</b>	<b>\$461,000,000</b>	<b>\$461,000,000</b>	
20	<b>\$430,500,000</b>		<b>\$430,200,000</b>	

21 Note: The above distributions do not include projected  
22 VPSA Technology Grants.

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

25 **A. Definitions**

26 1. "March 31 Average Daily Membership," or "March  
27 31 ADM" - The responsible school division's average  
28 daily membership for grades K-12 including (1)  
29 handicapped students ages 5-21 and (2) students for  
30 whom English is a second language who entered school  
31 for the first time after reaching their twelfth birthday,  
and who have not reached twenty-two years of age on  
or before August 1 of the school year, for the first  
seven (7) months (or equivalent period) of the school  
year through March 31 in which state funds are  
distributed from this appropriation. Preschool and  
postgraduate students shall not be included in March 31  
ADM.

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

36 b. Except as otherwise provided herein, by statute, or  
37 by precedent, all appropriations to the Department of  
38 Education shall be calculated using March 31 ADM  
39 unadjusted for half-day kindergarten programs,  
40 estimated at ~~1,200,102~~ 1,195,385.31 the first year and  
41 ~~1,207,692~~ 1,203,537.75 the second year.

42 c. March 31 ADM adjusted for half-day kindergarten at  
43 85 percent of March 31 ADM, is estimated at  
44 ~~1,199,370~~ 1,194,670.15 the first year and ~~1,206,914~~  
45 1,202,781.36 the second year.

46 d. Students who are either (i) enrolled in a nonpublic  
47 school or (ii) receiving home instruction pursuant to  
48 § 22.1-254.1 and who are enrolled in a public school on  
49 less than a full-time basis in any mathematics, science,  
50 English, history, social science, vocational education,  
51 health education or physical education, fine arts or  
52 foreign language course shall be counted in the funded  
53 fall membership and March 31 ADM of the relevant  
54 school division. Each course shall be counted as 0.25,  
55 up to a cap of 0.5 of a student.

ITEM 140.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	e. Students enrolled in an Individualized Student				
2	Alternative Education Program (ISAEF) pursuant to				
3	§ 22.1-254 D shall be counted in the March 31 Average				
4	Daily Membership of the relevant school division.				
5	School divisions shall report these students separately				
6	in their March 31 reports of Average Daily				
7	Membership.				
8	2. "Standards of Quality" - Operations standards for				
9	grades kindergarten through 12 as prescribed by the				
10	Board of Education subject to revision by the General				
11	Assembly.				
12	3.a. "Basic Operation Cost" - The cost per pupil,				
13	including provision for the number of instructional				
14	personnel required by the Standards of Quality for each				
15	school division with a minimum ratio of 51				
16	professional personnel for each 1,000 pupils or				
17	proportionate number thereof, in March 31 ADM for				
18	the same fiscal year for which the costs are computed,				
19	and including provision for driver, gifted,				
20	occupational-vocational, and special education, library				
21	materials and other teaching materials, teacher sick				
22	leave, general administration, division superintendents'				
23	salaries, free textbooks (including those for free and				
24	reduced price lunch pupils), school nurses, operation				
25	and maintenance of school plant, transportation of				
26	pupils, instructional television, professional and staff				
27	improvement, remedial work, fixed charges and other				
28	costs in programs not funded by other state and/or				
29	federal aid.				
30	b. The <del>amount</del> state and local shares of funding				
31	resulting from the support cost calculation for school				
32	nurses shall be specifically identified as such and				
33	reported to school divisions annually. School divisions				
34	will allocate these funds for licensed school nurse				
35	positions employed by the school division or for				
36	licensed nurses contracted by the local school division				
37	to provide school health services.				
38	4.a. "Composite Index of Local Ability-to-Pay" - An				
39	index figure computed for each locality. The composite				
40	index is the sum of 2/3 of the index of wealth per pupil				
41	in unadjusted March 31 ADM reported for the first				
42	seven (7) months of the 2005-2006 school year and 1/3				
43	of the index of wealth per capita (population estimates				
44	for 2005 as determined by the Center for Public Service				
45	of the University of Virginia) multiplied by the local				
46	nominal share of the costs of the Standards of Quality				
47	of 0.45 in each year. The indices of wealth are				
48	determined by combining the following constituent				
49	index elements with the indicated weighting: (1) true				
50	values of real estate and public service corporations as				
51	reported by the State Department of Taxation for the				
52	calendar year 2005 - 50 percent; (2) adjusted gross				
53	income for the calendar year 2005 as reported by the				
54	State Department of Taxation - 40 percent; (3) the sales				
55	for the calendar year 2005 which are subject to the				
56	state general sales and use tax, as reported by the State				
57	Department of Taxation - 10 percent. Each constituent				
58	index element for a locality is its sum per March 31				
59	ADM, or per capita, expressed as a percentage of the				
60	state average per March 31 ADM, or per capita, for the				

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1	same element. A locality whose composite index			
2	exceeds 0.8000 shall be considered as having an index			
3	of 0.8000 for purposes of distributing all payments			
4	based on the composite index of local ability-to-pay.			
5	Each constituent index element for a locality used to			
6	determine the composite index of local ability-to-pay			
7	for the current biennium shall be the latest available			
8	data for the specified official base year provided to the			
9	Department of Education by the responsible source			
10	agencies no later than November 15, 2007.			
11	b. For any locality whose total calendar year 2005			
12	Virginia Adjusted Gross Income is comprised of at			
13	least 3 percent or more by nonresidents of Virginia,			
14	such nonresident income shall be excluded in			
15	computing the composite index of ability-to-pay. The			
16	Department of Education shall compute the composite			
17	index for such localities by using adjusted gross income			
18	data which exclude nonresident income, but shall not			
19	adjust the composite index of any other localities. The			
20	Department of Taxation shall furnish to the Department			
21	of Education such data as are necessary to implement			
22	this provision.			
23	c.1) Pursuant to § 15.2-1302, Code of Virginia, and in			
24	the event that two or more school divisions become one			
25	school division, whether by consolidation of only the			
26	school divisions or by consolidation of the local			
27	governments, such resulting division shall be paid			
28	Standard of Quality payments for all pupils in the			
29	combined division on the basis of a composite index			
30	determined by the Board of Education, which shall not			
31	be less than the lowest nor higher than the highest			
32	composite index of any of the individual school			
33	divisions involved in such consolidation. In the event of			
34	a consolidation of local governments, this index shall			
35	remain in effect for a period of fifteen years, unless a			
36	lower composite index is calculated for the combined			
37	division through the process for computing an index			
38	figure as set forth above. The Governor shall approve			
39	the composite index determined by the Board of			
40	Education prior to disbursement of funds under such			
41	index. The department shall report to the Chairmen of			
42	the House Appropriations and Senate Finance			
43	Committees the composite indices approved by the			
44	Governor and the Board in the event this provision is			
45	implemented.			
46	2) In the case of the consolidation of Clifton Forge and			
47	Alleghany County school divisions, the fifteen year			
48	period for the application of a new composite index			
49	pursuant to paragraph c.1) above shall apply beginning			
50	with the fiscal year that starts on July 1, 2004.			
51	3) Pursuant to paragraph c.1) above, if the composite			
52	index of a consolidated school division is reduced			
53	during the course of the fifteen year period to a level			
54	that would entitle the school division to a lower interest			
55	rate for a Literary Fund loan than it received when the			
56	loan was originally released, the Board of Education			
57	shall reduce the interest rate of such loan for the			
58	remainder of the period of the loan. Such reduction			
59	shall be based on the interest rate that would apply at			
60	the time of such adjustment. This rate shall remain in			

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2	effect for the duration of the loan and shall apply only to those years remaining to be paid.			
3				
4	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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13	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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21	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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35	6. "Required Local Match" - The locality's required share of program cost based on the composite index of local ability-to-pay for all Lottery, School Facilities and Incentive programs, where required, in which the school division has elected to participate in a fiscal year.			
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40	7. "Planning District Eight"—The nine localities which comprise Planning District Eight are Arlington County, Fairfax County, Loudoun County, Prince William County, Alexandria City, Fairfax City, Falls Church City, Manassas City, and Manassas Park City.			
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45	8. "State Share for the Standards of Quality" - The state share for a locality shall be equal to the cost for that locality less the locality's 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 and less the required local expenditure.			
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57	9. In the event that the general fund appropriations in			

		<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2009</b>	<b>FY2010</b>	<b>FY2009</b>	<b>FY2010</b>

**ITEM 140.**

1 Item 139 and Item 140 are not sufficient to meet the  
 2 entitlements payable to school divisions pursuant to the  
 3 provisions of each Item, the Department of Education is  
 4 authorized to transfer any available general fund funds  
 5 between these Items to address such insufficiencies. If  
 6 the total appropriations after such transfers remain  
 7 insufficient to meet the entitlements of any program,  
 8 the Department of Education is authorized to prorate  
 9 such shortfall proportionately across all of the school  
 10 divisions participating in the program where such  
 11 shortfall occurred.

12 10. The Department of Education is directed to apply a  
 13 cap on inflation rates in the same manner prescribed in  
 14 § 51.1-166.B, Code of Virginia, when updating funding  
 15 to school divisions during the biennial rebenchmarking  
 16 process.

17 **B. General Conditions**

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

		First Year Salary	Second Year Salary
25	Instructional Position		
26	Elementary Teachers	\$44,337	\$44,337
27	Elementary Assistant Principals	\$62,556	\$62,556
28	Elementary Principals	\$77,259	\$77,259
29	Secondary Teachers	\$46,230	\$46,230
30	Secondary Assistant Principals	\$66,907	\$66,907
31	Secondary Principals	\$84,326	\$84,326
32	Aides	\$15,875	\$15,875

33 a.1) Payment by the state to a local school division  
 34 shall be based on the state share of fringe benefit costs  
 35 of 55 percent of the employer’s cost distributed on the  
 36 basis of the composite index.

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

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

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

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

50 2. Each locality shall offer a school program for all its  
 51 eligible pupils which is acceptable to the Department of  
 52 Education as conforming to the Standards of Quality  
 53 program requirements.

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1	3. In the event the statewide number of pupils in March			
2	31 ADM exceeds the number estimated as the basis for			
3	this appropriation, the locality's state share of the Basic			
4	Operation Cost and the required local share shall be			
5	reduced proportionately so that this appropriation will			
6	not be exceeded.			
7	4. The Department of Education shall make equitable			
8	adjustments in the computation of indices of wealth and			
9	in other state-funded accounts for localities affected by			
10	annexation, unless a court of competent jurisdiction			
11	makes such adjustments. However, only the indices of			
12	wealth and other state-funded accounts of localities			
13	party to the annexation will be adjusted.			
14	5. In the event that the actual revenues from the state			
15	sales and use tax dedicated to public education and			
16	those sales tax revenues transferred to the general fund			
17	from the Public Education Standards of Quality/Local			
18	Real Estate Property Tax Relief Fund and appropriated			
19	in this Item (both of which are returned on the basis of			
20	the 2005 triennial census of school age population in			
21	the first year and the 2008 triennial census in the			
22	second year) for sales in the fiscal year in which the			
23	school year begins are different from the number			
24	estimated as the basis for this appropriation, the			
25	estimated state sales and use tax revenues shall not be			
26	adjusted.			
27	6. This appropriation shall be apportioned to the public			
28	schools with guidelines established by the Department			
29	of Education consistent with legislative intent as			
30	expressed in this act.			
31	7.a. Appropriations of state funds in this Item include			
32	the number of positions required by the Standards of			
33	Quality. This Item includes a minimum of 51			
34	professional instructional positions and aide positions			
35	(C 2); Education of the Gifted, 1.0 professional			
36	instructional position (C 3); Occupational-Vocational			
37	Education Payments and Special Education Payments; a			
38	minimum of 6.0 professional instructional positions and			
39	aide positions (C 4 and C 5) for each 1,000 pupils in			
40	March 31 ADM each year in support of the current			
41	Standards of Quality. Funding in support of one hour of			
42	additional instruction per day based on the percent of			
43	students eligible for the federal free lunch program with			
44	a pupil-teacher ratio range of 18:1 to 10:1, depending			
45	upon a school division's combined failure rate on the			
46	English and Math Standards of Learning, is included in			
47	Remedial Education Payments (C8).			
48	b. No actions provided in this section signify any intent			
49	of the General Assembly to mandate an increase in the			
50	number of instructional personnel per 1,000 students			
51	above the numbers explicitly stated in the preceding			
52	paragraph.			
53	c. Appropriations in this Item include programs			
54	supported in part by transfers to the general fund from			
55	the Public Education Standards of Quality/Local Real			
56	Estate Property Tax Relief Fund pursuant to Part 3 of			
57	this Act. These transfers combined together with other			
58	appropriations from the general fund in this Item funds			

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	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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the state's share of the following revisions to the Standards of Quality pursuant to Chapters 939 & 955 of the Acts of Assembly of 2004: five elementary resource teachers per 1,000 students; one support technology position per 1,000 students; one instructional technology position per 1,000 students; and a full daily planning period for teachers at the middle and high school levels in order to relieve the financial pressure these education programs place on local real estate taxes.

*d. To provide flexibility, school divisions may use the state and local funds for instructional technology resource teachers required by the Standards of Quality to employ a data coordinator position, an instructional technology resource teacher position, or a data coordinator/instructional resource teacher blended position. The data coordinator position is intended to serve as a resource to principals and classroom teachers in the area of data analysis and interpretation for instructional and school improvement purposes, as well as for overall data management and administration of state assessments. School divisions using these SOQ funds in this manner shall only employ instructional personnel licensed by the Board of Education.*

*e. To provide flexibility in the provision of reading intervention services, school divisions may use the state Early Reading Intervention initiative funding provided from the Lottery Proceeds Fund and the required local matching funds to employ reading specialists to provide the required reading intervention services. School divisions using the Early Reading Intervention Initiative funds in this manner shall only employ instructional personnel licensed by the Board of Education.*

*f. To provide flexibility in the provision of mathematics intervention services, school divisions may use the state Standards of Learning Algebra Readiness initiative funding provided from the Lottery Proceeds Fund and the required local matching funds to employ mathematics teacher specialists to provide the required mathematics intervention services. School divisions using the Standards of Learning Algebra Readiness initiative funding in this manner shall only employ instructional personnel licensed by the Board of Education.*

8.a. The Department of Education shall make calculations at the start of the school year to ensure that school divisions have appropriated adequate funds to support their estimated required local expenditure. The Department of Education shall also make calculations after the close of the school year to verify that the required local effort level, based on actual March 31 Average Daily Membership, was met. The Department of Education shall specify the calculations to determine if a school division has appropriated and expended its required local expenditure for the Standards of Quality. This calculation may include but is not limited to the following calculations:

b. The total expenditures for operation, defined as total



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1	expenditures less all capital outlays, expenditures for			
2	debt service, facilities, non-regular day school programs			
3	(such as adult education, preschool, and non-local			
4	education programs), and any transfers to regional			
5	programs or escrow accounts will be calculated.			
6	c. The following state funds will be deducted from the			
7	amount calculated in paragraph a. above: revenues from			
8	the state sales and use tax (returned on the basis of the			
9	2005 triennial census of school age population in the			
10	first year and the 2008 triennial census in the second			
11	year, as specified in this Item) for sales in the fiscal			
12	year in which the school year begins; total receipts			
13	from state funds (except state funds for non-regular day			
14	school programs and state funds used for capital or debt			
15	service purposes); and the state share of any balances			
16	carried forward from the previous fiscal year. Any			
17	qualifying state funds that remain unspent at the end of			
18	the fiscal year will be added to the amount calculated			
19	in paragraph a. above.			
20	d. Federal funds, and any federal funds carried forward			
21	from the previous fiscal year, will also be deducted			
22	from the amount calculated in paragraph a above.. Any			
23	federal funds that remain unspent at the end of the			
24	fiscal year and any capital expenditures paid from			
25	federal funds will be added to the amount calculated in			
26	paragraph a. above.			
27	e. Tuition receipts, receipts from payments from other			
28	cities or counties, and fund transfers will also be			
29	deducted from the amount calculated in paragraph a,			
30	then			
31	f. The final amount calculated as described above must			
32	be equal to or greater than the required local			
33	expenditure defined in paragraph A. 5.			
34	g. The Department of Education shall collect the data			
35	necessary to perform the calculations of required local			
36	expenditure as required by this section.			
37	h. A locality whose expenditure in fact exceeds the			
38	required amount from local funds may not reduce its			
39	expenditures unless it first complies with all of the			
40	Standards of Quality.			
41	9.a. Any sum which a locality, as of the end of a			
42	school year, has not expended, pursuant to this Item,			
43	for the Standards of Quality shall be paid by the			
44	locality into the general fund of the state treasury. Such			
45	payments shall be made not later than the end of the			
46	school year following that in which the under			
47	expenditure occurs.			
48	b. Whenever the Department of Education has			
49	recovered funds as defined in the preceding paragraph			
50	a, the Secretary of Education is authorized to repay to			
51	the locality affected by that action, seventy-five percent			
52	(75%) of those funds upon his determination that:			
53	1) The local school board agrees to include the funds in			
54	its June 30 ending balance for the year following that			
55	in which the under expenditure occurs;			

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1	2) The local governing body agrees to reappropriate the			
2	funds as a supplemental appropriation to the approved			
3	budget for the second year following that in which the			
4	under expenditure occurs, in an appropriate category as			
5	requested by the local school board, for the direct			
6	benefit of the students;			
7	3) The local school board agrees to expend these funds,			
8	over and above the funds required to meet the required			
9	local expenditure for the second year following that in			
10	which the under expenditure occurs, for a special			
11	project, the details of which must be furnished to the			
12	Department of Education for review and approval;			
13	4) The local school board agrees to submit quarterly			
14	reports to the Department of Education on the use of			
15	funds provided through this project award; and			
16	5) The local governing body and the local school board			
17	agree that the project award will be cancelled and the			
18	funds withdrawn if the above conditions have not been			
19	met as of June 30 of the second year following that in			
20	which the under expenditure occurs.			
21	c. There is hereby appropriated, for the purposes of the			
22	foregoing repayment, a sum sufficient, not to exceed 75			
23	percent of the funds deposited in the general fund			
24	pursuant to the preceding paragraph a.			
25	10. The Department of Education shall specify the			
26	manner for collecting the required information and the			
27	method for determining if a school division has			
28	appropriated and expended the local funds required to			
29	support the actual local match based on all Lottery,			
30	School Facilities and Incentive programs in which the			
31	school division has elected to participate. Unless			
32	specifically stated otherwise in this Item, school			
33	divisions electing to participate in any Lottery, School			
34	Facilities or Incentive program that requires a local			
35	funding match in order to receive state funding, shall			
36	certify to the Department of Education its intent to			
37	participate in each program by October 1 each fiscal			
38	year in a manner prescribed by the Department of			
39	Education. Upon receipt of the certifications, the			
40	Department of Education shall make calculations to			
41	ensure that school divisions have appropriated adequate			
42	local funds, above the required local effort for the			
43	Standards of Quality, to support the projected required			
44	local match based on the Lottery, School Facilities and			
45	Incentive programs in which the school division has			
46	elected to participate. If the Department of Education's			
47	calculations indicate that insufficient local funds are			
48	appropriated to meet the required local funding match			
49	for one or more programs, state funding for such			
50	program(s) shall not be made until such time that the			
51	school division can certify that sufficient local funding			
52	has been appropriated to meet required local match.			
53	The Department of Education shall also make			
54	calculations after the close of the fiscal year to verify			
55	that the required local match was met based on the			
56	state funds that were received.			
57	11. Any sum of local matching funds for Lottery,			
58	School Facilities and Incentive program which a			

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2	locality has not expended as of the end of a fiscal year			
3	in support of the required local match pursuant to this			
4	Item shall be paid by the locality into the general fund			
5	of the state treasury unless the carryover of those			
6	unspent funds is specifically permitted by other			
7	provisions of this act. Such payments shall be made no			
8	later than the end of the school year following that in			
	which the under expenditure occurred.			
9				
10	12. The Superintendent of Public Instruction shall			
11	provide a report annually on the status of teacher			
12	salaries, by local school division, to the Governor and			
13	the Chairmen of the Senate Finance and House			
14	Appropriations Committees. In addition to information			
15	on average salaries by school division and statewide			
16	comparisons with other states, the report shall also			
17	include information on starting salaries by school			
	division and average teacher salaries by school.			
18				
19	13. All local matching funds required by the programs			
20	in this Item shall be appropriated to the budget of the			
	local school board.			
21				
22	14. By November 15 of each year, the Department of			
23	Planning and Budget, in cooperation with the			
24	Department of Education, shall prepare and submit a			
25	preliminary forecast of Standards of Quality			
26	expenditures, based upon the most current data			
27	available, to the Chairmen of the House Appropriations			
28	and Senate Finance Committees. In odd-numbered			
29	years, the forecast for the current and subsequent two			
30	fiscal years shall be provided. In even-numbered years,			
31	the forecast for the current and subsequent fiscal year			
32	shall be provided. The forecast shall detail the projected			
33	March 31 Average Daily Membership and the resulting			
	impact on the education budget.			
34				
35	15. School divisions may choose to use state payments			
36	provided for Standards of Quality prevention,			
37	intervention, and remediation in both years as a block			
38	grant for remediation purposes, without restrictions or			
39	reporting requirements, other than reporting necessary			
	as a basis for determining funding for the program.			
40				
41	16. Except as otherwise provided in this act, the			
42	Superintendent of Public Instruction shall provide			
43	guidelines for the distribution and expenditure of			
44	general fund appropriations and such additional federal,			
45	private and other funds as may be made available to			
46	aid in the establishment and maintenance of the public			
	schools.			
47				
48	17. At the Department of Education's option, fees for			
49	audio-visual services may be deducted from state aid			
	payments for individual local school divisions.			
50				
51	18. For distributions not otherwise specified, the			
52	Department of Education, at its option, may use prior			
53	year data to calculate actual disbursements to individual			
	localities.			
54				
55	19. Payments for accounts related to the Standards of			
56	Quality made to localities for public education from the			
	general fund, as provided herein, shall be payable in			

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ITEM 140.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	24. Any locality that has met its required local effort				
2	for the Standards of Quality accounts for fiscal year				
3	2009 or that has met its required local match for				
4	incentive, school construction, or Lottery-funded				
5	programs in which the locality elected to participate in				
6	fiscal year 2009 may carry over into fiscal year 2010				
7	any remaining state fund balances available to help				
8	minimize any fiscal year 2010 revenue adjustments that				
9	may occur in state funding to that locality.				
10	<b>C. Apportionment</b>				
11	1. Subject to the conditions stated in this paragraph and				
12	in paragraph B of this Item, each locality shall receive				
13	sums as listed above within this program for the basic				
14	operation cost and payments in addition to that cost.				
15	The apportionment herein directed shall be inclusive of,				
16	and without further payment by reason of, state funds				
17	for library and other teaching materials.				
18	2. School Employee Retirement Contributions				
19	a. This Item provides funds to each local school board				
20	for the state share of the employer's retirement cost				
21	incurred by it, on behalf of instructional personnel, for				
22	subsequent transfer to the retirement allowance account				
23	as provided by Title 51.1, Chapter 1, Code of Virginia.				
24	b. Notwithstanding § 51.1-1401 of the Code of				
25	Virginia, the Commonwealth shall provide payments for				
26	only the state share of the Standards of Quality fringe				
27	benefit cost of the retiree health care credit. This Item				
28	includes payments in both years based on the state				
29	share of fringe benefit costs of 55 percent of the				
30	employer's cost on funded Standards of Quality				
31	instructional positions, distributed based on the				
32	composite index of the local ability-to-pay.				
33	c. As a part of the review of the Virginia Retirement				
34	System pursuant to House Joint Resolution No. 34 the				
35	joint subcommittee shall review: 1) the				
36	Commonwealth's responsibilities for funding the				
37	teacher retirement system beyond the actuarial normal				
38	rate and 2) the Commonwealth's appropriate share for				
39	retirement payments by school divisions. In making this				
40	review, the joint subcommittee shall review the impact				
41	of the blended retirement rates on the retirement				
42	system, school divisions, and the Commonwealth.				
43	d. <del>Appropriations for contributions in Paragraphs 2</del>				
44	<del>include payments from funds derived from the principal</del>				
45	<del>of the Literary Fund in accordance with Article VIII,</del>				
46	<del>Section 8, of the Constitution of Virginia. The amounts</del>				
47	<del>set aside from the Literary Fund for these purposes are</del>				
48	<del>approximately \$186,128,935 the first year and</del>				
49	<del>\$111,128,935 the second year.</del>				
50	3. School Employee Social Security Contributions				
51	This Item provides funds to each local school board for				
52	the state share of the employer's Social Security cost				
53	incurred by it, on behalf of the instructional personnel				
54	for subsequent transfer to the Contribution Fund				
55	pursuant to Title 51.1, Chapter 7, Code of Virginia.				

ITEM 140.	Item Details(\$)		Appropriations(\$)	
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1	<i>3.1. Appropriations for contributions in paragraphs 2</i>			
2	<i>and 3 above include payments from funds derived from</i>			
3	<i>the principal of the Literary Fund in accordance with</i>			
4	<i>Article VIII, Section 8, of the Constitution of Virginia.</i>			
5	<i>The amounts set aside from the Literary Fund for these</i>			
6	<i>purposes shall not exceed \$228,691,828 the first year</i>			
7	<i>and \$122,979,935 the second year.</i>			
8	4. School Employee Insurance Contributions			
9	This Item provides funds to each local school board for			
10	the state share of the employer's Group Life Insurance			
11	cost incurred by it on behalf of instructional personnel			
12	who participate in group insurance under the provisions			
13	of Title 51.1, Chapter 5, Code of Virginia.			
14	5. Basic Aid Payments			
15	a.1) A state share of the Basic Operation Cost, which			
16	cost per pupil in March 31 ADM is established			
17	individually for each local school division based on the			
18	number of instructional personnel required by the			
19	Standards of Quality and the statewide prevailing salary			
20	levels (adjusted in Planning District Eight for the cost			
21	of competing) as well as recognized support costs			
22	calculated on a prevailing basis for an estimated March			
23	31 ADM (adjusted for half-day kindergarten programs).			
24	2) This appropriation includes funding to recognize the			
25	common labor market in the Washington			
26	-Baltimore-Northern Virginia, DC-MD-VA-WV			
27	Combined Statistical Area. Standards of Quality salary			
28	payments for instructional and support positions in			
29	school divisions of the localities set out below have			
30	been adjusted for the equivalent portion of the Cost of			
31	Competing Adjustment (COCA) rates that are paid to			
32	local school divisions in Planning District 8. For the			
33	counties of Stafford, Fauquier, Spotsylvania, Clarke,			
34	Warren, Frederick, and Culpeper and the Cities of			
35	Fredericksburg and Winchester, the SOQ payments			
36	have been increased by 25 percent each year of the			
37	COCA rates paid to school divisions in Planning			
38	District 8.			
39	b. The state share for a locality shall be equal to the			
40	Basic Operation Cost for that locality less the locality's			
41	estimated revenues from the state sales and use tax			
42	(returned on the basis of the 2005 triennial census of			
43	school age population in the first year and the 2008			
44	triennial census in the second year, as specified in this			
45	Item), in the fiscal year in which the school year begins			
46	and less the required local expenditure.			
47	c. For the purpose of this paragraph, the Department of			
48	Taxation's fiscal year sales and use tax estimates are as			
49	cited in this Item.			
50	d.1) In accordance with the provisions of §§ 22.1-281			
51	and 37.1-96, Code of Virginia, the Department of			
52	Education shall deduct the locality's share for the			
53	education of handicapped pupils residing in institutions			
54	within the Department of Mental Health, Mental			
55	Retardation and Substance Abuse Services from the			
56	locality's Basic Aid appropriation.			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
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1	2) The amounts deducted from Basic Aid for the			
2	education of mentally retarded persons shall be			
3	transferred to the Department of Mental Health, Mental			
4	Retardation and Substance Abuse Services in support of			
5	the cost of educating such persons; the amount			
6	deducted from Basic Aid for the education of			
7	emotionally disturbed persons shall be used to cover			
8	extraordinary expenses incurred in the education of			
9	such persons. The Department of Education shall			
10	establish guidelines to implement these provisions and			
11	shall provide for the periodic transfer of sums due from			
12	each local school division to the Department of Mental			
13	Health, Mental Retardation and Substance Abuse			
14	Services and for Special Education categorical			
15	payments. The amount of the actual transfers will be			
16	based on data accumulated during the prior school year.			
17	e.1) The apportionment to localities of all driver			
18	education revenues received during the school year			
19	shall be made as an undesignated component of the			
20	state share of the basic operation cost in accordance			
21	with the provisions of this Item. Only school divisions			
22	complying with the standardized program established by			
23	the Board of Education shall be entitled to participate			
24	in the distribution of state funds appropriated for driver			
25	education. The Department of Education will deduct a			
26	designated amount per pupil from a school division's			
27	Basic Aid payment when the school division is not in			
28	compliance with § 22.1-205 C, Code of Virginia. Such			
29	amount will be computed by dividing the current			
30	appropriation for the Driver Education Fund by actual			
31	March 31 ADM.			
32	2) Local school boards may charge a per pupil fee for			
33	behind-the-wheel driver education provided, however,			
34	that the fee charged plus the per pupil basic aid			
35	reimbursement for driver education shall not exceed the			
36	actual average per pupil cost. Such fees shall not be			
37	cause for a pro rata reduction in Basic Aid payments to			
38	school divisions.			
39	f. Textbooks			
40	1) The appropriation in this Item includes <del>\$79,672,278</del>			
41	\$79,182,158 the first year and <del>\$79,970,113</del> \$79,314,230			
42	the second year from the general fund as the state's			
43	share of the cost of textbooks based on a per pupil			
44	amount of \$118.52 the first year and \$118.52 the			
45	second year. The state's distributions for textbooks shall			
46	be based on adjusted March 31 ADM.			
47	2) School divisions shall provide free textbooks to all			
48	students.			
49	3) School divisions may use a portion of this funding			
50	to purchase Standards of Learning instructional			
51	materials.			
52	4) Any funds provided to school divisions for textbook			
53	costs that are unexpended as of June 30, 2009, or June			
54	30, 2010, shall be carried on the books of the locality			
55	to be appropriated to the school division the following			
56	year to be used for same purpose.			

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1 g. The one-cent state sales and use tax earmarked for  
 2 education and the sales tax revenues transferred to the  
 3 general fund from the Public Education Standards of  
 4 Quality/Local Real Estate Property Tax Relief Fund and  
 5 appropriated in this Item which are distributed to  
 6 localities on the basis of the 2005 triennial census of  
 7 school age population in the first year and the 2008  
 8 triennial census in the second year as specified in this  
 9 Item shall be reflected in each locality's annual budget  
 10 for educational purposes as a separate revenue source  
 11 for the then current fiscal year.

12 h. The appropriation for the Standards of Quality for  
 13 Public Education (SOQ) includes amounts estimated at  
 14 ~~\$242,050,000~~ \$222,100,000 the first year and  
 15 ~~\$255,750,000~~ 228,500,000 the second year from the  
 16 amounts transferred to the general fund from the Public  
 17 Education Standards of Quality/Local Real Estate  
 18 Property Tax Relief Fund pursuant to Part 3 of this Act  
 19 which are derived from the 1/4 cent increase in the  
 20 state sales and use tax levied pursuant to Chapter 3,  
 21 2004 Special Session I. These additional funds are  
 22 provided to local school divisions and local  
 23 governments in order to relieve the financial pressure  
 24 education programs place on local real estate taxes.

25 i. From the total amounts in paragraph h. above, an  
 26 amount estimated at ~~\$121,950,000~~ \$111,050,000 the  
 27 first year and ~~\$128,850,000~~ \$114,250,000 the second  
 28 year (approximately 1/8 cent of sales and use tax) is  
 29 appropriated to support a portion of the cost of the  
 30 state's share of the following revisions to the Standards  
 31 of Quality pursuant to Chapters 939 & 955 of the Acts  
 32 of Assembly of 2004: five elementary resource teachers  
 33 per 1,000 students; one support and one instructional  
 34 technology position per 1,000 students; a full daily  
 35 planning period for teachers at the middle and high  
 36 school levels in order to relieve the pressure on local  
 37 real estate taxes and shall be taken into account by the  
 38 governing body of the county, city, or town in setting  
 39 real estate tax rates.

40 j. From the total amounts in paragraph h. above, an  
 41 amount estimated at ~~\$120,100,000~~ \$109,900,000 the  
 42 first year and ~~\$126,900,000~~ \$112,600,000 the second  
 43 year (approximately 1/8 cent of sales and use tax) is  
 44 appropriated in this Item to distribute the remainder of  
 45 the revenues collected and deposited into the Public  
 46 Education Standards of Quality/Local Real Estate  
 47 Property Tax Relief Fund on the basis of the 2005  
 48 triennial census of school age population in the first  
 49 year and the 2008 triennial census in the second year as  
 50 specified in this Item.

51 *k. For the purposes of funding certain support positions*  
 52 *included in Basic Aid in the second year, a cap is*  
 53 *hereby established based upon the prevailing ratio of*  
 54 *support positions to SOQ funded instructional positions.*  
 55 *This cap is established at a ratio of one support*  
 56 *position for every 4.03 SOQ funded instructional*  
 57 *positions. The funding cap of one support position for*  
 58 *every 4.03 instructional positions is based on a*  
 59 *three-year linear weighted average ratio of actual*  
 60 *support to instructional positions as reported by school*



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1	<i>divisions on the Annual School Report. The Basic Aid</i>			
2	<i>per pupil amount for each division in the second year</i>			
3	<i>includes funding for 18.71 positions per 1,000 students</i>			
4	<i>for designated support positions determined by applying</i>			
5	<i>the one to 4.03 ratio to the estimated 75.39 SOQ</i>			
6	<i>instructional positions per 1,000 students funded in the</i>			
7	<i>second year. This support position funding cap is not</i>			
8	<i>applied to the following SOQ support positions:</i>			
9	<i>division superintendent, school board members, school</i>			
10	<i>nurses, or pupil transportation positions, nor is the</i>			
11	<i>funded salary for the designated support positions</i>			
12	<i>changed.</i>			
13	<b>6. Compensation Supplements</b>			
14	a. The appropriation in this item includes \$77,644,363			
15	the second year from the general fund for an equivalent			
16	payment for the following salary increase and related			
17	fringe benefit costs for funded SOQ instructional and			
18	support positions and other funded incentive program			
19	positions:			
20	1) For the second year, the state share of a payment			
21	equivalent to a 2.0 percent salary increase effective July			
22	1, 2009, for all funded positions.			
23	2) It is the intent of the General Assembly that the			
24	average instructional position salaries be improved			
25	throughout the state by at least 2.0 percent the second			
26	year. Sufficient funds are appropriated in this act to			
27	finance, on a statewide basis, the state share of a 2.0			
28	percent salary increase for all funded positions effective			
29	July 1, 2009, to school divisions which certify to the			
30	Department of Education that equivalent increases have			
31	been granted in the second year.			
32	b. These funds shall be matched by the local			
33	government, based on the composite index of local			
34	ability to pay.			
35	e. This funding is not intended as a mandate to increase			
36	salaries.			
37	<b>7. Education of the Gifted Payments</b>			
38	a. An additional payment shall be disbursed by the			
39	Department of Education to local school divisions to			
40	support the state share of one full-time equivalent			
41	instructional position per 1,000 students in adjusted			
42	March 31 ADM.			
43	b. Local school divisions are required to spend, as part			
44	of the required local expenditure for the Standards of			
45	Quality the established per pupil cost for gifted			
46	education (state and local share) on approved programs			
47	for the gifted.			
48	<b>8. Occupational-Vocational Education Payments</b>			
49	a. An additional payment shall be disbursed by the			
50	Department of Education to the local school divisions			
51	to support the state share of the number of Vocational			
52	Education instructors required by the Standards of			
53	Quality. These funds shall be disbursed on the same			

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1	basis as the payment is calculated.			
2	b. An amount estimated at \$110,339,507 the first year			
3	and \$111,149,327 the second year from the general			
4	fund included in Basic Aid Payments relates to			
5	vocational education programs in support of the			
6	Standards of Quality.			
7	9. Special Education Payments			
8	a. An additional payment shall be disbursed by the			
9	Department of Education to the local school divisions			
10	to support the state share of the number of Special			
11	Education instructors required by the Standards of			
12	Quality. These funds shall be disbursed on the same			
13	basis as the payment is calculated.			
14	b. Out of the amounts for special education payments,			
15	general fund support is provided to fund the caseload			
16	standards for speech pathologists at 68 students for			
17	each year of the biennium.			
18	10. Enrollment Loss			
19	An additional state payment in each year equal to the			
20	state share per pupil of Basic Aid for each locality, for			
21	a percentage of the enrollment loss (as determined			
22	below) in March 31 ADM from the prior year.			
23	Composite Index		Percentage	
24	0.0000-0.1999		85%	
25	0.2000-0.3499		70%	
26	0.3500-0.4999		45%	
27	0.5000 or more		30%	
28	11. Remedial Education Payments			
29	a. An additional payment estimated at <del>\$69,725,259</del>			
30	<del>\$69,441,065</del> the first year and <del>\$69,542,608</del> <del>\$69,143,636</del>			
31	the second year from the general fund shall be			
32	disbursed by the Department of Education to support			
33	the Board of Education's Standards of Quality			
34	prevention, intervention, and remediation program			
35	adopted in June 2003.			
36	b. The payment shall be calculated based on one hour			
37	of additional instruction per day for identified students,			
38	using the three year average percent of students eligible			
39	for the federal Free Lunch program as a proxy for			
40	students needing such services. Fall membership shall			
41	be multiplied by the three year average division-level			
42	Free Lunch eligibility percentage to determine the			
43	estimated number of students eligible for services.			
44	Pupil-teacher ratios shall be applied to the estimated			
45	number of eligible students to determine the number of			
46	instructional positions needed for each school division.			
47	The pupil-teacher ratio applied for each school division			
48	shall range from 10:1 for those divisions with the most			
49	severe combined three year average failure rates for			
50	English and math Standards of Learning test scores to			
51	18:1 for those divisions with the lowest combined three			
52	year average failure rates for English and math			
53	Standards of Learning test scores.			

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1	c. Funding shall be matched by the local government			
2	based on the composite index of local ability-to-pay.			
3	<i>d. To provide flexibility in the instruction of English</i>			
4	<i>Language Learners who have limited English</i>			
5	<i>proficiency and who are at risk of not meeting state</i>			
6	<i>accountability standards, school divisions may use state</i>			
7	<i>and local funds from the SOQ Prevention, Intervention,</i>			
8	<i>and Remediation account to employ additional English</i>			
9	<i>Language Learner teachers to provide instruction to</i>			
10	<i>identified limited English proficiency students. Using</i>			
11	<i>these funds in this manner is intended to supplement</i>			
12	<i>the instructional services provided through the SOQ</i>			
13	<i>staffing standard of 17 instructional positions per 1,000</i>			
14	<i>limited English proficiency students. School divisions</i>			
15	<i>using the SOQ Prevention, Intervention, and</i>			
16	<i>Remediation funds in this manner shall only employ</i>			
17	<i>instructional personnel licensed by the Board of</i>			
18	<i>Education.</i>			
19	<del>de.</del> An additional state payment estimated at			
20	<del>\$67,028,394</del> \$66,800,404 the first year and <del>\$66,581,683</del>			
21	\$60,942,727 the second year from the Lottery Proceeds			
22	Fund shall be disbursed based on the estimated number			
23	of federal Free Lunch participants, in support of			
24	programs for students who are educationally at risk.			
25	The additional payment shall be based on the state			
26	share of:			
27	1) A minimum one percent add-on, as a percent of the			
28	per pupil basic aid cost, for each child who qualifies			
29	for the federal Free Lunch Program; and			
30	2) An addition to the add-on, based on the			
31	concentration of children qualifying for the federal Free			
32	Lunch Program. Based on its percentage of Free Lunch			
33	participants, each school division will receive between			
34	1 and 12 percent in additional basic aid per Free Lunch			
35	participant. These funds shall be matched by the local			
36	government, based on the composite index of local			
37	ability-to-pay.			
38	3a) Local school divisions are required to spend the			
39	established at-risk payment (state and local share) on			
40	approved programs for students who are educationally			
41	at risk.			
42	b) To receive these funds, each school division shall			
43	certify to the Department of Education that the state			
44	<del>and local</del> shares of the at-risk payment will be used to			
45	support approved programs for students who are			
46	educationally at risk and shall submit, in a format			
47	specified by the Department of Education, the school			
48	division's comprehensive strategy for intervention,			
49	prevention, and remediation, including the number of			
50	students served and review of available data. These			
51	programs may include: Dropout Prevention, community			
52	and school-based truancy officer programs,			
53	Advancement Via Individual Determination (AVID),			
54	Project Discovery, Reading Recovery, programs for			
55	students who speak English as a second language, or			
56	programs related to increasing the success of			
57	disadvantaged students in completing a high school			
58	degree and providing opportunities to encourage further			

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1	education and training. Further, any new funds a			
2	school division receives in excess of the amounts			
3	received in fiscal year 2008 may be used first to			
4	provide data coordinators or to purchase similar			
5	services for schools that have not met Adequate Yearly			
6	Progress (AYP) under the federal No Child Left Behind			
7	Act or are not fully accredited under the Standards of			
8	Accreditation. The data coordinator position is intended			
9	to provide schools with needed support in the area of			
10	data analysis and interpretation for instructional			
11	purposes, as well as overall data management and the			
12	administration of state assessments. The position would			
13	primarily focus on data related to instruction and school			
14	improvement, including: student assessment, student			
15	attendance, student/teacher engagement, behavior			
16	referrals, suspensions, retention, and graduation rates.			
17	e.f. Regional Alternative Education Programs			
18	1) An additional state payment of <del>\$6,724,960</del>			
19	\$6,717,848 the first year <i>from the general fund</i> and			
20	<del>\$6,977,930</del> \$7,293,262 the second year from the			
21	<del>general fund</del> Lottery Proceeds Fund shall be disbursed			
22	for regional alternative education programs. Such			
23	programs shall be for the purpose of educating certain			
24	expelled students and, as appropriate, students who			
25	have received suspensions from public schools and			
26	students returned to the community from the			
27	Department of Juvenile Justice.			
28	2) Each regional program shall have a small			
29	student/staff ratio. Such staff shall include, but not be			
30	limited to education, mental health, health, and law			
31	enforcement professionals, who will collaborate to			
32	provide for the academic, psychological and social			
33	needs of the students. Each program shall be designed			
34	to ensure that students make the transition back into the			
35	"mainstream" within their local school division.			
36	3)a) Regional alternative education programs are funded			
37	through this Item based on the state's share of the			
38	incremental per pupil cost for providing such programs.			
39	This incremental per pupil payment shall be adjusted			
40	for the composite index of local ability-to-pay of the			
41	school division that counts such students attending such			
42	program in its March 31 Average Daily Membership. It			
43	is the intent of the General Assembly that this			
44	incremental per pupil amount be in addition to the			
45	basic aid per pupil funding provided to the affected			
46	school division for such students. Therefore, local			
47	school divisions are encouraged to provide the			
48	appropriate portion of the basic aid per pupil funding to			
49	the regional programs for students attending these			
50	programs, adjusted for costs incurred by the school			
51	division for transportation, administration, and any			
52	portion of the school day or school year that the			
53	student does not attend such program.			
54	b) In the event a school division does not use all of the			
55	student slots it is allocated under this program, the			
56	unused slots may be reallocated or transferred to			
57	another school division.			
58	1. A school division must request from the Department			

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1	of Education the availability and possible use of any			
2	unused student slots. If any unused slots are available			
3	and if the requesting school division chooses to utilize			
4	any of the unused slots, the requesting school division			
5	shall only receive the state's share of tuition for the			
6	unused slot that was allocated in this Item for the			
7	originally designated school division.			
8	2. However, no requesting school division shall receive			
9	more tuition funding from the state for any requested			
10	unused slot than what would have been the calculated			
11	amount for the requesting school division had the			
12	unused slot been allocated to the requesting school			
13	division in the original budget. Furthermore, the			
14	requesting school division shall pay for any remaining			
15	tuition payment necessary for using a previously unused			
16	slot.			
17	3. The Department of Education shall report by June 30			
18	each year, to the Chairmen of the House Appropriations			
19	and Senate Finance Committees, the number of			
20	available student slots, students placed, the request of			
21	unused slots, and the number of unused slots			
22	subsequently used by each school division for each			
23	Regional Alternative Education program.			
24	4) The Department of Education shall provide			
25	assistance for the state share of the incremental cost of			
26	regional alternative education program operations based			
27	on the composite index of local ability-to-pay.			
28	f.g. Remedial Summer School			
29	1) This appropriation includes <del>\$28,831,021</del> \$27,229,866			
30	the first year <i>from the Lottery Proceeds Fund</i> and			
31	<del>\$30,057,658</del> \$28,347,411 the second year from the			
32	<del>Lottery Proceeds Fund</del> <i>general fund</i> for the state's			
33	share of Remedial Summer School Programs. These			
34	funds are available to school divisions for the operation			
35	of programs designed to remediate students who are			
36	required to attend such programs during a summer			
37	school session or during an intersession in the case of			
38	year-round schools. These funds may be used in			
39	conjunction with other sources of state funding for			
40	remediation or intervention. School divisions shall have			
41	maximum flexibility with respect to the use of these			
42	funds and the types of remediation programs offered;			
43	however, in exercising this flexibility, students			
44	attending these programs shall not be charged tuition			
45	and no high school credit may be awarded to students			
46	who participate in this program.			
47	2) For school divisions charging students tuition for			
48	summer high school credit courses, consideration shall			
49	be given to students from households with extenuating			
50	financial circumstances who are repeating a class in			
51	order to graduate.			
52	12. Primary Class Size Payments			
53	a. An additional payment estimated at <del>\$92,462,661</del>			
54	<del>\$91,640,740</del> the first year and <del>\$92,161,519</del> \$91,703,847			
55	the second year from the Lottery Proceeds Fund shall			
56	be disbursed by the Department of Education as an			

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1 incentive ~~payment~~ for reducing class sizes in the  
2 primary grades.

3 b. The Department of Education shall calculate the  
4 payment based on the incremental cost of providing the  
5 lower class sizes based on the lower of the division  
6 average per pupil cost of all divisions or the actual  
7 division per pupil cost.

8 c. Localities are required to provide a match for these  
9 funds based on the composite index of local  
10 ability-to-pay.

11 d. By October 15 of each year school divisions must  
12 provide data to the Department of Education that each  
13 participating school has a September 30 pupil/teacher  
14 ratio in grades K through 3 that meet the following  
15 criteria:

16 **Qualifying School Percentage of Students**  
17 **Approved**

	Grades K-3 School Ratio	Maximum Individual Class Size
19 Eligible for Free Lunch		
20 16% but less than 30%	20 to 1	25
21 30% but less than 45%	19 to 1	24
22 45% but less than 55%	18 to 1	23
23 55% but less than 65%	17 to 1	22
24 65% but less than 70%	16 to 1	21
25 70% but less than 75%	15 to 1	20
26 75% or more	14 to 1	19

27 e. School divisions may elect to have eligible schools  
28 participate at a higher ratio, or only in a portion of  
29 grades kindergarten through three, with a commensurate  
30 reduction of state and required local funds, if local  
31 conditions do not permit participation at the established  
32 ratio and/or maximum individual class size. Special  
33 education teachers shall not be counted towards  
34 meeting these required pupil/teacher ratios in grades  
35 kindergarten through three.

36 f. The Superintendent of Public Instruction may grant  
37 waivers to school divisions for the class size  
38 requirement in eligible schools that have only one class  
39 in an affected grade level in the school.

40 **13. Literary Fund Subsidy Program**

41 a. The Board of Education and the Virginia Public  
42 School Authority (VPSA) shall provide a program of  
43 funding for school construction and renovation through  
44 the Literary Fund and through VPSA bond sales. The  
45 program shall be used to provide funds, through  
46 Literary Fund loans and subsidies, and through VPSA  
47 bond sales, to fund a portion of the projects on the  
48 First or Second Literary Fund Waiting List, or other  
49 critical projects which may receive priority placement  
50 on the First or Second Literary Fund Waiting List by  
51 the Board of Education. Interest rate subsidies will  
52 provide school divisions with the present value  
53 difference in debt service between a Literary Fund loan  
54 and a borrowing through the VPSA. To qualify for an  
55 interest rate subsidy, the school division's project must  
56 be eligible for a Literary Fund loan and shall be subject

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1	to the same restrictions. The VPSA shall work with the			
2	Board of Education in selecting those projects to be			
3	funded through the interest rate subsidy/bond financing			
4	program, so as to ensure the maximum leverage of			
5	Literary Fund moneys and a minimum impact on the			
6	VPSA Bond Pool.			
7	b. The Virginia Public School Authority shall provide			
8	an interest rate subsidy program in fiscal year 2009 and			
9	fiscal year 2010 for projects that are on the Board of			
10	Education's First Priority Waiting List. Projects on the			
11	Literary Fund Second Priority Waiting List may			
12	participate in the Interest Rate Subsidy Program if			
13	unused subsidy appropriation remains once the			
14	participation of projects on the First Priority Waiting			
15	List is confirmed. However, the cost of the subsidy			
16	shall not exceed <del>\$30,000,000</del> \$8,631,107 in the first			
17	year <del>and \$20,000,000 in the second year</del> including the			
18	subsidy payments and related issuance costs.			
19	c. The Board of Education may offer Literary Fund			
20	loans from the uncommitted balances of the Literary			
21	Fund after meeting the obligations of the interest rate			
22	subsidy sales and the amounts set aside from the			
23	Literary Fund for Debt Service Payments for Education			
24	Technology in this Item.			
25	d.1) In the event that on any scheduled payment date of			
26	bonds of the Virginia Public School Authority (VPSA)			
27	authorized under the provisions of a bond resolution			
28	adopted subsequent to June 30, 1997, issued subsequent			
29	to June 30, 1997, and not benefiting from the			
30	provisions of either § 22.1-168 (iii), (iv), and (v), Code			
31	of Virginia, or § 22.1-168.1, Code of Virginia, the sum			
32	of (i) the payments on general obligation school bonds			
33	of cities, counties, and towns (localities) paid to the			
34	VPSA and (ii) the proceeds derived from the			
35	application of the provisions of § 15.2-2659, Code of			
36	Virginia, to such bonds of localities, is less than the			
37	debt service due on such bonds of the VPSA on such			
38	date, there is hereby appropriated to the VPSA, first,			
39	from available moneys of the Literary Fund and,			
40	second, from the general fund a sum equal to such			
41	deficiency.			
42	2) The Commonwealth shall be subrogated to the			
43	VPSA to the extent of any such appropriation paid to			
44	the VPSA and shall be entitled to enforce the VPSA's			
45	remedies with respect to the defaulting locality and to			
46	full recovery of the amount of such deficiency, together			
47	with interest at the rate of the defaulting locality's			
48	bonds.			
49	e. The chairman of the Board of Commissioners of the			
50	VPSA shall, on or before November 1 of each year,			
51	make and deliver to the Governor and the Secretary of			
52	Finance a certificate setting forth his estimate of total			
53	debt service during each fiscal year of the biennium on			
54	bonds of the VPSA issued and projected to be issued			
55	during such biennium pursuant to the bond resolution			
56	referred to in paragraph a above. The Governor's			
57	budget submission each year shall include provisions			
58	for the payment of debt service pursuant to paragraph			
59	1) above.			

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1	14. Educational Technology Payments				
2	a. Any unobligated amounts transferred to the				
3	educational technology fund shall be disbursed on a pro				
4	rata basis to localities. The additional funds shall be				
5	used for technology needs identified in the division's				
6	technology plan approved by the Department of				
7	Education.				
8	b. The Board of Education shall authorize amounts				
9	estimated at \$12,656,800 the first year from the				
10	Literary Fund to provide debt service payments for the				
11	education technology grant program conducted through				
12	the Virginia Public School Authority in 2004.				
13	c. The Board of Education shall authorize amounts				
14	estimated at \$12,634,750 the first year and \$12,636,750				
15	the second year from the Literary Fund to provide debt				
16	service payments for the education technology grant				
17	program conducted through the Virginia Public School				
18	Authority in 2005.				
19	d.1) The Board of Education shall authorize amounts				
20	estimated at \$12,821,000 the first year and \$12,822,250				
21	the second year from the Literary Fund to provide debt				
22	service payments for the education technology grant				
23	program conducted through the Virginia Public School				
24	Authority in 2006.				
25	2) It is the intent of the General Assembly to authorize				
26	sufficient Literary Fund revenues to pay debt service on				
27	the Virginia Public School Authority bonds or notes				
28	authorized for this program. In developing the proposed				
29	2010-12 biennial budget for public education, the Board				
30	of Education shall include a recommendation to the				
31	Governor to authorize sufficient Literary Fund revenues				
32	to make debt service payments for this program in fiscal				
33	year 2011.				
34	e.1) The Board of Education shall authorize amounts				
35	estimated at \$12,986,500 the first year and \$12,977,250				
36	the second year from the Literary Fund to provide debt				
37	service payments for the education technology grant				
38	program conducted through the Virginia Public School				
39	Authority in 2007.				
40	2) It is the intent of the General Assembly to authorize				
41	sufficient Literary Fund revenues to pay debt service on				
42	the Virginia Public School Authority bonds or notes				
43	authorized for this program. In developing the proposed				
44	2010-12 biennial budget for public education, the Board				
45	of Education shall include a recommendation to the				
46	Governor to authorize sufficient Literary Fund revenues				
47	to make debt service payments for this program in				
48	fiscal year 2011 and fiscal year 2012.				
49	f.1) The Board of Education shall authorize amounts				
50	estimated at <del>\$13,483,288</del> \$13,370,420 the first year and				
51	<del>\$13,485,869</del> \$13,482,000 the second year from the				
52	Literary Fund to provide debt service payments for the				
53	education technology grant program conducted through				
54	the Virginia Public School Authority in 2008.				
55	2) It is the intent of the General Assembly to authorize				



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1	sufficient Literary Fund revenues to pay debt service on			
2	the Virginia Public School Authority bonds or notes			
3	authorized for this program. In developing the proposed			
4	2010-12 and 2012-14 biennial budgets for public			
5	education, the Board of Education shall include a			
6	recommendation to the Governor to authorize sufficient			
7	Literary Fund revenues to make debt service payments			
8	for this program in fiscal years 2011, 2012, and 2013.			
9	g.1) An education technology grant program shall be			
10	conducted through the Virginia Public School			
11	Authority, through the issuance of equipment notes in			
12	an amount estimated at <del>\$60,184,000</del> \$59,274,000 in			
13	fiscal year 2009 and <del>\$60,496,000</del> \$59,898,000 in fiscal			
14	year 2010. Proceeds of the notes will be used to			
15	establish a computer-based instructional and testing			
16	system for the Standards of Learning (SOL) and to			
17	develop the capability for high speed Internet			
18	connectivity at high schools followed by middle schools			
19	followed by elementary schools.			
20	2) The Board of Education shall authorize amounts			
21	estimated at \$13,485,869 the second year from the			
22	Literary Fund to provide debt service payments for the			
23	education technology grant program conducted through			
24	the Virginia Public School Authority in fiscal year			
25	2009.			
26	3) It is the intent of the General Assembly to authorize			
27	sufficient Literary Fund revenues to pay debt service on			
28	the Virginia Public School Authority bonds or notes			
29	authorized for education technology grant programs in			
30	fiscal year 2009 and in fiscal year 2010. In developing			
31	the proposed 2010-12, 2012-2014, and 2014-2016			
32	biennial budgets for public education, the Board of			
33	Education shall include a recommendation to the			
34	Governor to authorize sufficient Literary Fund revenues			
35	to make debt service payments for these programs in			
36	fiscal years 2011, 2012, 2013, 2014, and 2015.			
37	4) Grant funds from the issuance of <del>\$60,184,000</del>			
38	\$59,274,000 in fiscal year 2009 and <del>\$60,496,000</del>			
39	\$59,898,000 in fiscal year 2010 in equipment notes are			
40	based on a grant of \$26,000 per school and \$50,000 per			
41	school division. For purposes of this grant program,			
42	eligible schools shall include those reporting			
43	membership in grades K through 12 as of September			
44	30, 2008, for the fiscal year 2009 issuance, and			
45	September 30, 2009, for the fiscal year 2010 issuance			
46	as well as district and regional centers including			
47	vocational centers, special education centers, alternative			
48	education centers, regular school year Governor's			
49	Schools, and the Schools for the Deaf and the Blind.			
50	Schools and district centers that serve only			
51	pre-kindergarten students shall not be eligible for this			
52	grant.			
53	5) Localities are required to provide a match for these			
54	funds equal to 20 percent of the grant amount. At least			
55	25 percent of the local match shall be used for teacher			
56	training in the use of technology. The Superintendent of			
57	Public Instruction is authorized to reduce the required			
58	local match for school divisions with a composite index			
59	of local ability-to-pay below 0.2000. The Schools for			

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1				
2	the Deaf and the Blind are exempt from the match requirement.			
3				
4	6) The goal of the program is to improve the instructional, remedial and testing capabilities of the Standards of Learning for local school divisions.			
5				
6	7) Funds shall be used in the following manner:			
7				
8	a) Each division shall use funds to reach a goal, in each high school, of: (1) a 5-to-1 student to computer ratio; (2) an Internet-ready local area network (LAN) capability; and (3) high speed access to the Internet.			
9	School connectivity (computers, LANs and network access) shall include sufficient download/upload capability to ensure that each student will have adequate access to Internet-based instructional, remedial and assessment programs.			
10				
11	b) When each high school in a division meets the goals established in paragraph a) above, the remaining funds shall be used to develop similar capability in first the middle schools and then the elementary schools.			
12				
13	c) Pursuant to § 15.2-1302, Code of Virginia, and in the event that two or more school divisions became one school division, whether by consolidation of only the school divisions or by consolidation of the local governments, such resulting division shall be provided funding through this program on the basis of having the same number of school divisions as existed prior to September 30, 2000.			
14				
15				
16				
17	8) Local school divisions shall maximize the use of available federal funds, including E-Rate Funds, and to the extent possible, use such funds to supplement the program and meet the goals of this program.			
18				
19				
20				
21	h. The Department of Education shall maintain criteria to determine if high schools, middle schools, or elementary schools have the capacity to meet the goals of this initiative. The Department of Education shall be responsible for the project management of this program. The Department of Education shall report on the implementation of this program to the Chairmen of the Senate Finance and House Appropriations Committees by September 1 of each year.			
22				
23				
24				
25				
26				
27				
28				
29	i.1) In the event that, on any scheduled payment date of bonds or notes of the Virginia Public School Authority (VPSA) issued for the purpose described in § 22.1-166.2, Code of Virginia, and not benefiting from the provisions of either § 22.1-168 (iii), (iv) and (v), Code of Virginia, or § 22.1-168.1, Code of Virginia, the available moneys in the Literary Fund are less than the amounts authorized for debt service due on such bonds or notes of the VPSA on such date, there is hereby appropriated to the VPSA from the general fund a sum equal to such deficiency.			
30				
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41				
42	2) The Chairman of the Board of Commissioners of the VPSA shall, on or before November 1 of each year, make and deliver to the Governor and the Secretary of Finance a certificate setting forth his estimate of total			
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1	debt service during each fiscal year of the biennium on			
2	bonds and notes of the VPSA issued and projected to			
3	be issued during such biennium pursuant to the			
4	resolution referred to in paragraph 1) above. The			
5	Governor's budget submission each year shall include			
6	provisions for the payment of debt service pursuant to			
7	paragraph 1) above.			
8	j. Unspent proceeds of the notes, including investment			
9	income derived from the proceeds of the notes may be			
10	used to pay interest on, or to decrease principal of the			
11	notes.			
12	k.1) For the purposes of § 56-232, Code of Virginia,			
13	"Contracts of Telephone Companies with State			
14	Government" and for the purposes of § 56-234			
15	"Contracts for Service Rendered by a Telephone			
16	Company for the State Government" shall be deemed to			
17	include communications lines into public schools which			
18	are used for educational technology. The rate structure			
19	for such lines shall be negotiated by the Superintendent			
20	of Public Instruction and the Chief Information Officer			
21	of the Virginia Information Technologies Agency.			
22	Further, the Superintendent and Director are authorized			
23	to encourage the development of "by-pass"			
24	infrastructure in localities where it fails to obtain			
25	competitive prices or prices consistent with the best			
26	rates obtained in other parts of the state.			
27	2) The State Corporation Commission, in its			
28	consideration of the discount for services provided to			
29	elementary schools, secondary schools, and libraries and			
30	the universal service funding mechanisms as provided			
31	under § 254 of the Telecommunications Act of 1996, is			
32	hereby encouraged to make the discounts for intrastate			
33	services provided to elementary schools, secondary			
34	schools, and libraries for educational purposes as large			
35	as is prudently possible and to fund such discounts			
36	through the universal fund as provided in § 254. The			
37	Commission shall proceed as expeditiously as possible			
38	in implementing these discounts and the funding			
39	mechanism for intrastate services, consistent with the			
40	rules of the Federal Communications Commission			
41	aimed at the preservation and advancement of universal			
42	service.			
43	15. Virginia Preschool Initiative			
44	a.1) It is the intent of the General Assembly that a			
45	payment estimated at <del>\$59,911,534</del> \$58,627,132 the first			
46	year and <del>\$68,117,517</del> \$80,612,446 the second year			
47	from the Lottery Proceeds Fund shall be disbursed by			
48	the Department of Education to schools and			
49	community-based organizations to provide quality			
50	preschool programs for at-risk four-year-olds unserved			
51	by Head Start program funding. In no event shall			
52	distributions from the Lottery Proceeds Fund be made			
53	directly to community-based or private providers.			
54	2) These grants shall be used to provide programs for			
55	at-risk four-year-old children which include quality			
56	preschool education, health services, social services,			
57	parental involvement and transportation. Programs must			
58	provide full-day or half-day and, at least, school-year			

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1				
	services.			
2	3) The Department of Education, in cooperation with			
3	the Council on Child Day Care and Early Childhood			
4	Programs, shall establish academic standards that are in			
5	accordance with appropriate preparation for students to			
6	be ready to successfully enter kindergarten. These			
7	standards shall be established in such a manner as to be			
8	measurable for student achievement and success.			
9	Students shall be required to be evaluated in the fall			
10	and in the spring by each participating school division			
11	and the school divisions must certify that the Virginia			
12	Preschool Initiative program follows the established			
13	standards in order to receive the funding for quality			
14	preschool education and criteria for the service			
15	components. Such guidelines shall be consistent with			
16	the findings of the November 1993 study by the Board			
17	of Education, the Department of Education, and the			
18	Council on Child Day Care and Early Childhood			
19	Programs.			
20	4)a) Grants shall be distributed based on an allocation			
21	formula providing the state share of a \$6,000 grant for			
22	100 percent of the unserved at-risk four-year-olds in			
23	each locality for a full-day program. Programs			
24	operating half-day shall receive state funds based on a			
25	fractional basis determined by the pro-rata portion of a			
26	full-day, school year program provided. In determining			
27	the state and local shares of funding, the composite			
28	index of local ability-to-pay is capped at 0.5000 the			
29	second year.			
30	b) For new programs in the first year of implementation			
31	only, programs operating less than a full school year			
32	shall receive state funds on a fractional basis			
33	determined by the pro-rata portion of a school year			
34	program provided. In determining the prorated state			
35	funds to be received, a school year shall be 180 days.			
36	b.1) Any locality which desires to participate in this			
37	grant program must submit a proposal through its chief			
38	administrator (county administrator or city manager) by			
39	May 15 of each year. The chief administrator, in			
40	conjunction with the school superintendent, shall			
41	identify a lead agency for this program within the			
42	locality. The lead agency shall be responsible for			
43	developing a local plan for the delivery of quality			
44	preschool services to at-risk children which			
45	demonstrates the coordination of resources and the			
46	combination of funding streams in an effort to serve the			
47	greatest number of at-risk four-year-old children.			
48	2) The proposal must demonstrate coordination with all			
49	parties necessary for the successful delivery of			
50	comprehensive services, including the schools, child			
51	care providers, local social services agency, Head Start,			
52	local health department and other groups identified by			
53	the lead agency.			
54	3) A local match, based on the composite index of			
55	local ability-to-pay, shall be required. For purposes of			
56	meeting the local match, localities may use local			
57	expenditures for existing qualifying programs.			
58	Localities shall also continue to pursue and coordinate			

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1	other funding sources, including child care subsidies.			
2	Funds received through this program must be used to			
3	supplement, not supplant, any funds currently provided			
4	for programs within the locality. However, in the event			
5	a locality is prohibited from continuing the previous			
6	level of support to programs for at-risk four-year-olds			
7	from Title I of the federal Elementary and Secondary			
8	Education Act (ESEA), the state and local funds			
9	provided in this grants program may be used to			
10	continue services to these Title I students. Such			
11	prohibition may occur due to amendments to the			
12	allocation formula in the reauthorization of ESEA as			
13	the No Child Left Behind Act of 2001 or due to a			
14	percentage reduction in a locality's Title I allocation in			
15	2007-2008 or 2008-2009. Any locality so affected shall			
16	provide written evidence to the Superintendent of			
17	Public Instruction and request his approval to continue			
18	the services to Title I students.			
19	c. Local plans must provide clear methods of service			
20	coordination for the purpose of reducing the per child			
21	cost for the service, increasing the number of at-risk			
22	children served and/or extending services for the entire			
23	year. Examples of these include:			
24	1) "Wraparound Services" — methods for combining			
25	funds such as child care subsidy dollars administered			
26	by local social service agencies with dollars for quality			
27	preschool education programs.			
28	2) "Wrapout Services" — methods for using grant			
29	funds to purchase quality preschool services to at-risk			
30	four-year-old children through an existing child care			
31	setting by purchasing comprehensive services within a			
32	setting which currently provides quality preschool			
33	education.			
34	3) "Expansion of Service" — methods for using grant			
35	funds to purchase slots within existing programs, such			
36	as Head Start, which provide comprehensive services to			
37	at-risk four-year-old children.			
38	Local plans must indicate the number of at-risk			
39	four-year-old children to be served, and the criteria by			
40	which they will be determined to be at risk.			
41	d.1) The Department of Education and the Council on			
42	Child Day Care and Early Childhood Programs shall			
43	provide technical assistance for the administration of			
44	this grant program to provide assistance to localities in			
45	developing a comprehensive, coordinated, quality			
46	preschool program for serving at-risk four-year-old			
47	children.			
48	2) A pre-application session shall be provided by the			
49	Department and the Council on Child Day Care and			
50	Early Childhood Programs prior to the proposal			
51	deadline. The Department shall provide interested			
52	localities with information on models for service			
53	delivery, methods of coordinating funding streams, such			
54	as funds to match federal IV-A child care dollars, to			
55	maximize funding without supplanting existing sources			
56	of funding for the provision of services to at-risk			
57	four-year-old children. A priority for technical			

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1 assistance in the design of programs shall be given to  
 2 localities where the majority of the at-risk four-year-old  
 3 population is currently unserved.

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

13 16. Early Reading Intervention

14 a. An additional ~~incentive~~ payment of ~~\$17,023,401~~  
 15 ~~\$14,586,354~~ the first year and ~~\$17,065,484~~ ~~\$14,600,277~~  
 16 the second year from the Lottery Proceeds Fund shall  
 17 be disbursed by the Department of Education to local  
 18 school divisions for the purposes of providing early  
 19 reading intervention services to students in grades  
 20 kindergarten through 3 who demonstrate deficiencies  
 21 based on their individual performance on diagnostic  
 22 tests which have been approved by the Department of  
 23 Education. The Department of Education shall review  
 24 the tests of any local school board which requests  
 25 authority to use a test other than the state-provided test  
 26 to ensure that such local test uses criteria for the early  
 27 diagnosis of reading deficiencies which are similar to  
 28 those criteria used in the state-provided test. The  
 29 Department of Education shall make the state-provided  
 30 diagnostic test used in this program available to local  
 31 school divisions. School divisions shall report the  
 32 results of the diagnostic tests to the Department of  
 33 Education on an annual basis at a time to be  
 34 determined by the Superintendent of Public Instruction.

35 b. These ~~incentive~~ payments shall be based on the  
 36 state's share of the cost of providing two and one-half  
 37 hours of additional instruction each week for an  
 38 estimated number of students in each school division at  
 39 a student to teacher ratio of five to one. The estimated  
 40 number of students in each school division in each year  
 41 shall be determined by multiplying the projected  
 42 number of students reported in each school division's  
 43 fall membership in grades kindergarten, 1, 2, and 3 by  
 44 the percent of students who are determined to need  
 45 services based on diagnostic tests administered in the  
 46 previous year in that school division and adjusted in the  
 47 following manner:

		Year 1	Year 2
48	Kindergarten	100%	100%
49	Grade 1	100%	100%
50	Grade 2	100%	100%
51	Grade 3	25%	25%

53 c. These ~~incentive~~ payments are available to any school  
 54 division that certifies to the Department of Education  
 55 that an intervention program will be offered to such  
 56 students and that each student who receives an  
 57 intervention will be assessed again at the end of that  
 58 school year. Such intervention programs, at the

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	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	discretion of the local school division, may include, but			
2	not be limited to, the use of: special reading teachers;			
3	trained aides; volunteer tutors under the supervision of			
4	a certified teacher; computer-based reading tutorial			
5	programs; aides to instruct in-class groups while the			
6	teacher provides direct instruction to the students who			
7	need extra assistance; or extended instructional time in			
8	the school day or year for these students. Localities			
9	receiving these <del>incentive</del> payments are required to			
10	match these funds based on the composite index of			
11	local ability-to-pay.			
12	17. Standards of Learning Algebra Readiness			
13	a. An additional <del>incentive</del> payment of <del>\$8,981,870</del>			
14	<del>\$8,806,825</del> the first year and <del>\$8,968,398</del> <del>\$8,769,321</del> the			
15	second year from the Lottery Proceeds Fund shall be			
16	disbursed by the Department of Education to local			
17	school divisions for the purposes of providing math			
18	intervention services to students in grades 6, 7, 8 and 9			
19	who are at-risk of failing the Algebra 1 end-of-course			
20	test, as demonstrated by their individual performance on			
21	diagnostic tests which have been approved by the			
22	Department of Education. The Department of Education			
23	shall review the tests to ensure that such local test uses			
24	state-provided criteria for diagnosis of math deficiencies			
25	which are similar to those criteria used in the			
26	state-provided test. The Department of Education shall			
27	make the state-provided diagnostic test used in this			
28	program available to local school divisions. School			
29	divisions shall report the results of the diagnostic tests			
30	to the Department of Education on an annual basis at a			
31	time to be determined by the Superintendent of Public			
32	Instruction.			
33	b. These <del>incentive</del> payments shall be based on the			
34	state's share of the cost of providing two and one-half			
35	hours of additional instruction each week for an			
36	estimated number of students in each school division at			
37	a student to teacher ratio of ten to one. The estimate			
38	number of students in each school division shall be			
39	determined by multiplying the projected number of			
40	students reported in each school division's fall			
41	membership by the percent of students that qualify for			
42	the federal Free Lunch Program.			
43	c. These <del>incentive</del> payments are available to any school			
44	division that certifies to the Department of Education			
45	that an intervention program will be offered to such			
46	students and that each student who receives an			
47	intervention will be assessed again at the end of that			
48	school year. Localities receiving these <del>incentive</del>			
49	payments are required to match these funds based on			
50	the composite index of local ability-to-pay.			
51	18. School Construction Grants Program			
52	a. This appropriation includes an amount estimated at			
53	<del>\$27,499,995</del> <del>\$27,500,002</del> the first year and <del>\$27,499,994</del>			
54	the second year from the general fund to provide grants			
55	to school divisions for nonrecurring expenditures by the			
56	relevant school division. Nonrecurring costs shall			
57	include school construction, additions, infrastructure,			
58	site acquisition, renovations, technology, and other			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	expenditures related to modernizing classroom			
2	equipment, payments to escrow accounts pursuant to			
3	Chapter 391, Acts of Assembly of 1999, school safety			
4	equipment or school safety renovations, and debt			
5	service payments on school projects completed during			
6	the last ten years.			
7	b. School divisions are encouraged to utilize value			
8	engineering in school construction projects funded with			
9	these grant proceeds.			
10	c. Any funds provided to school divisions for school			
11	construction that are unexpended as of June 30, 2009,			
12	and <del>June 30, 2010</del> , shall be carried on the books of the			
13	locality to be appropriated to the school division the			
14	following year for use for the same purpose.			
15	d. Pursuant to § 15.2-1302, Code of Virginia, and in			
16	the event that two or more school divisions became one			
17	school division, whether by consolidation of only the			
18	school divisions or by consolidation of the local			
19	governments, such resulting division shall be paid			
20	School Construction Grant payments on the basis of			
21	having the same number of school divisions as existed			
22	prior to September 30, 2000.			
23	e. From such funds as are made available from			
24	appropriations from the School Construction Grants			
25	Program, any locality which has 2,000 or more			
26	personnel moving into the locality, pursuant to the 2005			
27	Defense Base Realignment and Closure Commission's			
28	Closure and Realignment Recommendations List, shall			
29	first use these funds, which have been allocated			
30	specifically to that locality, to construct schools or			
31	address school facility needs due to the in-migration of			
32	the BRAC-related personnel, that will serve the areas			
33	within the locality which will receive the new			
34	personnel.			
35	<i>f. Notwithstanding the requirements of Section</i>			
36	<i>22.1-175.5 of the Code of Virginia, school divisions are</i>			
37	<i>permitted in the second year of the biennium to</i>			
38	<i>withdraw funds from local escrow accounts established</i>			
39	<i>pursuant to Section 22.1-175.5 to pay for recurring</i>			
40	<i>operational expenses incurred by the school division in</i>			
41	<i>the second year. Localities are not required to provide</i>			
42	<i>a local match of the withdrawn funds.</i>			
43	19. English as a Second Language Payments			
44	A payment of <del>\$38,729,879</del> \$36,189,226 the first year			
45	and <del>\$43,335,018</del> \$38,885,716 the second year from the			
46	general fund shall be disbursed by the Department of			
47	Education to local school divisions to support the state			
48	share of 17 professional instructional positions per			
49	1,000 students for whom English is a second language.			
50	Local school divisions shall provide a local match			
51	based on the composite index of local ability-to-pay.			
52	20. Special Education Instruction Payments			
53	a. The Department of Education shall establish rates for			
54	all elements of Special Education Instruction Payments.			



ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	b. Out of the appropriations in this Item, the			
2	Department of Education shall make available, subject			
3	to implementation by the Superintendent of Public			
4	Instruction, an amount estimated at <del>\$63,668,168</del>			
5	<i>\$64,151,293</i> the first year <i>from the general fund</i> and			
6	<del>\$68,963,690</del> <i>\$69,499,410</i> the second year from the			
7	<del>general fund</del> <i>Lottery Proceeds Fund</i> for the purpose of			
8	the state's share of the tuition rates for approved public			
9	school regional programs. Notwithstanding any contrary			
10	provision of law, the state's share of the tuition rates			
11	shall be based on the composite index of local			
12	ability-to-pay.			
13	c. Out of the amounts for Financial Assistance for			
14	Categorical Programs, <del>\$33,906,381</del> <i>\$32,527,833</i> the			
15	first year and <del>\$37,177,857</del> <i>\$33,368,119</i> the second year			
16	from the general fund is appropriated to permit the			
17	Department of Education to enter into agreements with			
18	selected local school boards for the provision of			
19	educational services to children residing in certain			
20	hospitals, clinics, and detention homes by employees of			
21	the local school boards. The selection and employment			
22	of instructional and administrative personnel under such			
23	agreements will be the responsibility of the local school			
24	board in accordance with procedures as prescribed by			
25	the local school board.			
26	21. Vocational Education Instruction Payments			
27	a. It is the intention of the General Assembly that the			
28	Department of Education explore initiatives that will			
29	encourage greater cooperation between jurisdictions and			
30	the Virginia Community College System in meeting the			
31	needs of public school systems.			
32	b. This appropriation includes \$1,800,000 <del>each year</del> <i>the</i>			
33	<i>first year</i> from the general fund <i>and \$1,800,000 the</i>			
34	<i>second year from the Lottery Proceeds Fund</i> for			
35	secondary vocational-technical equipment. A base			
36	allocation of \$2,000 each year shall be available for all			
37	divisions, with the remainder of the funding distributed			
38	on the basis of student enrollment in secondary			
39	vocational-technical courses. State funds received for			
40	secondary vocational-technical equipment must be used			
41	to supplement, not supplant, any funds currently			
42	provided for secondary vocational-technical equipment			
43	within the locality.			
44	22. Adult Education Payments			
45	State funds shall be used to reimburse general adult			
46	education programs on a fixed cost per pupil or cost			
47	per class basis. No state funds shall be used to support			
48	vocational noncredit courses.			
49	23. General Education Payments			
50	a. This appropriation includes \$4,749,675 the first year			
51	<i>from the general fund</i> and \$4,749,675 the second year			
52	from the <del>general fund</del> <i>Lottery Proceeds Fund</i> for			
53	targeted education initiatives to improve student			
54	achievement and teacher quality, including a mentoring			
55	program for teachers with no experience working in			
56	schools that are at-risk of not meeting adequate yearly			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	progress, a middle school math teacher initiative in			
2	at-risk schools, virtual Advanced Placement courses,			
3	student acquisition of industry certifications and GED			
4	tests as required by the No Child Left Behind Act.			
5	b. This appropriation includes \$2,774,478 the first year			
6	from the <i>general fund</i> and \$2,774,478 the second year			
7	from the <del>general fund</del> <i>Lottery Proceeds Fund</i> to support			
8	Project Graduation.			
9	24. Virtual Virginia			
10	a. From appropriations in this Item, the Department of			
11	Education shall provide assistance for the Virtual			
12	Virginia program.			
13	b. The local share of costs associated with the operation			
14	of the Virtual Virginia program shall be computed			
15	using the composite index of local ability-to-pay.			
16	25. Individual Student Alternative Education Program			
17	(ISAEP)			
18	Out of this appropriation, \$2,247,581 the first year <i>from</i>			
19	<i>the general fund</i> and \$2,247,581 in the second year			
20	from the <del>general fund</del> <i>Lottery Proceeds Fund</i> shall be			
21	provided for the secondary schools' Individual Student			
22	Alternative Education Program (ISAEP), pursuant to			
23	Chapter 488 and Chapter 552 of the 1999 Session of			
24	the General Assembly. The Department of Education			
25	shall report the status of this program along with any			
26	recommendations for determining the cost of this			
27	program to the Governor and the Chairmen of the			
28	Senate Finance, Senate Education and Health, House			
29	Appropriations, and House Education Committees and			
30	the Department of Planning and Budget no later than			
31	October 15 of each year.			
32	26. Foster Children Education Payments			
33	a. An additional state payment is provided from the			
34	Lottery Proceeds Fund for the prior year's local			
35	operations costs, as determined by the Department of			
36	Education, for each <i>pupil of school age as defined in</i>			
37	<i>§ 22.1-1, Code of Virginia</i> , not a resident of the school			
38	division providing his education (a) who has been			
39	placed in foster care or other custodial care within the			
40	geographical boundaries of such school division by a			
41	Virginia agency, whether state or local, which is			
42	authorized under the laws of this Commonwealth to			
43	place children; (b) who has been placed in an			
44	orphanage or children's home which exercises legal			
45	guardianship rights; or (c) who is a resident of Virginia			
46	and has been placed, not solely for school purposes, in			
47	a child-caring institution or group home.			
48	b. This appropriation provides <del>\$11,739,134</del> <i>\$11,566,251</i>			
49	the first year and <del>\$12,639,727</del> <i>\$12,614,070</i> the second			
50	year from the Lottery Proceeds Fund to support			
51	children attending public school who have been placed			
52	in foster care or other such custodial care across			
53	jurisdictional lines, as provided by subsections A and B			
54	of § 22.1-101.1, Code of Virginia. To the extent these			
55	funds are not adequate to cover the full costs specified			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	therein, the department is authorized to expend			
2	unobligated balances in this Item for this support.			
3	27. Sales Tax			
4	a. This is a sum-sufficient appropriation for distribution			
5	to counties, cities and towns a portion of net revenue			
6	from the state sales and use tax, in support of the			
7	Standards of Quality (Title 22.1, Chapter 13.2, Code of			
8	Virginia) (See the Attorney General's opinion of			
9	August 3, 1982).			
10	b. Certification of payments and distribution of this			
11	appropriation shall be made by the State Comptroller.			
12	c. The distribution of state sales tax funds shall be			
13	made in equal bimonthly payments at the middle and			
14	end of each month.			
15	28. Additional Support for School Construction and			
16	Operating Costs			
17	a. This is a sum sufficient appropriation for distribution			
18	to counties, cities, and towns of the net portion of the			
19	Lottery Proceeds Funds not otherwise distributed in this			
20	item to counties, cities, and towns in support of public			
21	education, pursuant to Article X, Section 7-A,			
22	Constitution of Virginia.			
23	b. Out of this appropriation, an amount estimated at			
24	<del>\$160,170,858</del> \$132,254,677 the first year <del>and</del>			
25	<del>\$151,273,642</del> the second year shall be disbursed by the			
26	Department of Education to local school divisions to			
27	support the state share of an estimated <del>\$238.26</del> \$197.95			
28	per pupil the first year <del>and</del> \$224.19 per pupil the			
29	<del>second year</del> in adjusted March 31 average daily			
30	membership. These per pupil amounts are subject to			
31	change for the purpose of payment to school divisions			
32	based on the actual March 31 ADM collected each			
33	year. These funds shall be matched by the local			
34	government, based on the composite index of local			
35	ability-to-pay. Further, in order to receive this funding,			
36	the locality in which the school division is located shall			
37	appropriate these funds solely for educational purposes			
38	and shall not use such funds to reduce total local			
39	operating expenditures for public education below the			
40	amount expended by the locality for such purposes in			
41	the year upon which the 2008-10 biennial Standards of			
42	Quality expenditure data were based; provided however,			
43	that no locality shall be required to maintain a per pupil			
44	expenditure which is greater than the per pupil amount			
45	expended by the locality for such purposes in the year			
46	upon which the 2008-10 biennial Standards of Quality			
47	expenditure data were based.			
48	c. Of the amounts listed above, no more than 50			
49	percent shall be used for recurring costs and at least 50			
50	percent shall be spent on nonrecurring expenditures by			
51	the relevant school divisions. Nonrecurring costs shall			
52	include school construction, additions, infrastructure,			
53	site acquisition, renovations, technology, and other			
54	expenditures related to modernizing classroom			
55	equipment, and debt service payments on school			
56	projects completed during the last 10 years.			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>d. Out of the second year appropriation for the Lottery</i>			
2	<i>service area, the Department of Education shall</i>			
3	<i>distribute to local school divisions any balance from</i>			
4	<i>the Lottery Proceeds Fund that exists after all other</i>			
5	<i>second year accounts that are supported by Lottery</i>			
6	<i>funds have been fully funded. The payments shall be</i>			
7	<i>based on the state share of the per pupil amount in</i>			
8	<i>adjusted March 31 average daily membership and the</i>			
9	<i>second year balance in the Lottery Proceeds Fund. To</i>			
10	<i>receive this funding, the locality in which the school</i>			
11	<i>division is located shall appropriate these funds for</i>			
12	<i>expenditures of the school division. Localities shall not</i>			
13	<i>be required to provide a local match in order to</i>			
14	<i>receive the state funds.</i>			
15	<i>d.e. Any lottery funds provided to school divisions</i>			
16	<i>from this Item that are unexpended as of June 30,</i>			
17	<i>2009, and June 30, 2010, shall be carried on the books</i>			
18	<i>of the locality to be appropriated to the school division</i>			
19	<i>in the following year.</i>			
20	<i>f. Notwithstanding the requirements of Section</i>			
21	<i>22.1-100.1 of the Code of Virginia, school divisions are</i>			
22	<i>permitted in the second year of the biennium to</i>			
23	<i>withdraw funds from local escrow accounts established</i>			
24	<i>pursuant to Section 22.1-100.1 to pay for recurring</i>			
25	<i>operational expenses incurred by the school division in</i>			
26	<i>the second year. Localities are not required to provide</i>			
27	<i>a local match of the withdrawn funds.</i>			
28	29. Adult Literacy			
29	a. Appropriations in this Item include \$125,000 the first			
30	year and \$125,000 the second year from the general			
31	fund for the ongoing literacy programs conducted by			
32	Mountain Empire Community College, and \$125,000			
33	the first year and \$125,000 the second year from the			
34	general fund will be transferred to the Department of			
35	Housing and Community Development to support			
36	workforce literacy and training.			
37	b. Out of this appropriation, the Department of			
38	Education shall provide \$100,000 the first year and			
39	\$100,000 the second year from the general fund for the			
40	Virginia Literacy Foundation grants to support			
41	programs for adult literacy including those delivered by			
42	community-based organizations and school divisions			
43	providing services for adults with 0-9th grade reading			
44	skills.			
45	c. Out of this appropriation, the Department of			
46	Education shall provide \$47,500 the first year and			
47	\$47,500 the second year from the general fund to			
48	Virginia Tech as the fiscal agent for the Virginia			
49	Educational Technology Alliance to provide teacher			
50	training opportunities in the effective use of educational			
51	technologies to full-time, part-time and volunteer			
52	teachers involved in adult education and literacy			
53	programs in the Commonwealth.			
54	30. Governor's School Payments			
55	a. Out of the amounts for Governor's School Payments,			
56	the Department of Education shall provide assistance			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	will be funded for only fifty percent of the full-year			
2	funded per pupil amount. Funding for students			
3	attending a revolving Academic Year program will be			
4	adjusted based upon actual September 30th and January			
5	30th enrollment each fiscal year. For purposes of this			
6	Item, revolving programs shall mean Academic Year			
7	Governor's School programs that admit students on a			
8	semester basis.			
9	3) Students attending a continuous, non-revolving			
10	Academic Year Governor's School program shall be			
11	counted as a full-time equivalent student and will be			
12	funded for the full-year funded per pupil amount.			
13	Funding for students attending a continuous,			
14	non-revolving Academic Year Governor's School			
15	program will be adjusted based upon actual September			
16	30th student enrollment each fiscal year. For purposes			
17	of this Item, continuous, non-revolving programs shall			
18	mean Academic Year Governor's School programs that			
19	only admit students at the beginning of the school year.			
20	Fairfax County Public Schools shall not reduce local			
21	per pupil funding for the Thomas Jefferson Governor's			
22	School below the amounts appropriated for the			
23	2003-2004 school year.			
24	31. School Nutrition			
25	It is provided that, subject to implementation by the			
26	Superintendent of Public Instruction, no disbursement			
27	shall be made out of the appropriation for school			
28	nutrition to any locality in which the schools permit the			
29	sale of competitive foods in food service facilities or			
30	areas during the time of service of food funded			
31	pursuant to this Item.			
32	32. School Breakfast			
33	1. Out of this appropriation, <del>\$1,699,557</del> \$1,755,486 the			
34	first year and <del>\$1,996,551</del> \$2,085,617 the second year			
35	from the Lottery Proceeds Fund is included for the			
36	purpose of establishing a state funded incentive			
37	program to maximize federal school nutrition revenues			
38	and increase student participation in the school			
39	breakfast program. These funds are available to any			
40	school division as a reimbursement for breakfast meals			
41	served that are in excess of the baseline established by			
42	the Department of Education. The per meal			
43	reimbursement shall be \$0.20; however, the department			
44	is authorized to reduce this amount proportionately in			
45	the event that the actual number of meals to be			
46	reimbursed exceeds the number on which this			
47	appropriation is based so that this appropriation is not			
48	exceeded.			
49	2. In order to receive these funds, school divisions			
50	must certify that these funds will be used to supplement			
51	existing funds provided by the local governing body			
52	and that local funds derived from sources that are not			
53	generated by the school nutrition programs have not			
54	been reduced or eliminated. The funds shall be used to			
55	improve student participation in the school breakfast			
56	program. These efforts may include, but are not limited			
57	to, reducing the per meal price paid by students,			
58	reducing competitive food sales in order to improve the			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	quality of nutritional offerings in schools, increasing			
2	access to the school breakfast program, or providing			
3	programs to increase parent and student knowledge of			
4	good nutritional practices. In no event shall these funds			
5	be used to reduce local tax revenues below the level			
6	appropriated to school nutrition programs in the prior			
7	year. Further, these funds must be provided to the			
8	school nutrition programs and may not be used for any			
9	other school purpose.			
10	33. Clinical Faculty and Mentor Teacher Programs			
11	This appropriation includes \$1,000,000 the first year			
12	and \$1,000,000 the second year from the Lottery			
13	Proceeds Fund to be paid to local school divisions for			
14	statewide Clinical Faculty and Mentor Teacher			
15	Programs to assist preservice teachers and beginning			
16	teachers to make a successful transition into full-time			
17	teaching. This appropriation <i>also</i> includes \$375,000 the			
18	first year and \$375,000 the second year from the			
19	general fund for Clinical Faculty programs to assist			
20	preservice teachers and beginning teachers to make a			
21	successful transition into full-time teaching. Such			
22	programs shall include elements which are consistent			
23	with the following:			
24	a. An application process for localities and			
25	school/higher education partnerships that wish to			
26	participate in the programs;			
27	b. Provisions for a local funding or institutional			
28	commitment of 50 percent, to match state grants of 50			
29	percent;			
30	c. Program plans which include a description of the			
31	criteria for selection of clinical faculty and mentor			
32	teachers, training, support, and compensation for			
33	clinical faculty and mentor teachers, collaboration			
34	between the school division and institutions of higher			
35	education, the clinical faculty and mentor teacher			
36	assignment process, and a process for evaluation of the			
37	programs;			
38	d. The Department of Education shall allow flexibility			
39	to local school divisions and higher education			
40	institutions regarding compensation for clinical faculty			
41	and mentor teachers consistent with these elements of			
42	the programs; and			
43	e. It is the intent of the General Assembly that no			
44	preference between preservice or beginning teacher			
45	programs be construed by the language in this Item.			
46	School divisions operating beginning teacher mentor			
47	programs shall receive equal consideration for funding.			
48	34. Career Switcher/Alternative Licensure			
49	Appropriations in this Item include \$329,392 the first			
50	year and \$329,392 the second year from the general			
51	fund to provide grants to school divisions that employ			
52	mentor teachers for new teachers entering the			
53	profession through the alternative route to licensure as			
54	prescribed by the Board of Education.			

ITEM 140.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	35. <i>Funding Loss Cap</i>				
2	<i>This Item includes \$60,906,460 in one-time funding in</i>				
3	<i>the second year from the Lottery Proceeds Fund to</i>				
4	<i>mitigate the loss of state funding in a school division,</i>				
5	<i>resulting from three actions instituted in the second</i>				
6	<i>year: establishing a support position cap; elimination</i>				
7	<i>of Additional Support for School Construction and</i>				
8	<i>Operating Costs funding; and elimination of School</i>				
9	<i>Construction Grants Program funding. Funding is</i>				
10	<i>provided to affected school divisions in the second year</i>				
11	<i>in amounts necessary to limit the reduction in their</i>				
12	<i>state funding distribution on a per pupil basis due only</i>				
13	<i>to the aforementioned actions at \$403.90 per pupil.</i>				
14	<i>The funding amounts for each division shall be</i>				
15	<i>determined only from the second year school division</i>				
16	<i>funding distributions calculated from HB1600/SB850 as</i>				
17	<i>introduced in the 2009 General Assembly Session. In</i>				
18	<i>order to receive this funding, the locality in which the</i>				
19	<i>school division is located shall appropriate these funds</i>				
20	<i>solely for public education expenditures by the school</i>				
21	<i>division in the second year. No local match is required</i>				
22	<i>to receive these state funds.</i>				
23	141. Federal Education Assistance Programs (17900) .....			\$834,092,100	\$834,092,100
24	Federal Assistance to Local Education Programs				
25	(17901) .....	\$834,092,100	\$834,092,100		
26	Fund Sources: Federal Trust .....	\$834,092,100	\$834,092,100		
27	Authority: PL 107-110, PL 108-446, PL 105-332, PL				
28	105-220, PL 105-220, Federal Code.				
29	The appropriation to support payments to school				
30	divisions from federal program grant funds is contained				
31	in this Item.				
32	Total for Direct Aid to Public Education .....			<b>\$7,208,124,178</b>	<b>\$7,339,831,185</b>
33				<b>\$7,111,986,580</b>	<b>\$6,737,205,471</b>
34	Fund Sources: General .....	\$5,723,806,043	\$5,930,513,050		
35		\$5,615,605,552	\$5,346,836,336		
36	Special .....	\$795,000	\$795,000		
37	Commonwealth Transportation .....	\$2,173,000	\$2,173,000		
38	Trust and Agency .....	\$647,258,035	\$572,258,035		
39		\$659,320,928	\$553,309,035		
40	Federal Trust .....	\$834,092,100	\$834,092,100		
41	<b>Virginia School for the Deaf, Blind and Multi-Disabled at Hampton (219)</b>				
42	142. Instruction (19700).....			\$1,070,202	\$0
43	Classroom Instruction (19701) .....	\$1,070,202	\$0		
44	Fund Sources: General .....	\$1,070,202	\$0		
45	Authority: §§ 22.1-346 through 22.1-349, Code of				
46	Virginia.				
47	143. Administrative and Support Services (19900).....			\$2,498,022	\$0
48	General Management and Direction (19901).....	\$2,498,022	\$0		
49	Fund Sources: General .....	\$2,498,022	\$0		
50	Authority: Title 22.1, Chapter 19, Code of Virginia.				



ITEM 143.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Any appropriation from the general fund in the first				
2	year shall be administered by the Department of				
3	Education. An operation plan for funds in the first year				
4	shall be submitted to the Department of Planning and				
5	Budget to be approved by the Secretary of Finance.				
6	Such funds may be used for, but are not limited to,				
7	personnel, necessary upkeep to the facility, and student				
8	placement expenditures associated with consolidation of				
9	the Schools for the Deaf, Blind and Multi-Disabled.				
10	Total for Virginia School for the Deaf, Blind and				
11	Multi-Disabled at Hampton .....			\$3,568,224	\$0
12	Fund Sources: General .....	\$3,568,224	\$0		
13	<b>Virginia School for the Deaf and the Blind at Staunton (218)</b>				
14	144. Instruction (19700).....			\$5,661,409	\$5,865,574
15				\$5,761,409	\$5,965,574
16	Classroom Instruction (19701) .....	\$5,385,373	\$5,589,538		
17		\$5,485,373	\$5,689,538		
18	Occupational-Vocational Instruction (19703) .....	\$151,836	\$151,836		
19	Outreach and Community Assistance (19710) .....	\$124,200	\$124,200		
20	Fund Sources: General .....	\$4,901,578	\$5,105,942		
21	Special .....	\$235,785	\$235,785		
22	Federal Trust.....	\$524,046	\$523,847		
23		\$624,046	\$623,847		
24	Authority: §§ 22.1-346 through 22.1-349, Code of				
25	Virginia.				
26	145. Residential Support (19800).....			\$5,094,944	\$5,094,944
27	Food and Dietary Services (19801) .....	\$416,409	\$416,409		
28	Medical and Clinical Services (19802).....	\$422,138	\$422,138		
29	Physical Plant Services (19803).....	\$1,477,370	\$1,477,370		
30	Residential Services (19804) .....	\$2,348,548	\$2,348,548		
31	Transportation Services (19805).....	\$430,479	\$430,479		
32	Fund Sources: General .....	\$4,512,589	\$4,512,589		
33	Special .....	\$318,862	\$318,862		
34	Federal Trust.....	\$263,493	\$263,493		
35	Authority: Title 22.1, Chapter 19, Code of Virginia.				
36	146. Administrative and Support Services (19900).....			\$1,610,759	\$1,324,238
37	General Management and Direction (19901).....	\$1,610,759	\$1,324,238		
38	Fund Sources: General .....	\$1,610,759	\$1,324,238		
39	Authority: Title 22.1, Chapter 19, Code of Virginia.				
40	<i>It is the intention of the General Assembly that student</i>				
41	<i>enrollment will remain at the October 9, 2008, level.</i>				
42	146.05. Executive Management (71300) .....			\$0	(\$580,825)
43	Savings From Management Actions (71301).....	\$0	(\$580,825)		
44	Fund Sources: General.....	\$0	(\$756,741)		
45	Special.....	\$0	\$175,916		
46	Authority: Discretionary Inclusion				
47	Appropriation reductions in this Item and specified in				

ITEM 146.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
2	<i>any language and amounts to the contrary within other</i>			
3	<i>Items of this act.</i>			
4	Total for Virginia School for the Deaf and the Blind at			
5	Staunton.....		<b>\$12,367,112</b>	<b>\$12,284,756</b>
6			<b>\$12,467,112</b>	<b>\$11,803,931</b>
7	General Fund Positions.....	190.00	190.00	
8			180.50	
9	Position Level .....	190.00	190.00	
10			180.50	
11	Fund Sources: General.....	\$11,024,926	\$10,942,769	
12			\$10,186,028	
13	Special.....	\$554,647	\$554,647	
14			\$730,563	
15	Federal Trust.....	\$787,539	\$787,340	
16		\$887,539	\$887,340	
17	Grand Total for Department of Education, Central			
18	Office Operations.....		<b>\$7,344,372,690</b>	<b>\$7,472,429,117</b>
19			<b>\$7,245,441,112</b>	<b>\$6,866,470,092</b>
20	General Fund Positions.....	354.50	354.50	
21		331.50	322.00	
22	Nongeneral Fund Positions.....	175.50	175.50	
23	Position Level .....	530.00	530.00	
24		507.00	497.50	
25	Fund Sources: General.....	\$5,794,815,860	\$5,997,872,486	
26		\$5,682,341,408	\$5,409,491,881	
27	Special.....	\$7,180,066	\$7,180,066	
28			\$7,355,982	
29	Commonwealth Transportation .....	\$2,413,942	\$2,413,942	
30	Trust and Agency .....	\$647,537,698	\$572,537,698	
31		\$659,600,591	\$553,588,698	
32	Federal Trust.....	\$892,425,124	\$892,424,925	
33		\$893,905,105	\$893,619,589	
34	<b>§ 1-49. STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA (245)</b>			
35	147. Higher Education Student Financial Assistance (10800)..		\$67,785,295	\$67,891,295
36				\$65,791,295
37	Scholarships (10810).....	\$67,588,655	\$67,694,655	
38			\$65,594,655	
39	Regional Financial Assistance for Education (10813) .....	\$196,640	\$196,640	
40	Fund Sources: General.....	\$65,806,323	\$65,912,323	
41			\$63,812,323	
42	Special.....	\$10,000	\$10,000	
43	Dedicated Special Revenue.....	\$250,000	\$250,000	
44	Federal Trust.....	\$1,718,972	\$1,718,972	
45	Authority: College Scholarship Assistance Program:			
46	Title 23, Chapter 4.4, Code of Virginia; Tuition			
47	Assistance Grant Program: Title 23, Chapter 4.1, Code			
48	of Virginia, Regional Grants and Contracts:			
49	Discretionary Inclusion; Undergraduate and Graduate			
50	Assistance: Discretionary Inclusion; § 23-38.19:1;			
51	§ 23-31.1; and § 23-7.4:1.			
52	A. Appropriations in this Item are subject to the			
53	conditions specified in paragraphs B, C, D, E, F and G			

ITEM 147.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	hereof.			
2	B. Those private institutions which participate in the			
3	programs provided by the appropriations in this Item			
4	shall, upon request by the State Council of Higher			
5	Education, submit financial and other information			
6	which the Council deems appropriate.			
7	C.1. Out of the amounts for Scholarships the following			
8	sums shall be made available for:			
9	a.1) College Scholarship Assistance Program,			
10	\$4,413,750 from the general fund and \$1,718,972 in			
11	federal funds the first year and \$4,413,750 from the			
12	general fund and \$1,718,972 in federal funds the			
13	second year.			
14	2) Any general fund amounts designated for the			
15	College Scholarship Assistance Program not required			
16	for federal maintenance of effort dollars shall be used			
17	for Virginia's discretionary financial aid program.			
18	Allocations of the discretionary financial aid funds shall			
19	be based on the need-based model approved by the			
20	State Council of Higher Education for Virginia.			
21	b. Tuition Assistance Grant Program, \$60,025,933 the			
22	first year and <del>\$60,131,933</del> \$58,031,933 the second year			
23	from the general fund is designated for full-time			
24	undergraduate and graduate students.			
25	c. Virginia Space Grant Consortium Scholarships,			
26	\$170,000 the first year and \$170,000 the second year			
27	from the general fund.			
28	<del>d. Optometry scholarships, \$26,640 the first year, and</del>			
29	<del>\$26,640 the second year from the general fund.— The</del>			
30	<del>State Council of Higher Education shall determine if</del>			
31	<del>the number of contract slots with schools and colleges</del>			
32	<del>of optometry meets the State's optometric needs.—</del>			
33	<del>Additionally, the State Council of Higher Education</del>			
34	<del>shall determine the cost effectiveness and benefits of</del>			
35	<del>contracting directly with schools and colleges of</del>			
36	<del>optometry for slots for Virginia students rather than</del>			
37	<del>contracting through the Southern Regional Educational</del>			
38	<del>Board.</del>			
39	2. No amount, or part of an amount, listed for any			
40	program specified in paragraph C 1 above shall be			
41	expended for any other program in this appropriation			
42	except for the amounts identified in C 1 a2).			
43	D. College Scholarship Assistance Program payments to			
44	students out of this appropriation shall not exceed			
45	\$5,000 each year per undergraduate and graduate			
46	student.			
47	E. Tuition Assistance Grant Program			
48	1. Payments to students out of this appropriation shall			
49	not exceed \$3,200 for qualified undergraduate students			
50	and \$2,200 for qualified graduate and medical students			
51	attending not-for-profit, independent institutions in			
52	accordance with §§ 23-38.12 through 23-38.19, Code of			
53	Virginia.			

ITEM 147.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	2. Any appropriations in the Tuition Assistance Grant			
3	Program which are unexpended at the close of business			
4	on June 30, 2008, and June 30, 2009, shall be			
5	reappropriated for use in the program in the following			
	year.			
6	3. The private institutions which participate in this			
7	program shall, during the spring semester previous to			
8	the commencement of a new academic year or as soon			
9	as a student is admitted for that year, whichever is			
10	later, notify their enrolled and newly admitted Virginia			
11	students about the availability of tuition assistance			
12	awards under the program. The information provided			
13	to students and their parents must include information			
14	about the eligibility requirements, the application			
15	procedures, and the fact that the amount of the award is			
16	an estimate and is not guaranteed. The number of			
17	students applying for participation and the funds			
18	appropriated for the program determine the amount of			
19	the award. Conditions for reduction of award amount			
20	and award eligibility are described in this Item and in			
21	the regulations issued by the State Council of Higher			
22	Education. The institutions shall certify to the Council			
23	that such notification has been completed and shall			
24	indicate the method by which it was carried out.			
25	4. Institutions participating in this program must submit			
26	annually to the Council copies of audited financial			
27	statements.			
28	5. To be eligible for a fall or full-year award out of this			
29	appropriation, a student's application must have been			
30	received by a participating independent college or by			
31	the State Council of Higher Education by July 31.			
32	Returning students who received the award in the			
33	previous year will be prioritized with the July 31			
34	award. Applications for a fall or full-year award			
35	received after July 31 but no later than September 14			
36	will be held for consideration if funds are available			
37	after July 31 and returning student awards have been			
38	made. Applications for spring semester only awards			
39	must be received by December 1 and will be			
40	considered only if funds remain available.			
41	6. Students at the Virginia Women's Institute for			
42	Leadership at Mary Baldwin College are not eligible			
43	for Tuition Assistance Grants.			
44	7. No limitations shall be placed on the award of			
45	Tuition Assistance Grants other than those set forth			
46	herein or in the Code of Virginia.			
47	8. All eligible institutions not previously approved by			
48	the State Council of Higher Education to participate in			
49	the Tuition Assistance Grant Program shall have			
50	received accreditation by a nationally recognized			
51	regional accrediting agency, prior to participation in the			
52	program or by the Commission on Osteopathic College			
53	Accreditation of the American Osteopathic Association			
54	in the case of freestanding institutions of higher			
55	education that offer the Doctor of Osteopathic Medicine			
56	(DO) as the sole degree program.			
57	9. Payments to undergraduate students shall be greater			

ITEM 147.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	than payments to graduate and medical students and				
2	shall be based on a differential established by the State				
3	Council of Higher Education for Virginia.				
4	<i>10. The Tuition Assistance Program is reduced by</i>				
5	<i>\$2,100,000 from the general fund the second year to</i>				
6	<i>begin a phase out of the awards for graduate students.</i>				
7	<i>Beginning July 1, 2009, no new awards shall be</i>				
8	<i>provided to new graduate students. The State Council</i>				
9	<i>of Higher Education for Virginia shall track the</i>				
10	<i>remaining graduate students and will stop making any</i>				
11	<i>graduate student awards once the last student</i>				
12	<i>completes their program. The State Council of Higher</i>				
13	<i>Education for Virginia shall notify the Department of</i>				
14	<i>Planning and Budget when this occurs.</i>				
15	F.1. Regional Grants and Contracts: Out of this				
16	appropriation, \$170,000 the first year and \$170,000 the				
17	second year from the general fund is designated to				
18	support Virginia's participation in the Southern				
19	Regional Education Board initiative to increase the				
20	number of minority doctoral graduates.				
21	2. The amounts listed in paragraph 1 shall be expended				
22	in accordance with the agreements between the				
23	Commonwealth of Virginia and the Southern Regional				
24	Education Board.				
25	G.1. Out of this appropriation, \$1,000,000 the first year				
26	and \$1,000,000 the second year from the general fund				
27	is designated for the Virginia Military Survivors and				
28	Dependents program, § 23-7.4:1, Code of Virginia, to				
29	provide up to a \$1,500 annual stipend to offset the				
30	costs of room, board, books and supplies for qualified				
31	survivors and dependents of military service members.				
32	2. The amount of the stipend is an estimate depending				
33	on the number of students eligible under § 23-7.4:1,				
34	Code of Virginia. Changes that increase or decrease				
35	the grant amount shall be determined by the State				
36	Council of Higher Education for Virginia.				
37	3. The Director, State Council of Higher Education for				
38	Virginia, shall allocate these funds to public institutions				
39	of higher education on behalf of students qualifying				
40	under this provision.				
41	4. Each institution of higher education shall report the				
42	number of recipients for this program to the State				
43	Council of Higher Education for Virginia by April 1 of				
44	each year. The State Council of Higher Education for				
45	Virginia shall report this information to the Chairmen				
46	of the House Appropriations and Senate Finance				
47	Committees by May 15 of each year.				
48	5. The Department of Veterans Services shall consult				
49	with the State Council of Higher Education for Virginia				
50	prior to the dissemination of any information related to				
51	the financial benefits provided under this program.				
52	6. Any appropriations in the Virginia Military Survivors				
53	and Dependents Education Fund which are unexpended				

ITEM 147.	Item Details(\$)		Appropriations(\$)	
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1	at the close of business on June 30, 2008, and June 30,			
2	2009, shall be reappropriated for use in the program in			
3	the following year.			
4	148.	Financial Assistance for Educational and General		
5		Services (11000).....		\$6,101,466
6				<del>\$6,101,466</del>
7				\$75,000
8		Eminent Scholars (11001) .....	\$6,026,466	\$6,026,466
9		Outstanding Faculty Recognition (11009) .....	\$75,000	\$75,000
10		Fund Sources: General .....	\$6,026,466	\$6,026,466
11				\$0
12		Special.....	\$75,000	\$75,000
13	Authority: Eminent Scholars: Discretionary Inclusion;			
14	Outstanding Faculty Recognition Program:			
15	Discretionary Inclusion.			
16	A. No amount, or part of an amount, listed for any			
17	subprogram in this appropriation shall be expended for			
18	any other service level in this appropriation.			
19	Appropriations in this Item are subject to the conditions			
20	specified in paragraphs B, and C, hereof.			
21	B. Eminent Scholars			
22	1. Out of this appropriation, \$6,026,466 the first year			
23	and <del>\$6,026,466</del> the second year from the general fund			
24	is designated for attracting and retaining eminent			
25	scholars in institutions of higher education.			
26	2. These sums shall be appropriated, in accordance with			
27	plans approved by the Secretary of Education, to			
28	institutions of higher education, to match interest by			
29	endowments created for this purpose after June 30,			
30	1966. Community college foundations will also be			
31	eligible to create endowments for which the investment			
32	earnings on qualified gifts by donors would be eligible			
33	for up to a 100 percent match by the state, if such			
34	endowments are created for the purpose of enhancing			
35	selected academic offerings to provide education and			
36	training for high cost or demand occupations identified			
37	as critical to the economic vitality of the			
38	Commonwealth. The Virginia Community College			
39	System shall report annually to the State Council of			
40	Higher Education for Virginia the name of the			
41	community college foundation created, and the amount			
42	contributed and interest earnings for each endowment.			
43	3. This stipulation shall not prohibit the appropriation			
44	and expenditure of interest earned on these endowments			
45	that exceed the match for the state appropriation.			
46	C. Outstanding Faculty Recognition Program			
47	1. The State Council of Higher Education for Virginia			
48	shall annually provide a grant to faculty members			
49	selected to be honored under this program from such			
50	private funds as may be designated for this purpose.			
51	2. The faculty members shall be selected from public			
52	and private institutions of higher education in Virginia,			

		Item Details(\$)		Appropriations(\$)	
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ITEM 148.					
1	but recipients of Outstanding Faculty Recognition				
2	Awards shall not be eligible for the awards in				
3	subsequent years.				
4	149. Higher Education Academic, Fiscal, and Facility				
5	Planning and Coordination (11100).....			\$11,779,318	<del>\$11,779,318</del>
6					<del>\$11,904,318</del>
7	Higher Education Coordination and Review (11104).....	\$10,953,952	<del>\$10,953,952</del>		
8			<del>\$11,078,952</del>		
9	Regulation of Private and Out-Of-State Institutions				
10	(11105) .....	\$825,366	\$825,366		
11	Fund Sources: General.....	\$10,953,952	\$10,953,952		
12	Special.....	\$825,366	<del>\$825,366</del>		
13			<del>\$950,366</del>		
14	Authority: §§ 23-9.3, 23-9.6:1, 23-20, , 23-38.13, and				
15	23-38.45, Code of Virginia; SJR 22 (1949).				
16	A. 1. It is the intent of the General Assembly to				
17	provide general fund support to contract with Mary				
18	Baldwin College for Virginia women resident students				
19	to participate in the Virginia Women’s Institute for				
20	Leadership at Mary Baldwin College.				
21	2. The amounts included in this Item is \$571,899 the				
22	first year and \$571,899 the second year from the				
23	general fund for the programmatic administration of				
24	this program.				
25	3. General fund appropriations provided under this				
26	contract include financial incentive for the participating				
27	students at Mary Baldwin College in the Virginia				
28	Women’s Institute for Leadership program. Students				
29	receiving this financial incentive will not be eligible for				
30	Tuition Assistance Grants.				
31	B. The State Council of Higher Education for Virginia				
32	(SCHEV), with direction from the Secretary of				
33	Education, shall develop a six-year statewide strategic				
34	plan for higher education. As part of this planning				
35	process and consistent with the provisions of Chapters				
36	933 and 945, 2005 Acts of Assembly, Virginia’s public				
37	colleges and universities shall develop six-year				
38	financial, enrollment, and academic plans that include				
39	strategies to meet statewide higher education goals. In				
40	this planning process and consistent with the provisions				
41	of Chapters 933 and 945, 2005 Acts of Assembly,				
42	SCHEV shall also require institutions to provide annual				
43	updates on their strategic plans. Such reports shall				
44	include (i) progress in meeting both state and				
45	institutional goals and (ii) specific actions to restructure				
46	institutional activities and programs to meet state and				
47	institutional goals.				
48	C. In discharging the responsibilities specified in				
49	§ 23-272 D, Code of Virginia, the State Council of				
50	Higher Education for Virginia shall provide exemptions				
51	to individual proprietorships, associations,				
52	copartnerships or corporations which are now or in the				
53	future will be using the words "college" or "university"				
54	in their training programs solely for their employees or				
55	customers, which do not offer degree-granting				
56	programs, and whose name includes the word "college"				

ITEM 149.	Item Details(\$)		Appropriations(\$)	
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1				
2	or "university" in a context from which it clearly			
3	appears that such entity is not an educational			
	institution.			
4	D. Out of this appropriation, \$91,493 the first year and			
5	one position from the general fund and \$91,493 and			
6	one position from the general fund the second year is			
7	designated for the purpose of coordination of			
8	articulation activities from the state's community			
9	colleges and Richard Bland College to ensure			
10	compliance with the 2005 Restructured Higher			
11	Education Financial and Administrative Operations Act.			
12	E. Out of the appropriation for Higher Education			
13	Coordination and Review, \$6,003,177 the first year and			
14	\$6,003,177 the second year from the general fund is			
15	provided for continuation of the Virtual Library of			
16	Virginia. Funding for the Virtual Library of Virginia is			
17	provided for the benefit of students and faculty at the			
18	Commonwealth's public institutions of higher education			
19	and participating nonprofit, independent private colleges			
20	and universities. Out of this amount, \$396,785 in each			
21	year is earmarked to allow the participation of			
22	nonprofit, independent private colleges and universities.			
23	F.1. The State Council of Higher Education for Virginia			
24	and the Secretary of Education, in conjunction with the			
25	three medical schools, University of Virginia, Virginia			
26	Commonwealth University, and Eastern Virginia			
27	Medical School, shall monitor the results of the			
28	Generalist Initiative, especially the decisions of the			
29	graduates from the undergraduate medical programs to			
30	enter generalist residencies, and the composition of the			
31	residencies in the two associated academic health			
32	centers. The three medical schools shall report			
33	biennially to the State Council by October 1. It is the			
34	intent of the General Assembly that:			
35	a. The three medical schools shall maintain the efforts			
36	to educate and train sufficient generalist physicians to			
37	meet the needs of the Commonwealth, recognizing the			
38	Commonwealth's need for generalist physicians in			
39	medically underserved regions of the state. Further, the			
40	medical schools shall support medical education and			
41	training in the principles of generalist medicine for all			
42	undergraduate medical students, regardless of their			
43	chosen specialty or field of study.			
44	b. The three medical schools shall jointly collect and			
45	report on their production of generalist residents to the			
46	Secretary of Education and the State Council of Higher			
47	Education biennially.			
48	c. The State Council of Higher Education for Virginia			
49	shall set forth the reporting requirements in consultation			
50	with the three medical schools.			
51	d. The State Council shall, in consultation with the			
52	University of Virginia, Virginia Commonwealth			
53	University, and Eastern Virginia Medical School,			
54	provide a summary of the biennial report to the			
55	Chairmen of the House Appropriations and Senate			
56	Finance Committees by November 1, and shall include			
57	policy and funding recommendations, as appropriate, to			



ITEM 149.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	address the need for medical education and training in			
2	the Commonwealth.			
3	G. Out of this appropriation, \$825,366 the first year			
4	and <del>four</del> seven positions from nongeneral funds and			
5	\$825,366 the second year and <del>four</del> seven positions from			
6	nongeneral funds is provided to support higher			
7	education coordination and review services, including			
8	expenses incurred in the regulation and oversight of the			
9	private and out-of-state postsecondary institutions and			
10	proprietary schools operating in Virginia. These funds			
11	will be generated through fee schedules developed			
12	pursuant to § 23-276.9, Code of Virginia.			
13	H.1. Out of this appropriation, \$586,870 and six			
14	positions each year from the general fund are provided			
15	in recognition of the increased role that the State			
16	Council of Higher Education must play in: (i)			
17	coordinating Virginia's system of higher education; (ii)			
18	aligning statewide enrollment demand with institutional			
19	enrollment projections; (iii) providing guidance and			
20	oversight in the development and routine update of			
21	six-year financial, academic, and enrollment plans; and			
22	(iv) making policy recommendations to the Governor			
23	and General Assembly that ensure the Commonwealth's			
24	needs with respect to higher education are met			
25	consistently.			
26	2. Specifically, these funds are provided to enhance the			
27	agency's capacity to: (i) collect and analyze data; (ii)			
28	conduct rigorous policy reviews, as needed; and (iii)			
29	evaluate and make recommendations related to resource			
30	needs, allocations, and systemwide funding policies. In			
31	addition to these funds, existing agency resources shall			
32	be reallocated and reprioritized in order to meet the			
33	needs of the Governor and General Assembly for			
34	routine assessments of the academic program and			
35	strategic planning efforts of Virginia's colleges and			
36	universities.			
37	I. The State Council of Higher Education for Virginia			
38	(SCHEV), in consultation with the House			
39	Appropriations Committee, the Senate Finance			
40	Committee, the Department of General Services and the			
41	Department of Planning and Budget, shall develop a			
42	six-year capital outlay plan for higher education			
43	institutions including affiliated entities. As a part of			
44	this plan SCHEV shall consider (i) current funding			
45	mechanisms for capital projects and improvements at			
46	the Commonwealth's institutions of higher education,			
47	including general obligation bonds and other viable			
48	funding methods; (ii) mechanisms to assist private			
49	institutions of higher education in the Commonwealth			
50	with their capital needs.			
51	J. The Executive Director of the State Council of			
52	Higher Education for Virginia (SCHEV) may appoint			
53	an advisory committee to assist the Council with			
54	technology-enriched learning initiatives. The advisory			
55	committee may assist the Council in (i) developing			
56	innovative, cost-effective, technology-enriched teaching			
57	and learning initiatives, including distance and			
58	distributed learning initiatives; (ii) improving			
59	cooperation among and between the public and private			

ITEM 149.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	institutions of higher education in the Commonwealth;			
2	(iii) improving efficiency and expand the availability of			
3	technology-enriched courses; and (iv) facilitating the			
4	sharing of research and experience to improve student			
5	learning.			
6	K.1. In consultation with the Secretary of Education			
7	and the Chairmen of the House Appropriations and			
8	Senate Finance Committees, or their designees, the			
9	State Council of Higher Education for Virginia shall			
10	review the impact of enrollment patterns on salary			
11	recommendations where the percentage of graduate			
12	degrees conferred has increased by more than 10			
13	percentage points between 1997 and 2007 and a like			
14	decrease has occurred in the percentage of			
15	undergraduate degrees conferred during the same period			
16	based on data used in the salary benchmark analysis.			
17	2. The State Council shall report its findings and			
18	recommendations to the Governor and the Chairmen of			
19	the House Appropriations and Senate Finance			
20	Committees no later than October 1, 2008.			
21	L.1. In consultation with the Secretary of Education and			
22	the Chairmen of the House Appropriations Committee			
23	and Senate Finance Committee, or their designees, and			
24	representatives from the state-supported medical			
25	schools, the State Council of Higher Education for			
26	Virginia (SCHEV) shall review the programmatic,			
27	personnel, financial, oversight, organizational and			
28	governance issues of Eastern Virginia Medical School			
29	(EVMS) that will ensure EVMS' continued success in			
30	addressing the health workforce, patient care and			
31	biomedical research needs of the Commonwealth. The			
32	Virginia Retirement System, Department of Human			
33	Resource Management, State Comptroller, State			
34	Treasurer, and any other appropriate state agency, as			
35	determined by SCHEV, shall cooperate in this			
36	evaluation.			
37	2. The State Council shall submit its findings for			
38	consideration by the Governor and the General			
39	Assembly no later than November 15, 2008.			
40	150.	Higher Education Federal Programs Coordination		
41		(11200) .....		\$2,440,426
42		Higher Education Federal Programs Coordination		\$2,440,426
43		(11201) .....	\$2,440,426	\$2,440,426
44		Fund Sources: Federal Trust .....	\$2,440,426	\$2,440,426
45		Authority: Title 23, Chapter 20, Code of Virginia.		
46		Out of this appropriation, \$2,440,426 the first year from		
47		nongeneral funds and \$2,440,426 the second year from		
48		nongeneral funds is designated for grants to improve		
49		teacher quality (No Child Left Behind Act).		
50	151.	Financial Assistance for Public Education (Categorical)		
51		(17100) .....		\$2,623,635
52		Early Awareness and Readiness Programs (17117) .....	\$2,623,635	\$2,623,635

ITEM 151.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Fund Sources: Federal Trust.....	\$2,623,635	\$2,623,635			
2	Authority: Discretionary Inclusion.					
3	Out of this appropriation, \$2,623,635 the first year from					
4	nongeneral funds and \$2,623,635 the second year from					
5	nongeneral funds is designated for the Gaining Early					
6	Awareness and Readiness for Undergraduate Programs					
7	(GEAR-UP) grant.					
8	151.05. Executive Management (71300).....			(\$1,771,455)	(\$373,858)	
9	Savings From Management Actions (71301).....	(\$1,771,455)	(\$373,858)			
10	Fund Sources: General.....	(\$1,771,455)	(\$373,858)			
11	Authority: Discretionary Inclusion					
12	Appropriation reductions in this Item and specified in					
13	Section 4-1.08 of this act shall apply notwithstanding					
14	any language and amounts to the contrary within other					
15	Items of this act.					
16	Total for State Council of Higher Education for					
17	Virginia.....			<b>\$90,730,140</b>	<b>\$90,836,140</b>	
18				<b>\$88,958,685</b>	<b>\$82,460,816</b>	
19	General Fund Positions.....	39.00	39.00			
20			36.00			
21	Nongeneral Fund Positions.....	15.00	15.00			
22	Position Level .....	54.00	54.00			
23			51.00			
24	Fund Sources: General .....	\$82,786,741	\$82,892,741			
25		\$81,015,286	\$74,392,417			
26	Special .....	\$910,366	\$910,366			
27			\$1,035,366			
28	Dedicated Special Revenue .....	\$250,000	\$250,000			
29	Federal Trust.....	\$6,783,033	\$6,783,033			
30	<b>§ 1-50. CHRISTOPHER NEWPORT UNIVERSITY (242)</b>					
31	152. Educational and General Programs (10000).....			\$51,980,887	\$53,297,420	
32					\$53,867,420	
33	Higher Education Instruction (100101).....	\$27,837,856	\$29,154,139			
34			\$29,724,139			
35	Higher Education Public Services (100103).....	\$8,299	\$8,299			
36	Higher Education Academic Support (100104).....	\$8,170,780	\$8,170,780			
37	Higher Education Student Services (100105).....	\$4,443,968	\$4,444,218			
38	Higher Education Institutional Support (100106).....	\$5,371,592	\$5,371,592			
39	Operation and Maintenance of Plant (100107).....	\$6,148,392	\$6,148,392			
40	Fund Sources: General .....	\$28,382,048	\$28,382,048			
41			\$28,952,048			
42	Higher Education Operating.....	\$23,598,839	\$24,915,372			
43	Authority: Title 23, Chapter 5.3, Code of Virginia.					
44	A. This item includes general and nongeneral fund					
45	appropriations to support institutional initiatives that					
46	help meet statewide goals described in the Restructured					
47	Higher Education Financial and Administrative					
48	Operations Act of 2005 (Chapters 933 and 945, 2005					
49	Acts of Assembly).					

ITEM 152.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. Out of this appropriation, \$159,840 the first year and				
2	\$159,840 the second year from the general fund is				
3	designated for the costs to lease and equip space for				
4	activities related to technology transfer, research, and				
5	graduate work.				
6	C. As Virginia's public colleges and universities				
7	approach full funding of the base adequacy guidelines				
8	and as the General Assembly strives to fully fund the				
9	general fund share of the base adequacy guidelines,				
10	these funds are provided with the intent that, in				
11	exercising their authority to set tuition and fees, the				
12	Board of Visitors shall take into consideration the				
13	impact of escalating college costs for Virginia students				
14	and families. In accordance with the cost-sharing goals				
15	set forth in § 4-2.01 b. of this act, the Board of Visitors				
16	is encouraged to limit increases on tuition and				
17	mandatory educational and general fees for in-state,				
18	undergraduate students to the extent possible.				
19	153. Higher Education Student Financial Assistance (10800)..			\$3,773,990	\$3,773,990
20	Scholarships (10810).....	\$3,773,990	\$3,773,990		
21	Fund Sources: General.....	\$3,773,990	\$3,773,990		
22	Authority: Title 23, Chapter 5.3, Code of Virginia.				
23	154. Financial Assistance for Educational and General				
24	Services (11000).....			\$3,537,720	\$3,537,720
25	Sponsored Programs (11004) .....	\$3,537,720	\$3,537,720		
26	Fund Sources: General.....	\$237,500	\$237,500		
27	Higher Education Operating.....	\$3,300,220	\$3,300,220		
28	Authority: Title 23, Chapter 5.3, Code of Virginia.				
29	The Higher Education Operating fund source listed in				
30	this Item is considered to be a sum sufficient				
31	appropriation, which is an estimate of funding required				
32	by the University to cover sponsored program				
33	operations.				
34	155. Higher Education Auxiliary Enterprises (80900)				
35	a sum sufficient, estimated at.....			\$50,885,481	\$50,885,481
36				\$51,669,968	\$51,784,396
37	Food Services (80910).....	\$8,992,980	\$8,992,980		
38		\$9,126,075	\$9,126,075		
39	Bookstores and other Stores (80920).....	\$4,709,300	\$4,709,300		
40	Residential Services (80930).....	\$17,722,784	\$17,722,784		
41		\$17,973,497	\$17,987,528		
42	Parking and Transportation Systems and Services				
43	(80940).....	\$1,249,238	\$1,249,238		
44	Recreational and Intramural Programs (80980).....	\$135,000	\$135,000		
45	Other Enterprise Functions (80990).....	\$10,078,617	\$10,078,617		
46		\$10,211,471	\$10,211,471		
47	Intercollegiate Athletics (80995).....	\$7,997,562	\$7,997,562		
48		\$8,265,387	\$8,365,784		
49	Fund Sources: Higher Education Operating.....	\$40,189,718	\$40,189,718		
50		\$40,706,380	\$40,706,380		
51	Debt Service.....	\$10,695,763	\$10,695,763		
52		\$10,963,588	\$11,078,016		
53	Authority: Title 23, Chapter 5.3, Code of Virginia.				

ITEM 155.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	155.05. Executive Management (71300) .....			(\$1,430,977)	(\$4,332,608)
2	Savings From Management Actions (71301).....	(\$1,430,977)	(\$4,332,608)		
3	Fund Sources: General.....	(\$1,430,977)	(\$4,332,608)		
4	Authority: Discretionary Inclusion				
5	Appropriation reductions in this Item and specified in				
6	Section 4-1.08 of this act shall apply notwithstanding				
7	any language and amounts to the contrary within other				
8	Items of this act.				
9	Total for Christopher Newport University.....			<b>\$110,178,078</b>	<b>\$111,494,611</b>
10				<b>\$109,531,588</b>	<b>\$108,630,918</b>
11	General Fund Positions.....	330.96	330.96		
12	Nongeneral Fund Positions.....	455.78	473.78		
13	Position Level .....	786.74	804.74		
14	Fund Sources: General.....	<b>\$32,393,538</b>	<b>\$32,393,538</b>		
15		\$30,962,561	\$28,630,930		
16	Higher Education Operating.....	\$67,088,777	\$68,405,310		
17		\$67,605,439	\$68,921,972		
18	Debt Service.....	\$10,695,763	\$10,695,763		
19		\$10,963,588	\$11,078,016		
20	<b>§ 1-51. THE COLLEGE OF WILLIAM AND MARY IN VIRGINIA (204)</b>				
21	156. Educational and General Programs (10000).....			<b>\$131,108,297</b>	<b>\$131,108,297</b>
22				<b>\$140,588,878</b>	<b>\$140,588,878</b>
23	Higher Education Instruction (100101).....	\$72,980,730	\$72,980,730		
24		\$75,874,730	\$75,874,730		
25	Higher Education Research (100102) .....	\$1,427,772	\$1,427,772		
26		\$1,502,772	\$1,502,772		
27	Higher Education Public Services (100103).....	\$8,298	\$8,298		
28	Higher Education Academic Support (100104).....	\$22,892,870	\$22,892,870		
29		\$23,891,870	\$23,891,870		
30	Higher Education Student Services (100105).....	\$5,859,330	\$5,859,330		
31		\$6,606,330	\$6,606,330		
32	Higher Education Institutional Support (100106).....	\$13,603,220	\$13,603,220		
33		\$14,639,740	\$14,639,740		
34	Operation and Maintenance of Plant (100107).....	\$14,336,077	\$14,336,077		
35		\$18,065,138	\$18,065,138		
36	Fund Sources: General.....	\$48,874,460	\$48,874,460		
37	Higher Education Operating.....	\$81,982,618	\$81,982,618		
38		\$88,211,693	\$88,211,693		
39	Debt Service.....	\$251,219	\$251,219		
40		\$3,502,725	\$3,502,725		
41	Authority: Title 23, Chapter 5, Code of Virginia.				
42	A. This Item includes general and nongeneral fund				
43	appropriations to support institutional initiatives that				
44	help meet statewide goals described in the Restructured				
45	Higher Education Financial and Administrative				
46	Operations Act of 2005 (Chapters 933 and 945, 2005				
47	Acts of Assembly).				
48	B. Out of the amounts for Higher Education Research,				
49	\$342,201 the first year and \$342,201 the second year				
50	from the general fund shall be made available as				
51	administrative support for the operation of the Thomas				
52	Jefferson National Accelerator Facility (Jefferson Lab).				

ITEM 156.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	C. Out of this appropriation, \$279,072 the first year and				
2	\$279,072 the second year from the general fund is				
3	designated for the costs to lease and equip space for				
4	activities related to technology transfer, research, and				
5	graduate work.				
6	D. As Virginia's public colleges and universities				
7	approach full funding of the base adequacy guidelines				
8	and as the General Assembly strives to fully fund the				
9	general fund share of the base adequacy guidelines,				
10	these funds are provided with the intent that, in				
11	exercising their authority to set tuition and fees, the				
12	Board of Visitors shall take into consideration the				
13	impact of escalating college costs for Virginia students				
14	and families. In accordance with the cost-sharing goals				
15	set forth in § 4-2.01 b. of this act, the Board of Visitors				
16	is encouraged to limit increases on tuition and				
17	mandatory educational and general fees for in-state,				
18	undergraduate students to the extent possible.				
19	E. The appropriation for the fund source Higher				
20	Education Operating in this Item shall be considered a				
21	sum sufficient appropriation, which is an estimate of				
22	the amount of revenues to be collected for the				
23	educational and general program under the terms of the				
24	management agreement between the College of William				
25	and Mary and the Commonwealth, as set forth in				
26	Chapters 933 and 943 of the 2006 Acts of Assembly.				
27	157.	Higher Education Student Financial Assistance (10800) ..		\$8,097,981	\$8,097,981
28				\$8,845,451	\$8,845,451
29		Scholarships (10810).....	\$7,113,662	\$7,113,662	
30			\$7,596,286	\$7,596,286	
31		Fellowships (10820).....	\$984,319	\$984,319	
32			\$1,249,165	\$1,249,165	
33		Fund Sources: General.....	\$3,417,694	\$3,417,694	
34		Higher Education Operating.....	\$4,680,287	\$4,680,287	
35			\$5,427,757	\$5,427,757	
36		Authority: Title 23, Chapter 5, Code of Virginia.			
37		Higher education operating funds appropriated in this			
38		program may be allocated for need-based aid to			
39		Virginia undergraduate students to enhance the quality			
40		and diversity of the student body.			
41	158.	Financial Assistance for Educational and General			
42		Services (11000).....		\$31,821,609	\$31,821,609
43		Eminent Scholars (11001) .....	\$2,355,581	\$2,355,581	
44		Sponsored Programs (11004) .....	\$29,466,028	\$29,466,028	
45		Fund Sources: General .....	\$75,000	\$75,000	
46		Higher Education Operating.....	\$31,561,415	\$31,561,415	
47		Debt Service.....	\$185,194	\$185,194	
48		Authority: Title 23, Chapter 5, Code of Virginia.			
49		A. Out of this appropriation, \$75,000 each year from			
50		the general fund and \$400,000 each year from			
51		nongeneral funds is designated to build research			
52		capacity in biomedical research and biomaterials			
53		engineering.			

ITEM 158.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. The College of William and Mary shall report on			
2	the use of these funds and progress made under this			
3	initiative to the Chairmen of the House Appropriations			
4	and Senate Finance Committees by October 1, 2008.			
5	The report shall include, but not be limited to: 1) how			
6	the funds were used, 2) the amount of federal and			
7	private funds that were leveraged, 3) collaborative			
8	efforts in support of private industry, 4) the number of			
9	junior and senior faculty recruited in each field, 5) the			
10	amount of federal or other grant funds received as the			
11	result of those recruitments, 6) additional grants or			
12	contracts being pursued, 7) the level of instructional			
13	activity conducted by these faculty, 8) the impact of			
14	research activities on undergraduate instruction, 9) the			
15	use of graduate student aid funds, and 10) the			
16	recommendations for future investment.			
17	C. The Higher Education Operating fund source listed			
18	in this Item is considered to be a sum sufficient			
19	appropriation, which is an estimate of funding required			
20	by the college to cover sponsored program operations.			
21	159.	Higher Education Auxiliary Enterprises (80900)		
22		a sum sufficient, estimated at .....		\$55,834,029 \$55,834,029
23				\$62,225,999 \$64,093,529
24		Food Services (80910).....	\$9,834,700 \$9,834,700	
25			\$11,665,545 \$12,048,700	
26		Bookstores and other Stores (80920).....	\$1,289,618 \$1,289,618	
27			\$2,075,918 \$2,475,918	
28		Residential Services (80930).....	\$17,941,130 \$17,941,130	
29			\$20,272,930 \$21,075,680	
30		Parking and Transportation Systems and Services		
31		(80940) .....	\$1,924,715 \$1,924,715	
32		Telecommunications Systems and Services (80950).....	\$4,548,498 \$4,548,498	
33		Student Health Services (80960).....	\$2,171,074 \$2,171,074	
34			\$3,364,099 \$3,605,724	
35		Student Unions and Recreational Facilities (80970).....	\$5,629,570 \$5,629,570	
36		Recreational and Intramural Programs (80980).....	\$458,349 \$458,349	
37			\$708,349 \$748,349	
38		Other Enterprise Functions (80990).....	\$4,218,433 \$4,218,433	
39		Intercollegiate Athletics (80995) .....	\$7,817,942 \$7,817,942	
40		Fund Sources: Higher Education Operating.....	\$44,277,768 \$44,277,768	
41			\$50,669,738 \$52,537,268	
42		Debt Service.....	\$11,556,261 \$11,556,261	
43		Authority: Title 23, Chapter 5, Code of Virginia.		
44		Nongeneral fund revenue in excess of operating costs		
45		for the National Planned Giving Institute may be		
46		transferred to the Endowment Association of The		
47		College of William and Mary in Virginia in accordance		
48		with the wishes of the donor. At the close of each		
49		fiscal year, the College shall notify the Director,		
50		Department of Planning and Budget, of the amount		
51		transferred.		
52	159.05.	Executive Management (71300) .....		(\$3,426,462) (\$7,395,210)
53		Savings From Management Actions (71301).....	(\$3,426,462) (\$7,395,210)	
54		Fund Sources: General.....	(\$3,426,462) (\$7,395,210)	
55		Authority: Discretionary Inclusion		

ITEM 159.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Appropriation reductions in this Item and specified in</i>			
2	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
3	<i>any language and amounts to the contrary within other</i>			
4	<i>Items of this act.</i>			
5	Total for The College of William and Mary in Virginia..		<b>\$226,861,916</b>	<b>\$226,861,916</b>
6			<b>\$240,055,475</b>	<b>\$237,954,257</b>
7	General Fund Positions.....	542.66	542.66	
8	Nongeneral Fund Positions.....	859.79	859.79	
9	Position Level .....	1,402.45	1,402.45	
10	Fund Sources: General.....	\$52,367,154	\$52,367,154	
11		\$48,940,692	\$44,971,944	
12	Higher Education Operating.....	\$162,502,088	\$162,502,088	
13		\$175,870,603	\$177,738,133	
14	Debt Service.....	\$11,992,674	\$11,992,674	
15		\$15,244,180	\$15,244,180	
16	<b>Richard Bland College (241)</b>			
17	160. Educational and General Programs (10000).....		\$9,213,482	\$9,213,482
18				\$9,258,482
19	Higher Education Instruction (100101).....	\$3,651,944	\$3,651,944	
20			\$3,696,944	
21	Higher Education Public Services (100103).....	\$4,500	\$4,500	
22	Higher Education Academic Support (100104).....	\$508,800	\$508,800	
23	Higher Education Student Services (100105).....	\$1,008,422	\$1,008,422	
24	Higher Education Institutional Support (100106).....	\$2,734,373	\$2,734,373	
25	Operation and Maintenance of Plant (100107).....	\$1,305,443	\$1,305,443	
26	Fund Sources: General.....	\$6,017,200	\$6,017,200	
27			\$6,062,200	
28	Higher Education Operating.....	\$3,196,282	\$3,196,282	
29	Authority: Title 23, Chapter 5, Code of Virginia.			
30	A. This Item includes general and nongeneral fund			
31	appropriations to support institutional initiatives that			
32	help meet statewide goals described in the Restructured			
33	Higher Education Financial and Administrative			
34	Operations Act of 2005 (Chapters 933 and 945, 2005			
35	Acts of Assembly).			
36	B. Out of this appropriation \$109,256 from the general			
37	fund and \$54,056 from nongeneral funds the first year			
38	and \$109,256 from the general fund and \$54,056 from			
39	nongeneral funds the second year is provided for the			
40	third and fourth of five annual payments for the			
41	procurement of several information technology support			
42	items totaling \$720,000. The annual payment in year			
43	five is expected to be \$109,256 from the general fund			
44	and \$54,056 from nongeneral funds.			
45	C. As Virginia's public colleges and universities			
46	approach full funding of the base adequacy guidelines			
47	and as the General Assembly strives to fully fund the			
48	general fund share of the base adequacy guidelines,			
49	these funds are provided with the intent that, in			
50	exercising their authority to set tuition and fees, the			
51	Board of Visitors shall take into consideration the			
52	impact of escalating college costs for Virginia students			
53	and families. In accordance with the cost-sharing goals			
54	set forth in Section 4-2.01 b. of this act, the Board of			



ITEM 160.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Visitors is encouraged to limit increases on tuition and				
2	mandatory educational and general fees for in-state,				
3	undergraduate students to the extent possible.				
4	161. Higher Education Student Financial Assistance (10800)..			\$291,144	\$291,144
5					\$332,363
6	Scholarships (10810).....	\$291,144	\$291,144		
7			\$332,363		
8	Fund Sources: General.....	\$291,144	\$291,144		
9			\$332,363		
10	Authority: Title 23, Chapter 5, Code of Virginia.				
11	162. Financial Assistance for Educational and General				
12	Services (11000)				
13	a sum sufficient, estimated at.....			\$335,110	\$335,110
14	Sponsored Programs (11004) .....	\$335,110	\$335,110		
15	Fund Sources: Higher Education Operating.....	\$335,110	\$335,110		
16	Authority: Title 23, Chapter 5, Code of Virginia.				
17	163. Higher Education Auxiliary Enterprises (80900)				
18	a sum sufficient, estimated at.....			\$1,284,000	\$2,722,000
19	Food Services (80910).....	\$6,000	\$6,000		
20	Bookstores and other Stores (80920).....	\$200,000	\$200,000		
21	Residential Services (80930).....	\$956,500	\$2,394,500		
22	Parking and Transportation Systems and Services				
23	(80940) .....	\$83,500	\$83,500		
24	Recreational and Intramural Programs (80980).....	\$4,000	\$4,000		
25	Other Enterprise Functions (80990).....	\$34,000	\$34,000		
26	Fund Sources: Higher Education Operating.....	\$1,284,000	\$2,722,000		
27	Authority: Title 23, Chapter 5, Code of Virginia.				
28	163.05. <i>Executive Management (71300) .....</i>			(\$295,397)	(\$597,006)
29	<i>Savings From Management Actions (71301).....</i>	(\$295,397)	(\$597,006)		
30	<i>Fund Sources: General.....</i>	(\$295,397)	(\$597,006)		
31	<i>Authority: Discretionary Inclusion</i>				
32	<i>Appropriation reductions in this Item and specified in</i>				
33	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
34	<i>any language and amounts to the contrary within other</i>				
35	<i>Items of this act.</i>				
36	Total for Richard Bland College.....			<b>\$11,123,736</b>	<b>\$12,561,736</b>
37				<b>\$10,828,339</b>	<b>\$12,050,949</b>
38	General Fund Positions.....	70.43	70.43		
39	Nongeneral Fund Positions.....	40.73	40.73		
40	Position Level .....	111.16	111.16		
41	Fund Sources: General.....	\$6,308,344	\$6,308,344		
42		\$6,012,947	\$5,797,557		
43	Higher Education Operating.....	\$4,815,392	\$6,253,392		
44	<b>Virginia Institute of Marine Science (268)</b>				
45	164. Educational and General Programs (10000).....			\$22,873,826	\$22,961,326
46	Higher Education Instruction (100101).....	\$1,895,895	\$1,983,395		

ITEM 164.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Higher Education Research (100102) .....	\$10,166,934	\$10,166,934	
2	Higher Education Academic Support (100104).....	\$4,318,074	\$4,318,074	
3	Higher Education Institutional Support (100106).....	\$2,893,343	\$2,893,343	
4	Operation and Maintenance of Plant (100107).....	\$3,599,580	\$3,599,580	
5	Fund Sources: General .....	\$21,112,638	\$21,200,138	
6	Higher Education Operating.....	\$1,761,188	\$1,761,188	
7	Authority: Title 23, Chapter 5, and Title 28.2, Chapter			
8	11, Code of Virginia.			
9	A. This Item includes general and nongeneral fund			
10	appropriations to support institutional initiatives that			
11	help meet statewide goals described in the Restructured			
12	Higher Education Financial and Administrative			
13	Operations Act of 2005 (Chapters 933 and 945, 2005			
14	Acts of Assembly).			
15	B. If sufficient appropriations are not made available by			
16	the Commonwealth, it shall not be necessary for the			
17	Virginia Institute of Marine Science to reallocate funds			
18	from existing research projects to provide the funding			
19	for research mandated in the Code of Virginia or in the			
20	Appropriation Act.			
21	C. Out of this appropriation, \$280,000 and four			
22	positions the first year and \$280,000 and four positions			
23	the second year from the general fund is designated to			
24	support an Aquaculture Genetics and Breeding			
25	Technology Center at the Virginia Institute of Marine			
26	Science. The center shall coordinate its efforts with the			
27	repletion program of the Virginia Marine Resources			
28	Commission.			
29	D. It is the intent of the General Assembly that the			
30	development of a disease resistant native oyster remains			
31	a high priority for oyster-related research activities at			
32	the Virginia Institute of Marine Science.			
33	E. Out of this appropriation, \$90,000 the first year and			
34	\$90,000 the second year from the general fund is			
35	provided for the continuation of the Clean Marina			
36	Program. This additional funding will allow the			
37	Virginia Institute of Marine Science to provide			
38	education, outreach, and technical assistance to the			
39	Commonwealth's marinas in an effort to improve water			
40	quality.			
41	F. Out of this appropriation, \$185,000 the first year and			
42	\$185,000 the second year from the general fund is			
43	designated for the monitoring of the Chesapeake Bay's			
44	blue crab population. This additional support will			
45	permit the Virginia Institute of Marine Science to			
46	generate the data necessary to develop fishery			
47	management plans, determine in-danger habitats, and			
48	project the annual blue crab catch.			
49	G. Notwithstanding Chapter 719, 1999 Acts of			
50	Assembly, out of this appropriation, \$210,000 the first			
51	year and \$210,000 the second year from the general			
52	fund shall be provided to the Virginia Institute of			
53	Marine Science to support the Fishery Resource Grant			
54	Fund and Program. Expenditures and disbursements			
55	from the Fund shall be made by the State Treasurer on			

ITEM 164.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	warrants issued by the Comptroller upon written request				
2	of the President of the College of William and Mary.				
3	<i>H. The appropriation for the fund source Higher</i>				
4	<i>Education Operating in this Item shall be considered a</i>				
5	<i>sum sufficient appropriation, which is an estimate of</i>				
6	<i>the amount of revenues to be collected for the</i>				
7	<i>educational and general program under the terms of</i>				
8	<i>the management agreement between the College of</i>				
9	<i>William and Mary and the Commonwealth, as set forth</i>				
10	<i>in Chapters 933 and 943 of the 2006 Acts of</i>				
11	<i>Assembly.</i>				
12	165.	Higher Education Student Financial Assistance (10800)..		\$238,527	\$238,527
13		Fellowships (10820).....	\$238,527	\$238,527	
14		Fund Sources: General.....	\$238,527	\$238,527	
15	166.	Financial Assistance for Educational and General		\$23,054,059	\$23,054,059
16		Services (11000).....			
17		Sponsored Programs (11004) .....	\$23,054,059	\$23,054,059	
18		Fund Sources: Higher Education Operating.....	\$23,054,059	\$23,054,059	
19		Authority: Title 23, Chapter 5 and Title 28.2, Chapter			
20		11, Code of Virginia.			
21		A. The Higher Education Operating fund source listed			
22		in this Item is considered to be a sum sufficient			
23		appropriation, which is an estimate of funding required			
24		by the Institute to cover sponsored program operations.			
25		B. Out of the amounts for sponsored programs \$50,000			
26		the first year and \$50,000 the second year in			
27		nongeneral funds shall be paid from the Marine Fishing			
28		Improvement Fund to support the Mariculture and			
29		Marine Product Advisory Program.			
30	166.05.	<i>Executive Management (71300) .....</i>		(\$1,477,885)	(\$2,300,808)
31		<i>Savings From Management Actions (71301).....</i>	(\$1,477,885)	(\$2,300,808)	
32		<i>Fund Sources: General.....</i>	(\$1,477,885)	(\$2,300,808)	
33		<i>Authority: Discretionary Inclusion</i>			
34		<i>Appropriation reductions in this Item and specified in</i>			
35		<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
36		<i>any language and amounts to the contrary within other</i>			
37		<i>Items of this act.</i>			
38		Total for Virginia Institute of Marine Science.....		<b>\$46,166,412</b>	<b>\$46,253,912</b>
39				<b>\$44,688,527</b>	<b>\$43,953,104</b>
40		General Fund Positions.....	270.77	270.77	
41		Nongeneral Fund Positions.....	99.30	99.30	
42		Position Level .....	370.07	370.07	
43		Fund Sources: General.....	\$21,351,165	\$21,438,665	
44			\$19,873,280	\$19,137,857	
45		Higher Education Operating.....	\$24,815,247	\$24,815,247	
46		Grand Total for The College of William and Mary in		<b>\$284,152,064</b>	<b>\$285,677,564</b>
47		Virginia.....		<b>\$295,572,341</b>	<b>\$293,958,310</b>
48					

ITEM 166.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	883.86	883.86	
2	Nongeneral Fund Positions.....	999.82	999.82	
3	Position Level .....	1,883.68	1,883.68	
4	Fund Sources: General .....	\$80,026,663	\$80,114,163	
5		\$74,826,919	\$69,907,358	
6	Higher Education Operating.....	\$192,132,727	\$193,570,727	
7		\$205,501,242	\$208,806,772	
8	Debt Service.....	\$11,992,674	\$11,992,674	
9		\$15,244,180	\$15,244,180	
10	<b>§ 1-52. GEORGE MASON UNIVERSITY (247)</b>			
11	167. Educational and General Programs (10000).....		\$342,684,030	\$342,684,030
12				\$358,084,030
13	Higher Education Instruction (100101).....	\$203,230,763	\$203,230,763	
14			\$208,874,531	
15	Higher Education Public Services (100103).....	\$1,486,323	\$1,486,323	
16	Higher Education Academic Support (100104).....	\$50,964,706	\$50,964,706	
17			\$54,014,243	
18	Higher Education Student Services (100105).....	\$17,431,349	\$17,431,349	
19			\$18,239,882	
20	Higher Education Institutional Support (100106).....	\$41,060,402	\$41,060,402	
21			\$41,996,106	
22	Operation and Maintenance of Plant (100107).....	\$28,510,487	\$28,510,487	
23			\$33,472,945	
24	Fund Sources: General.....	\$138,863,610	\$138,863,610	
25	Higher Education Operating.....	\$203,820,420	\$203,820,420	
26			\$219,220,420	
27	Authority: Title 23, Chapter 9.1, Code of Virginia.			
28	A. This Item includes general and nongeneral fund			
29	appropriations to support institutional initiatives that			
30	help meet statewide goals as described in the			
31	Restructured Higher Education Financial and			
32	Administrative Operations Act of 2005 (Chapters 933			
33	and 945, 2005 Acts of Assembly).			
34	B. Out of this appropriation, an amount estimated at			
35	\$289,614 from the general fund and \$124,120 from			
36	nongeneral funds the first year and \$289,614 from the			
37	general fund and \$124,120 from nongeneral funds the			
38	second year is designated for the educational			
39	telecommunications project to provide graduate			
40	engineering education, subject to a plan approved by			
41	the State Council of Higher Education for Virginia.			
42	C. Out of this appropriation, \$459,125 the first year and			
43	\$459,125 the second year from the general fund is			
44	designated for the Institute for Conflict Analysis.			
45	D. As Virginia's public colleges and universities			
46	approach full funding of the base adequacy guidelines			
47	and as the General Assembly strives to fully fund the			
48	general fund share of the base adequacy guidelines,			
49	these funds are provided with the intent that, in			
50	exercising their authority to set tuition and fees, the			
51	Board of Visitors shall take into consideration the			
52	impact of escalating college costs for Virginia students			
53	and families. In accordance with the cost-sharing goals			
54	set forth in § 4-2.01 b. of this act, the Board of Visitors			

ITEM 167.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	is encouraged to limit increases on tuition and				
2	mandatory educational and general fees for in-state,				
3	undergraduate students to the extent possible.				
4	168. Higher Education Student Financial Assistance (10800)..			\$14,229,203	<del>\$14,229,203</del>
5					\$17,285,327
6	Scholarships (10810).....	\$12,608,485	<del>\$12,608,485</del>		
7			\$15,664,609		
8	Fellowships (10820).....	\$1,620,718	\$1,620,718		
9	Fund Sources: General.....	\$13,029,203	<del>\$13,029,203</del>		
10			\$16,085,327		
11	Higher Education Operating.....	\$1,200,000	\$1,200,000		
12	Authority: Title 23, Chapter 9.1, Code of Virginia.				
13	169. Financial Assistance for Educational and General			\$162,937,223	\$162,937,223
14	Services (11000).....				
15	Eminent Scholars (11001) .....	\$1,000,000	\$1,000,000		
16	Sponsored Programs (11004) .....	\$161,937,223	\$161,937,223		
17	Fund Sources: General.....	\$1,125,000	\$1,125,000		
18	Higher Education Operating.....	\$161,812,223	\$161,812,223		
19	Authority: Title 23, Chapter 9.1, Code of Virginia.				
20	A. Out of this appropriation, \$1,125,000 each year from				
21	the general fund and \$5,850,000 each year from				
22	nongeneral funds is designated to build research				
23	capacity in biomedical research and biomaterials				
24	engineering.				
25	B. George Mason University shall report on the use of				
26	these funds and progress made under this initiative to				
27	the Chairmen of the House Appropriations and Senate				
28	Finance Committees by October 1, 2008. The report				
29	shall include, but not be limited to: 1) how the funds				
30	were used, 2) the amount of federal and private funds				
31	that were leveraged, 3) collaborative efforts in support				
32	of private industry, 4) the number of junior and senior				
33	faculty recruited in each field, 5) the amount of federal				
34	or other grant funds received as the result of those				
35	recruitments, 6) additional grants or contracts being				
36	pursued, 7) the level of instructional activity conducted				
37	by these faculty, 8) the impact of research activities on				
38	undergraduate instruction, 9) the use of graduate student				
39	aid funds, and 10) recommendations for future				
40	investment.				
41	C. The Higher Education Operating fund source listed				
42	in this Item is considered to be a sum sufficient				
43	appropriation, which is an estimate of funding required				
44	by the university to cover sponsored program				
45	operations.				
46	170. Higher Education Auxiliary Enterprises (80900)			\$123,311,732	\$136,611,732
47	a sum sufficient, estimated at.....				
48	Food Services (80910).....	\$10,400,000	\$11,400,000		
49	Bookstores and other Stores (80920).....	\$2,235,319	\$2,235,319		
50	Residential Services (80930).....	\$34,957,620	\$38,328,810		
51	Parking and Transportation Systems and Services				
52	(80940) .....	\$7,617,088	\$10,917,088		
53	Telecommunications Systems and Services (80950).....	\$4,458,252	\$4,458,252		
54	Student Health Services (80960).....	\$2,293,467	\$2,543,467		

ITEM 170.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Student Unions and Recreational Facilities (80970).....	\$14,999,579	\$16,699,579		
2	Recreational and Intramural Programs (80980).....	\$5,923,103	\$5,923,103		
3	Other Enterprise Functions (80990).....	\$28,114,918	\$31,793,728		
4	Intercollegiate Athletics (80995).....	\$12,312,386	\$12,312,386		
5	Fund Sources: Higher Education Operating.....	\$111,369,532	\$124,669,532		
6	Debt Service.....	\$11,942,200	\$11,942,200		
7	Authority: Title 23, Chapter 9.1, Code of Virginia.				
8	170.05. Executive Management (71300).....			(\$9,799,203)	(\$21,168,493)
9	Savings From Management Actions (71301).....	(\$9,799,203)	(\$21,168,493)		
10	Fund Sources: General.....	(\$9,799,203)	(\$21,168,493)		
11	Authority: Discretionary Inclusion				
12	Appropriation reductions in this Item and specified in				
13	Section 4-1.08 of this act shall apply notwithstanding				
14	any language and amounts to the contrary within other				
15	Items of this act.				
16	Total for George Mason University.....			<b>\$643,162,188</b>	<b>\$656,462,188</b>
17				<b>\$633,362,985</b>	<b>\$653,749,819</b>
18	General Fund Positions.....	1,081.14	1,081.14		
19	Nongeneral Fund Positions.....	2,383.57	<del>2,383.57</del>		
20			2,478.57		
21	Position Level.....	3,464.71	3,464.71		
22			3,559.71		
23	Fund Sources: General.....	<b>\$153,017,813</b>	<b>\$153,017,813</b>		
24		<del>\$143,218,610</del>	<del>\$134,905,444</del>		
25	Higher Education Operating.....	<del>\$478,202,175</del>	<del>\$491,502,175</del>		
26			<del>\$506,902,175</del>		
27	Debt Service.....	\$11,942,200	\$11,942,200		
28	<b>§ 1-53. JAMES MADISON UNIVERSITY (216)</b>				
29	171. Educational and General Programs (10000).....			\$205,408,100	\$205,408,100
30				<del>\$211,519,561</del>	<del>\$224,347,013</del>
31	Higher Education Instruction (100101).....	<del>\$120,540,561</del>	<del>\$120,540,561</del>		
32		<del>\$124,714,474</del>	<del>\$130,523,011</del>		
33	Higher Education Research (100102).....	<del>\$322,538</del>	<del>\$322,538</del>		
34		<del>\$348,617</del>	<del>\$351,774</del>		
35	Higher Education Public Services (100103).....	<del>\$868,559</del>	<del>\$868,559</del>		
36		<del>\$872,852</del>	<del>\$878,504</del>		
37	Higher Education Academic Support (100104).....	<del>\$23,052,078</del>	<del>\$23,052,078</del>		
38		<del>\$23,537,174</del>	<del>\$24,784,003</del>		
39	Higher Education Student Services (100105).....	<del>\$9,545,870</del>	<del>\$9,545,870</del>		
40		<del>\$9,726,570</del>	<del>\$10,698,921</del>		
41	Higher Education Institutional Support (100106).....	<del>\$29,109,906</del>	<del>\$29,109,906</del>		
42		<del>\$29,692,015</del>	<del>\$31,881,602</del>		
43	Operation and Maintenance of Plant (100107).....	<del>\$21,968,588</del>	<del>\$21,968,588</del>		
44		<del>\$22,627,859</del>	<del>\$25,229,198</del>		
45	Fund Sources: General.....	\$77,821,713	<del>\$77,821,713</del>		
46			<del>\$78,821,713</del>		
47	Higher Education Operating.....	<del>\$126,336,957</del>	<del>\$126,336,957</del>		
48		<del>\$132,448,418</del>	<del>\$144,275,870</del>		
49	Debt Service.....	\$1,249,430	\$1,249,430		
50	Authority: Title 23, Chapter 12.1, Code of Virginia.				

ITEM 171.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. This Item includes general and nongeneral fund				
2	appropriations to support institutional initiatives that				
3	help meet statewide goals described in the Restructured				
4	Higher Education Financial and Administrative				
5	Operations Act of 2005 (Chapters 933 and 945, 2005				
6	Acts of Assembly).				
7	B. The University is authorized to continue offering its				
8	existing doctoral degree in psychology and a limited				
9	number of other doctoral programs in specialized areas				
10	with approval from the State Council of Higher				
11	Education for Virginia. These doctoral programs are				
12	niche programs, consistent with the comprehensive				
13	mission of the University, and are targeted to meet				
14	critical needs in the Commonwealth.				
15	C. As Virginia's public colleges and universities				
16	approach full funding of the base adequacy guidelines				
17	and as the General Assembly strives to fully fund the				
18	general fund share of the base adequacy guidelines,				
19	these funds are provided with the intent that, in				
20	exercising their authority to set tuition and fees, the				
21	Board of Visitors shall take into consideration the				
22	impact of escalating college costs for Virginia students				
23	and families. In accordance with the cost-sharing goals				
24	set forth in § 4-2.01 b. of this act, the Board of Visitors				
25	is encouraged to limit increases on tuition and				
26	mandatory educational and general fees for in-state,				
27	undergraduate students to the extent possible.				
28	172. Higher Education Student Financial Assistance (10800)..			\$8,470,546	\$8,470,546
29				\$8,726,615	\$9,940,614
30	Scholarships (10810).....	\$8,080,324	\$8,080,324		
31		\$8,336,393	\$9,550,392		
32	Fellowships (10820).....	\$390,222	\$390,222		
33	Fund Sources: General.....	\$6,463,204	\$6,463,204		
34			\$7,099,154		
35	Higher Education Operating.....	\$2,007,342	\$2,007,342		
36		\$2,263,411	\$2,841,460		
37	Authority: Title 23, Chapter 12.1, Code of Virginia.				
38	173. Financial Assistance for Educational and General				
39	Services (11000)				
40	a sum sufficient, estimated at.....			\$36,936,471	\$36,936,471
41	Eminent Scholars (11001).....	\$39,031	\$39,031		
42	Sponsored Programs (11004).....	\$36,897,440	\$36,897,440		
43	Fund Sources: Higher Education Operating.....	\$36,936,471	\$36,936,471		
44	Authority: Title 23, Chapter 12.1, Code of Virginia.				
45	174. Higher Education Auxiliary Enterprises (80900)				
46	a sum sufficient, estimated at.....			\$126,990,633	\$139,483,265
47	Food Services (80910).....	\$39,086,766	\$43,575,019		
48	Bookstores and other Stores (80920).....	\$1,308,654	\$1,308,654		
49	Residential Services (80930).....	\$23,401,771	\$26,327,907		
50	Parking and Transportation Systems and Services				
51	(80940).....	\$5,123,484	\$5,271,992		
52	Telecommunications Systems and Services (80950).....	\$894,669	\$894,669		
53	Student Health Services (80960).....	\$3,666,761	\$3,997,575		
54	Student Unions and Recreational Facilities (80970).....	\$5,738,246	\$6,154,724		

ITEM 174.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Recreational and Intramural Programs (80980).....	\$5,426,758	\$6,056,049			
2	Other Enterprise Functions (80990).....	\$17,470,492	\$17,783,528			
3	Intercollegiate Athletics (80995).....	\$24,873,032	\$28,113,148			
4	Fund Sources: Higher Education Operating.....	\$110,745,044	\$117,901,161			
5	Debt Service.....	\$16,245,589	\$21,582,104			
6	Authority: Title 23, Chapter 12.1, Code of Virginia.					
7	174.05. Executive Management (71300).....			(\$5,447,520)	(\$11,777,832)	
8	Savings From Management Actions (71301).....	(\$5,447,520)	(\$11,777,832)			
9	Fund Sources: General.....	(\$5,447,520)	(\$11,777,832)			
10	Authority: Discretionary Inclusion					
11	Appropriation reductions in this Item and specified in					
12	Section 4-1.08 of this act shall apply notwithstanding					
13	any language and amounts to the contrary within other					
14	Items of this act.					
15	Total for James Madison University.....			<b>\$377,805,750</b>	<b>\$390,298,382</b>	
16				<b>\$378,725,760</b>	<b>\$398,929,531</b>	
17	General Fund Positions.....	947.33	947.33			
18	Nongeneral Fund Positions.....	<del>1,843.61</del>	<del>1,871.11</del>			
19		1,887.49	1,949.99			
20	Position Level.....	2,790.94	2,818.44			
21		2,834.82	2,897.32			
22	Fund Sources: General.....	\$84,284,917	\$84,284,917			
23		\$78,837,397	\$74,143,035			
24	Higher Education Operating.....	\$276,025,814	\$283,181,931			
25		\$282,393,344	\$301,954,962			
26	Debt Service.....	\$17,495,019	\$22,831,534			
27	<b>§ 1-54. LONGWOOD UNIVERSITY (214)</b>					
28	175. Educational and General Programs (10000).....			\$49,517,104	\$49,517,104	
29					\$54,107,936	
30	Higher Education Instruction (100101).....	\$23,756,934	<del>\$23,756,934</del>			
31			\$28,347,766			
32	Higher Education Public Services (100103).....	\$596,948	\$596,948			
33	Higher Education Academic Support (100104).....	\$6,638,192	\$6,638,192			
34	Higher Education Student Services (100105).....	\$2,981,077	\$2,981,077			
35	Higher Education Institutional Support (100106).....	\$10,627,166	\$10,627,166			
36	Operation and Maintenance of Plant (100107).....	\$4,916,787	\$4,916,787			
37	Fund Sources: General.....	\$28,136,529	<del>\$28,136,529</del>			
38			\$28,991,971			
39	Higher Education Operating.....	\$21,380,575	<del>\$21,380,575</del>			
40			\$25,115,965			
41	Authority: Title 23, Chapter 15, Code of Virginia.					
42	A. This Item includes general and nongeneral fund					
43	appropriations to support institutional initiatives that					
44	help meet statewide goals described in the Restructured					
45	Higher Education Financial and Administrative					
46	Operations Act of 2005 (Chapters 933 and 945, 2005					
47	Acts of Assembly).					
48	B. Out of this appropriation \$999,000 from the general					
49	fund and \$70,925 from nongeneral funds the first year					



ITEM 175.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	and \$999,000 from the general fund and \$70,925 from				
2	nongeneral funds the second year is provided to assist				
3	with the third and fourth of five annual payments for				
4	the purchase and installation of the university's				
5	administrative information system.				
6	C. As Virginia's public colleges and universities				
7	approach full funding of the base adequacy guidelines				
8	and as the General Assembly strives to fully fund the				
9	general fund share of the base adequacy guidelines,				
10	these funds are provided with the intent that, in				
11	exercising their authority to set tuition and fees, the				
12	Board of Visitors shall take into consideration the				
13	impact of escalating college costs for Virginia students				
14	and families. In accordance with the cost-sharing goals				
15	set forth in Section 4-2.01 b. of this Act, the Board of				
16	Visitors is encouraged to limit increases on tuition and				
17	mandatory educational and general fees for in-state,				
18	undergraduate students to the extent possible.				
19	<i>D. Out of this appropriation, \$240,442 and three</i>				
20	<i>positions the second year from the general fund is</i>				
21	<i>provided to begin the implementation of a Bachelor of</i>				
22	<i>Science in nursing program.</i>				
23	176.	Higher Education Student Financial Assistance (10800) ..		\$3,330,194	\$3,330,194
24		Scholarships (10810).....	\$3,330,194	\$3,330,194	\$3,725,438
25				\$3,725,438	
26					
27		Fund Sources: General.....	\$3,330,194	\$3,330,194	\$3,725,438
28				\$3,725,438	
29		Authority: Title 23, Chapter 15, Code of Virginia.			
30	177.	Financial Assistance for Educational and General			
31		Services (11000)			
32		a sum sufficient, estimated at.....		\$3,153,393	\$3,153,393
33		Sponsored Programs (11004) .....	\$3,153,393	\$3,153,393	
34		Fund Sources: Higher Education Operating.....	\$3,153,393	\$3,153,393	
35		Authority: Title 23, Chapter 15, Code of Virginia.			
36	178.	Higher Education Auxiliary Enterprises (80900)			
37		a sum sufficient, estimated at.....		\$35,723,795	\$35,723,795
38					\$42,833,795
39		Food Services (80910).....	\$5,294,929	\$5,294,929	
40		Bookstores and other Stores (80920).....	\$1,000	\$1,000	
41		Residential Services (80930).....	\$7,952,214	\$7,952,214	
42		Parking and Transportation Systems and Services			
43		(80940) .....	\$720,410	\$720,410	
44		Telecommunications Systems and Services (80950).....	\$1,165,972	\$1,165,972	
45		Student Health Services (80960).....	\$413,424	\$413,424	
46		Student Unions and Recreational Facilities (80970).....	\$386,003	\$386,003	
47		Recreational and Intramural Programs (80980).....	\$134,838	\$134,838	
48		Other Enterprise Functions (80990).....	\$15,122,078	\$15,122,078	
49				\$22,232,078	
50		Intercollegiate Athletics (80995) .....	\$4,532,927	\$4,532,927	

ITEM 178.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Higher Education Operating.....	\$28,336,484	\$28,336,484		
2			\$35,446,484		
3	Debt Service.....	\$7,387,311	\$7,387,311		
4	Authority: Title 23, Chapter 15, Code of Virginia.				
5	178.05. Executive Management (71300) .....			(\$1,356,876)	(\$4,104,225)
6	Savings From Management Actions (71301).....	(\$1,356,876)	(\$4,104,225)		
7	Fund Sources: General.....	(\$1,356,876)	(\$4,104,225)		
8	Authority: Discretionary Inclusion				
9	Appropriation reductions in this Item and specified in				
10	Section 4-1.08 of this act shall apply notwithstanding				
11	any language and amounts to the contrary within other				
12	Items of this act.				
13	Total for Longwood University.....			<b>\$91,724,486</b>	<b>\$91,724,486</b>
14				<b>\$90,367,610</b>	<b>\$99,716,337</b>
15	General Fund Positions.....	268.89	268.89		
16			271.89		
17	Nongeneral Fund Positions.....	371.67	371.67		
18	Position Level .....	640.56	640.56		
19			643.56		
20	Fund Sources: General.....	\$31,466,723	\$31,466,723		
21		\$30,109,847	\$28,613,184		
22	Higher Education Operating.....	\$52,870,452	\$52,870,452		
23			\$63,715,842		
24	Debt Service.....	\$7,387,311	\$7,387,311		
25	<b>§ 1-55. NORFOLK STATE UNIVERSITY (213)</b>				
26	179. Educational and General Programs (10000).....			\$80,314,158	\$80,314,158
27					\$80,514,158
28	Higher Education Instruction (100101).....	\$35,944,214	\$35,944,214		
29			\$36,144,214		
30	Higher Education Research (100102) .....	\$196,673	\$196,673		
31	Higher Education Public Services (100103).....	\$805,034	\$805,034		
32	Higher Education Academic Support (100104).....	\$10,026,907	\$10,026,907		
33	Higher Education Student Services (100105).....	\$5,258,695	\$5,258,695		
34	Higher Education Institutional Support (100106).....	\$16,643,605	\$16,643,605		
35	Operation and Maintenance of Plant (100107).....	\$11,439,030	\$11,439,030		
36	Fund Sources: General .....	\$46,786,432	\$46,786,432		
37			\$46,986,432		
38	Higher Education Operating.....	\$33,527,726	\$33,527,726		
39	Authority: Title 23, Chapter 13.1, Code of Virginia.				
40	A. This Item includes general and nongeneral fund				
41	appropriations to support institutional initiatives that				
42	help meet statewide goals described in the Restructured				
43	Higher Education Financial and Administrative				
44	Operations Act of 2005 (Chapters 933 and 945, 2005				
45	Acts of Assembly).				
46	B.I. Out of this appropriation, \$5,350,128 the first year				
47	and \$5,350,128 the second year from the general fund				
48	is designated for the recently initiated Bachelor of				
49	Science academic programs in Electronics Engineering				
50	and Optical Engineering and Master of Science				

ITEM 179.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	academic programs in Electronics Engineering, Optical			
2	Engineering, Computer Science, and Criminal Justice.			
3	2. Out of the amounts for programs listed in paragraph			
4	B.1. above, shall be provided \$273,486 the first year			
5	and \$273,486 the second year from the general fund for			
6	lease payments through the Master Equipment Leasing			
7	Program for educational and general equipment.			
8	3. Out of the amounts for Educational and General			
9	Programs, \$37,500 the first year and \$37,500 the			
10	second year from the general fund is provided to serve			
11	in lieu of endowment income for the Eminent Scholars			
12	Program.			
13	4. In conjunction with the Secretary of Education,			
14	Norfolk State University shall develop the following:			
15	a. a timetable for implementing the academic programs			
16	funded in B.1. above, including a plan for recruiting			
17	faculty, staff, and students;			
18	b. a means by which to assess the effectiveness toward			
19	meeting the goals of the new programs; and			
20	c. periodic reports on the expenditures of the funds			
21	provided.			
22	C.1. Out of the amounts for Educational and General			
23	Programs, a maximum of \$70,000 the first year and			
24	\$70,000 the second year from the general fund is			
25	designated for the Dozoretz National Institute for			
26	Minorities in Applied Sciences. No allotment of these			
27	funds shall be made until Norfolk State University has			
28	certified to the Secretary of Education that funds, in			
29	cash, are available to match all or any part of the			
30	amount herein made available from the general fund.			
31	2. Any unexpended balances in paragraphs B.1., B.2.,			
32	B.3., and C.1. in this Item at the close of business on			
33	June 30, 2008 and June 30, 2009 shall not revert to the			
34	surplus of the general fund, but shall be carried forward			
35	on the books of the State Comptroller and			
36	reappropriated in the succeeding year.			
37	D. Out of this appropriation, \$94,222 the first year and			
38	\$94,222 the second year from the general fund is			
39	designated to assist the University in improving			
40	graduation and retention rates.			
41	E. Out of this appropriation, \$78,200 the first year and			
42	\$78,200 the second year from the general fund is			
43	designated to maintain an enrollment management plan.			
44	F. Out of this appropriation, \$11,756 the first year and			
45	\$11,756 the second year from the general fund is			
46	designated for the costs to lease and equip space for			
47	activities related to technology transfer, research, and			
48	graduate work.			
49	G. As Virginia's public colleges and universities			
50	approach full funding of the base adequacy guidelines			
51	and as the General Assembly strives to fully fund the			
52	general fund share of the base adequacy guidelines,			

ITEM 179.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	these funds are provided with the intent that, in				
2	exercising their authority to set tuition and fees, the				
3	Board of Visitors shall take into consideration the				
4	impact of escalating college costs for Virginia students				
5	and families. In accordance with the cost-sharing goals				
6	set forth in § 4-2.01 b. of this act, the Board of Visitors				
7	is encouraged to limit increases on tuition and				
8	mandatory educational and general fees for in-state,				
9	undergraduate students to the extent possible.				
10	180.	Higher Education Student Financial Assistance (10800) ..		\$11,018,746	\$11,018,746
11		Scholarships (10810).....	\$11,018,746	\$11,018,746	\$11,766,055
12					\$11,766,055
13					
14		Fund Sources: General.....	\$6,118,746	\$6,118,746	
15				\$6,866,055	
16		Higher Education Operating.....	\$4,900,000	\$4,900,000	
17		Authority: Title 23, Chapter 13.1, Code of Virginia.			
18	181.	Financial Assistance for Educational and General			
19		Services (11000)			
20		a sum sufficient, estimated at.....		\$24,686,497	\$24,686,497
21		Sponsored Programs (11004) .....	\$24,686,497	\$24,686,497	
22		Fund Sources: Higher Education Operating.....	\$24,686,497	\$24,686,497	
23		Authority: Title 23, Chapter 13.1, Code of Virginia.			
24	182.	Higher Education Auxiliary Enterprises (80900)			
25		a sum sufficient, estimated at.....		\$33,605,988	\$33,605,988
26		Food Services (80910).....	\$2,341,243	\$2,341,243	
27		Bookstores and other Stores (80920).....	\$393,740	\$393,740	
28		Residential Services (80930).....	\$15,847,530	\$15,847,530	
29		Parking and Transportation Systems and Services			
30		(80940) .....	\$458,180	\$458,180	
31		Student Unions and Recreational Facilities (80970).....	\$2,936,031	\$2,936,031	
32		Other Enterprise Functions (80990).....	\$4,818,970	\$4,818,970	
33		Intercollegiate Athletics (80995) .....	\$6,810,294	\$6,810,294	
34		Fund Sources: Higher Education Operating.....	\$28,571,806	\$28,571,806	
35		Debt Service.....	\$5,034,182	\$5,034,182	
36		Authority: Title 23, Chapter 13.1, Code of Virginia.			
37	182.05.	Executive Management (71300) .....		(\$2,044,145)	(\$6,186,892)
38		Savings From Management Actions (71301).....	(\$2,044,145)	(\$6,186,892)	
39		Fund Sources: General.....	(\$2,044,145)	(\$6,186,892)	
40		Authority: Discretionary Inclusion			
41		Appropriation reductions in this Item and specified in			
42		Section 4-1.08 of this act shall apply notwithstanding			
43		any language and amounts to the contrary within other			
44		Items of this act.			
45		Total for Norfolk State University.....		\$149,625,389	\$149,625,389
46				\$147,581,244	\$144,385,806
47		General Fund Positions.....	483.70	483.70	
48		Nongeneral Fund Positions.....	498.67	498.67	
49		Position Level .....	982.37	982.37	

ITEM 182.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$52,905,178	\$52,905,178	
2		\$50,861,033	\$47,665,595	
3	Higher Education Operating.....	\$91,686,029	\$91,686,029	
4	Debt Service.....	\$5,034,182	\$5,034,182	
5	<b>§ 1-56. OLD DOMINION UNIVERSITY (221)</b>			
6	183. Educational and General Programs (10000).....		\$210,655,003	\$210,655,003
7				\$218,417,768
8	Higher Education Instruction (100101).....	\$115,709,369	\$115,709,369	
9			\$118,885,291	
10	Higher Education Research (100102).....	\$2,227,190	\$2,227,190	
11	Higher Education Public Services (100103).....	\$473,267	\$473,267	
12	Higher Education Academic Support (100104).....	\$45,226,060	\$45,226,060	
13			\$49,812,903	
14	Higher Education Student Services (100105).....	\$8,620,750	\$8,620,750	
15	Higher Education Institutional Support (100106).....	\$22,569,572	\$22,569,572	
16	Operation and Maintenance of Plant (100107).....	\$15,828,795	\$15,828,795	
17	Fund Sources: General.....	\$109,917,966	\$109,917,966	
18			\$111,007,966	
19	Higher Education Operating.....	\$100,737,037	\$100,737,037	
20			\$107,409,802	
21	Authority: Title 23, Chapter 5.2, Code of Virginia.			
22	A.1. This Item includes general and nongeneral fund			
23	appropriations to support institutional initiatives that			
24	help meet statewide goals described in the Restructured			
25	Higher Education Financial and Administrative			
26	Operations Act of 2005 (Chapters 933 and 945, 2005			
27	Acts of Assembly).			
28	2. Out of this appropriation, the University may allocate			
29	funds to expand enrollment capacity through expansion			
30	of distance learning, TELETECHNET and summer			
31	school.			
32	B. Out of this appropriation shall be expended an			
33	amount estimated at \$431,013 from the general fund			
34	and \$198,244 from nongeneral funds the first year and			
35	\$431,013 from the general fund and \$198,244 from			
36	nongeneral funds the second year for the educational			
37	telecommunications project to provide graduate			
38	engineering education, subject to a plan approved by			
39	the State Council of Higher Education for Virginia.			
40	C. Out of this appropriation \$4,017,308 and 23.88			
41	positions the first year from the general fund and			
42	\$1,440,000 and 12.62 positions the first year from			
43	nongeneral funds and \$4,017,308 and 23.88 positions			
44	the second year from the general fund and \$1,440,000			
45	and 12.62 positions the second year from nongeneral			
46	funds is designated to operate distance learning sites			
47	across the Commonwealth.			
48	D.1. Out of this appropriation, \$425,088 the first year			
49	and \$425,088 the second year from the general fund is			
50	designated for the costs to lease and equip space for			
51	activities related to technology transfer, research, and			
52	graduate work.			
53	2. The lease agreement shall be approved by the			
54	Governor, pursuant to § 2.2-1149, Code of Virginia and			

ITEM 183.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	the agreement shall provide for a long-term lease to			
2	support the work associated with the activities referred			
3	to in D.1.			
4	E.1. Out of this appropriation, \$2,610,000 from the			
5	general fund and \$2,610,000 from nongeneral funds the			
6	first year and \$2,610,000 from the general fund and			
7	\$2,610,000 from nongeneral funds the second year are			
8	provided for the development and support of a			
9	Technology Workforce Training Center designed to			
10	train workers in the field of information technology.			
11	2. Out of this appropriation, \$2,015,280 and 10			
12	positions the first year and \$2,015,280 and 10 positions			
13	the second year from the general fund is provided to			
14	support workforce development in engineering and			
15	computer science. The University shall actively promote			
16	and recruit high school and community college students			
17	to consider engineering and computer science programs			
18	for their college careers. In carrying out the workforce			
19	development program, the University shall take into			
20	consideration that the General Assembly will be			
21	studying the advantages and disadvantages of incentive			
22	scholarships and their role in the Commonwealth's			
23	financial aid program.			
24	F. Out of this appropriation, \$1,165,196 and two			
25	positions the first year and \$1,165,196 and two			
26	positions the second year from the general fund is			
27	designated to enhance the use of instructional			
28	technology in the classroom.			
29	G. Notwithstanding § 55-297, Code of Virginia, Old			
30	Dominion University is hereby designated as the			
31	administrative agency for the Virginia Coordinate			
32	System.			
33	H. Notwithstanding § 23-7.4:2, Code of Virginia, the			
34	governing board of Old Dominion University may			
35	charge reduced tuition to any person enrolled in one of			
36	Old Dominion University's TELETECHNET sites or			
37	higher education centers who lives within a 50-mile			
38	radius of the site/center, is domiciled in, and is entitled			
39	to in-state tuition charges in the institutions of higher			
40	learning in any state, or the District of Columbia,			
41	which is contiguous to Virginia and which has similar			
42	reciprocal provisions for persons domiciled in Virginia.			
43	I. As Virginia's public colleges and universities			
44	approach full funding of the base adequacy guidelines			
45	and as the General Assembly strives to fully fund the			
46	general fund share of the base adequacy guidelines,			
47	these funds are provided with the intent that, in			
48	exercising their authority to set tuition and fees, the			
49	Board of Visitors shall take into consideration the			
50	impact of escalating college costs for Virginia students			
51	and families. In accordance with the cost-sharing goals			
52	set forth in § 4-2.01 b. of this act, the Board of Visitors			
53	is encouraged to limit increases on tuition and			
54	mandatory educational and general fees for in-state,			
55	undergraduate students to the extent possible.			
56	J. Out of this appropriation, \$500,000 the first year and			
57	\$500,000 the second year from the general fund is			

ITEM 183.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	provided for a Center for Teacher Quality and				
2	Educational Leadership at Old Dominion University.				
3	The Center will serve as a professional development				
4	facility that focuses on improving teacher quality and				
5	educational leadership through intensive, research-based,				
6	professional development for teachers and				
7	administrators in school divisions that have not met all				
8	of the standards for Virginia Standards of Learning				
9	accreditation and the requirements of the No Child Left				
10	Behind Act.				
11	K. Old Dominion University shall collaborate with the				
12	Virginia Maritime Foundation in support of its maritime				
13	and sailing programs in the College of Arts and Letters,				
14	the College of Science and the Athletics Department.				
15	To that end, the General Assembly authorizes Old				
16	Dominion University to accept and utilize assets of the				
17	Virginia Maritime Foundation.				
18	184. Higher Education Student Financial Assistance (10800)..			\$14,409,446	\$14,409,446
19					\$17,205,505
20	Scholarships (10810).....	\$12,387,918	<del>\$12,387,918</del>		
21			\$15,183,977		
22	Fellowships (10820).....	\$2,021,528	\$2,021,528		
23	Fund Sources: General.....	\$14,409,446	\$14,409,446		
24			\$17,205,505		
25	Authority: Title 23, Chapter 5.2, Code of Virginia.				
26	185. Financial Assistance for Educational and General			\$16,417,163	\$13,417,163
27	Services (11000).....				\$15,517,001
28					
29	Eminent Scholars (11001) .....	\$421,387	\$421,387		
30	Sponsored Programs (11004) .....	\$15,995,776	<del>\$12,995,776</del>		
31			\$15,095,614		
32	Fund Sources: General.....	\$3,000,000	\$0		
33			\$2,099,838		
34	Higher Education Operating.....	\$13,417,163	\$13,417,163		
35	Authority: Title 23, Chapter 5.2, Code of Virginia.				
36	A. Out of this appropriation, \$3,000,000 from the				
37	general fund and \$4,500,000 from nongeneral funds the				
38	first year <del>from the general fund</del> and \$2,099,838 and 14				
39	positions from the general fund and \$4,500,000 each				
40	<del>year</del> from nongeneral funds the second year is				
41	designated to build research capacity in modeling and				
42	simulation which shall include efforts to improve traffic				
43	management through modeling.				
44	B. Old Dominion University shall report on the use of				
45	these funds and progress made under this initiative to				
46	the Chairmen of the House Appropriations and Senate				
47	Finance Committees by October 1, 2008. The report				
48	shall include, but not be limited to: 1) how the funds				
49	were used, 2) the amount of federal and private funds				
50	that were leveraged, 3) collaborative efforts in support				
51	of private industry, 4) the number of junior and senior				
52	faculty recruited in each field, 5) the amount of federal				
53	or other grant funds received as the result of those				
54	recruitments, 6) additional grants or contracts being				
55	pursued, 7) the level of instructional activity conducted				

ITEM 185.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	by these faculty, 8) the impact of research activities on			
2	undergraduate instruction, 9) the use of graduate student			
3	aid funds, and 10) recommendations for future			
4	investment.			
5	C. The Higher Education Operating fund source listed			
6	in this Item is considered to be a sum sufficient			
7	appropriation, which is an estimate of funding required			
8	by the university to cover sponsored program			
9	operations.			
10	186.	Higher Education Auxiliary Enterprises (80900)		
11		a sum sufficient, estimated at .....		\$66,287,743
12				\$77,842,731
13		\$2,788,724	\$2,788,724	
14		\$1,722,129	\$1,722,129	
15		\$12,372,817	\$13,772,817	
16		\$17,341,501	\$21,002,629	
17		Parking and Transportation Systems and Services		
18		\$6,256,576	\$7,006,576	
19		\$7,028,100	\$8,092,289	
20		\$84,786	\$84,786	
21		\$1,310,877	\$1,310,877	
22		\$5,592,800	\$5,692,800	
23		\$5,573,783	\$6,063,868	
24		\$1,314,889	\$1,314,889	
25		\$12,536,364	\$12,986,364	
26		\$14,380,600	\$15,666,663	
27		\$22,307,781	\$24,857,781	
28		\$26,297,342	\$29,213,370	
29		\$59,392,743	\$64,642,743	
30		\$6,895,000	\$6,895,000	
31		\$18,449,988	\$22,617,481	
32		Authority: Title 23, Chapter 5.2, Code of Virginia.		
33		Old Dominion University is authorized to establish a		
34		self-supporting "instructional enterprise" fund to account		
35		for the revenues and expenditures of TELETECHNET		
36		classes offered at locations outside the Commonwealth		
37		of Virginia. Consistent with the self-supporting concept		
38		of an "enterprise fund," student tuition and fee revenues		
39		for TELETECHNET students at locations outside		
40		Virginia shall exceed all direct and indirect costs of		
41		providing instruction to those students. Tuition and fee		
42		rates to meet this requirement shall be established by		
43		the University's Board of Visitors. Revenue and		
44		expenditures of the fund shall be accounted for in such		
45		a manner as to be auditable by the State Council of		
46		Higher Education for Virginia. Revenues in excess of		
47		expenditures shall be retained in the fund to support the		
48		entire TELETECHNET program. Full-time equivalent		
49		students generated through these programs shall be		
50		accounted for separately. Additionally, revenues which		
51		remain unexpended on the last day of the previous		
52		biennium and the last day of the first year of the		
53		current biennium shall be reappropriated and allotted		
54		for expenditure in the respective succeeding fiscal year.		
55	186.05.	Executive Management (71300) .....		(\$5,645,898)
56		(\$5,645,898)	(\$16,589,811)	(\$16,589,811)



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 186.05.</b>					
1	<i>Fund Sources: General</i> .....	(\$5,645,898)	(\$16,589,811)		
2	<i>Authority: Discretionary Inclusion</i>				
3	<i>Appropriation reductions in this Item and specified in</i>				
4	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
5	<i>any language and amounts to the contrary within other</i>				
6	<i>Items of this act.</i>				
7	Total for Old Dominion University .....			<b>\$307,769,355</b>	<b>\$310,019,355</b>
8				<b>\$313,678,445</b>	<b>\$321,810,687</b>
9	General Fund Positions.....	967.21	967.21		
10			981.21		
11	Nongeneral Fund Positions.....	1,315.53	1,315.53		
12	Position Level .....	2,282.74	2,282.74		
13			2,296.74		
14	Fund Sources: General .....	\$127,327,412	\$124,327,412		
15		\$121,681,514	\$113,723,498		
16	Higher Education Operating.....	\$173,546,943	\$178,796,943		
17			\$185,469,708		
18	Debt Service.....	\$6,895,000	\$6,895,000		
19		\$18,449,988	\$22,617,481		
20	<b>§ 1-57. RADFORD UNIVERSITY (217)</b>				
21	187. Educational and General Programs (10000).....			\$99,450,785	\$103,026,684
22					\$103,526,684
23	Higher Education Instruction (100101).....	\$51,608,923	<del>\$53,696,630</del>		
24			\$54,196,630		
25	Higher Education Public Services (100103).....	\$601,394	\$601,394		
26	Higher Education Academic Support (100104).....	\$9,775,198	\$10,436,498		
27	Higher Education Student Services (100105).....	\$4,295,778	\$4,327,156		
28	Higher Education Institutional Support (100106).....	\$22,027,109	\$22,142,906		
29	Operation and Maintenance of Plant (100107).....	\$11,142,383	\$11,822,100		
30	Fund Sources: General .....	\$51,629,620	<del>\$51,629,620</del>		
31			\$52,129,620		
32	Higher Education Operating.....	\$47,821,165	\$51,397,064		
33	Authority: Title 23, Chapter 11.1, Code of Virginia.				
34	A. This Item includes general and nongeneral fund				
35	appropriations to support institutional initiatives that				
36	help meet statewide goals described in the Restructured				
37	Higher Education Financial and Administrative				
38	Operations Act of 2005 (Chapters 933 and 945, 2005				
39	Acts of Assembly).				
40	B. Out of this appropriation \$840,781 from the general				
41	fund and \$542,083 from nongeneral funds the first year				
42	and \$840,781 from the general fund and \$542,083 from				
43	nongeneral funds the second year is provided to assist				
44	with the third and fourth of five annual payments for				
45	the purchase and installation of the university's				
46	administrative information system.				
47	C. Out of this appropriation \$327,852 from the general				
48	fund and \$211,379 from nongeneral funds the first year				
49	and \$327,852 from the general fund and \$211,379 from				
50	nongeneral funds the second year to assist with the				
51	third and fourth of five annual payments for the				
52	purchase of nursing education equipment for the				

ITEM 187.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	laboratories. The total cost of the equipment is				
2	\$2,421,000.				
3	D. Out of this appropriation, \$257,500 the first year				
4	and \$257,500 the second year from nongeneral funds is				
5	designated to support technology education initiatives,				
6	including information technology degree programs and				
7	technology training for faculty and students.				
8	E. As Virginia's public colleges and universities				
9	approach full funding of the base adequacy guidelines				
10	and as the General Assembly strives to fully fund the				
11	general fund share of the base adequacy guidelines,				
12	these funds are provided with the intent that, in				
13	exercising their authority to set tuition and fees, the				
14	Board of Visitors shall take into consideration the				
15	impact of escalating college costs for Virginia students				
16	and families. In accordance with the cost-sharing goals				
17	set forth in § 4-2.01 b. of this act, the Board of Visitors				
18	is encouraged to limit increases on tuition and				
19	mandatory educational and general fees for in-state,				
20	undergraduate students to the extent possible.				
21	F. Radford University is authorized to offer a limited				
22	number of applied doctoral programs in specialized				
23	areas subject to approval from the State Council of				
24	Higher education for Virginia. Such programs should				
25	support the comprehensive mission of the University				
26	and be targeted to meet critical needs in the				
27	Commonwealth.				
28	188.	Higher Education Student Financial Assistance (10800) ..		\$7,865,833	<del>\$7,865,833</del>
29					\$8,324,411
30		Scholarships (10810).....	\$7,295,433	<del>\$7,295,433</del>	
31				<del>\$7,754,011</del>	
32		Fellowships (10820).....	\$570,400	\$570,400	
33		Fund Sources: General.....	\$6,765,833	<del>\$6,765,833</del>	
34				<del>\$7,224,411</del>	
35		Higher Education Operating.....	\$1,100,000	\$1,100,000	
36		Authority: Title 23, Chapter 11.1, Code of Virginia.			
37	189.	Financial Assistance for Educational and General			
38		Services (11000)			
39		a sum sufficient, estimated at.....		\$6,143,901	\$6,143,901
40		Eminent Scholars (11001) .....	\$47,374	\$47,374	
41		Sponsored Programs (11004) .....	\$6,096,527	\$6,096,527	
42		Fund Sources: Higher Education Operating.....	\$6,143,901	\$6,143,901	
43		Authority: Title 23, Chapter 11.1, Code of Virginia.			
44	190.	Higher Education Auxiliary Enterprises (80900)			
45		a sum sufficient, estimated at.....		\$47,384,716	\$47,384,716
46		Food Services (80910).....	\$14,155,008	<del>\$14,155,008</del>	
47				<del>\$14,073,940</del>	
48		Bookstores and other Stores (80920).....	\$0	\$274,408	
49		Residential Services (80930) .....	\$10,633,938	<del>\$10,633,938</del>	
50				<del>\$10,440,598</del>	
51		Parking and Transportation Systems and Services			
52		(80940) .....	\$1,071,921	\$1,071,921	
53		Telecommunications Systems and Services (80950).....	\$866,344	\$866,344	
54		Student Health Services (80960).....	\$1,864,476	\$1,864,476	

ITEM 190.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Student Unions and Recreational Facilities (80970).....	\$4,441,299	\$4,441,299		
2	Recreational and Intramural Programs (80980).....	\$1,124,370	\$1,124,370		
3	Other Enterprise Functions (80990).....	\$4,788,892	\$4,788,892		
4	Intercollegiate Athletics (80995).....	\$8,438,468	\$8,438,468		
5	Fund Sources: Higher Education Operating.....	\$47,384,716	\$47,384,716		
6	Authority: Title 23, Chapter 11.1, Code of Virginia.				
7	190.05. Executive Management (71300).....			(\$2,496,321)	(\$7,548,755)
8	Savings From Management Actions (71301).....	(\$2,496,321)	(\$7,548,755)		
9	Fund Sources: General.....	(\$2,496,321)	(\$7,548,755)		
10	Authority: Discretionary Inclusion				
11	Appropriation reductions in this Item and specified in				
12	Section 4-1.08 of this act shall apply notwithstanding				
13	any language and amounts to the contrary within other				
14	Items of this act.				
15	Total for Radford University.....			<b>\$160,845,235</b>	<b>\$164,421,134</b>
16				<b>\$158,348,914</b>	<b>\$157,830,957</b>
17	General Fund Positions.....	633.91	633.91		
18	Nongeneral Fund Positions.....	756.13	756.13		
19	Position Level.....	1,390.04	1,390.04		
20	Fund Sources: General.....	\$58,395,453	\$58,395,453		
21		\$55,899,132	\$51,805,276		
22	Higher Education Operating.....	\$102,449,782	\$106,025,681		
23	<b>§ 1-58. UNIVERSITY OF MARY WASHINGTON (215)</b>				
24	191. Educational and General Programs (10000).....			\$57,732,179	\$60,232,179
25					\$60,672,179
26	Higher Education Instruction (100101).....	\$33,377,788	\$34,127,788		
27			\$34,567,788		
28	Higher Education Research (100102).....	\$544,932	\$544,932		
29	Higher Education Public Services (100103).....	\$254,744	\$254,744		
30	Higher Education Academic Support (100104).....	\$5,850,131	\$6,600,131		
31	Higher Education Student Services (100105).....	\$4,157,022	\$4,507,022		
32	Higher Education Institutional Support (100106).....	\$7,860,584	\$7,935,584		
33	Operation and Maintenance of Plant (100107).....	\$5,686,978	\$6,261,978		
34	Fund Sources: General.....	\$23,062,992	\$23,062,992		
35			\$23,502,992		
36	Higher Education Operating.....	\$34,669,187	\$37,169,187		
37	Authority: Title 23, Chapter 9.2, Code of Virginia.				
38	A. This Item includes general and nongeneral fund				
39	appropriations to support institutional initiatives that				
40	help meet statewide goals described in the Restructured				
41	Higher Education Financial and Administrative				
42	Operations Act of 2005 (Chapters 933 and 945, 2005				
43	Acts of Assembly).				
44	B. Out of this appropriation shall be expended an				
45	amount estimated at \$80,483 from the general fund and				
46	\$36,130 from nongeneral funds the first year and				
47	\$80,483 from the general fund and \$36,130 from				
48	nongeneral funds the second year for the educational				
49	telecommunications project to provide graduate				

ITEM 191.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	engineering education, subject to a plan approved by				
2	the State Council of Higher Education for Virginia.				
3	C. As Virginia's public colleges and universities				
4	approach full funding of the base adequacy guidelines				
5	and as the General Assembly strives to fully fund the				
6	general fund share of the base adequacy guidelines,				
7	these funds are provided with the intent that, in				
8	exercising their authority to set tuition and fees, the				
9	Board of Visitors shall take into consideration the				
10	impact of escalating college costs for Virginia students				
11	and families. In accordance with the cost-sharing goals				
12	set forth in § 4-2.01 b. of this act, the Board of Visitors				
13	is encouraged to limit increases on tuition and				
14	mandatory educational and general fees for in-state,				
15	undergraduate students to the extent possible.				
16	192. Higher Education Student Financial Assistance (10800)..			\$1,412,215	\$1,412,215
17					\$1,451,262
18	Scholarships (10810).....	\$1,412,215	\$1,412,215		
19			\$1,451,262		
20	Fund Sources: General.....	\$1,412,215	\$1,412,215		
21			\$1,451,262		
22	Authority: Title 23, Chapter 9.2, Code of Virginia.				
23	193. Financial Assistance for Educational and General				
24	Services (11000)				
25	a sum sufficient, estimated at.....			\$809,533	\$809,533
26	Eminent Scholars (11001).....	\$57,396	\$57,396		
27	Sponsored Programs (11004).....	\$752,137	\$752,137		
28	Fund Sources: Higher Education Operating.....	\$809,533	\$809,533		
29	Authority: Title 23, Chapter 9.2, Code of Virginia.				
30	194. Museum and Cultural Services (14500).....			\$777,560	\$777,560
31	Collections Management and Curatorial Services				
32	(14501).....	\$777,560	\$777,560		
33	Fund Sources: General.....	\$459,850	\$459,850		
34	Higher Education Operating.....	\$317,710	\$317,710		
35	Authority: Chapter 51, Acts of Assembly of 1960;				
36	§ 23-91.35, Code of Virginia.				
37	The amounts provided in this appropriation are for the				
38	support of Belmont, the estate and memorial gallery of				
39	American artist Gari Melchers.				
40	195. Historic and Commemorative Attraction Management				
41	(50200).....			\$259,380	\$259,380
42	Historic Landmarks and Facilities Management (50203) .	\$259,380	\$259,380		
43	Fund Sources: General.....	\$205,494	\$205,494		
44	Higher Education Operating.....	\$53,886	\$53,886		
45	Authority: Chapter 641, Acts of Assembly of 1964;				
46	§ 23-91.35, Code of Virginia.				
47	A. The amounts provided in this appropriation are for				
48	the support of the James Monroe Law Office - Museum				
49	and Memorial Library.				

		Item Details(\$)		Appropriations(\$)	
ITEM 195.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. The Governor may make appointments to the Board				
2	of Regents of the James Monroe Law Office - Museum				
3	and Memorial Library from a list of qualified persons				
4	submitted to him by the James Monroe Foundation and				
5	the Board of Visitors of the University of Mary				
6	Washington on or before the first day of March in any				
7	year in which the terms of any regents shall begin or				
8	expire. Such list shall contain at least three names for				
9	each vacancy to be filled. The Governor shall not be				
10	limited in his appointments to the persons so				
11	nominated.				
12	196. Higher Education Auxiliary Enterprises (80900)				
13	a sum sufficient, estimated at.....			\$32,266,494	\$34,066,494
14	Food Services (80910).....	\$6,306,229	\$6,406,229		
15	Bookstores and other Stores (80920).....	\$2,972,057	\$3,172,057		
16	Residential Services (80930).....	\$7,855,697	\$9,355,697		
17	Telecommunications Systems and Services (80950).....	\$884,725	\$884,725		
18	Student Health Services (80960).....	\$569,044	\$569,044		
19	Student Unions and Recreational Facilities (80970).....	\$1,425,031	\$1,425,031		
20	Recreational and Intramural Programs (80980).....	\$1,946,299	\$1,946,299		
21	Other Enterprise Functions (80990).....	\$8,718,262	\$8,718,262		
22	Intercollegiate Athletics (80995).....	\$1,589,150	\$1,589,150		
23	Fund Sources: Higher Education Operating.....	\$29,629,513	\$31,429,513		
24	Debt Service.....	\$2,636,981	\$2,636,981		
25	Authority: Title 23, Chapter 9.2, Code of Virginia.				
26	196.05. <i>Executive Management (71300)</i> .....			(\$1,656,014)	(\$3,573,822)
27	<i>Savings From Management Actions (71301)</i> .....	(\$1,656,014)	(\$3,573,822)		
28	<i>Fund Sources: General</i> .....	(\$1,656,014)	(\$3,573,822)		
29	<i>Authority: Discretionary Inclusion</i>				
30	<i>Appropriation reductions in this Item and specified in</i>				
31	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
32	<i>any language and amounts to the contrary within other</i>				
33	<i>Items of this act.</i>				
34	Total for University of Mary Washington.....			<b>\$93,257,361</b>	<b>\$97,557,361</b>
35				<b>\$91,601,347</b>	<b>\$94,462,586</b>
36	General Fund Positions.....	220.66	220.66		
37	Nongeneral Fund Positions.....	462.00	462.00		
38	Position Level.....	682.66	682.66		
39	Fund Sources: General.....	\$25,140,551	\$25,140,551		
40		\$23,484,537	\$22,045,776		
41	Higher Education Operating.....	\$65,479,829	\$69,779,829		
42	Debt Service.....	\$2,636,981	\$2,636,981		
43	<b>§ 1-59. UNIVERSITY OF VIRGINIA (207)</b>				
44	197. Educational and General Programs (10000).....			\$472,716,948	\$472,716,948
45				\$482,716,948	\$499,355,479
46	Higher Education Instruction (100101).....	\$249,417,124	\$249,417,124		
47		\$253,667,124	\$259,755,655		
48	Higher Education Research (100102).....	\$13,041,408	\$13,041,408		
49	Higher Education Public Services (100103).....	\$4,594,617	\$4,594,617		
50	Higher Education Academic Support (100104).....	\$81,109,507	\$81,109,507		
51		\$86,859,507	\$93,309,507		
52	Higher Education Student Services (100105).....	\$20,157,200	\$20,157,200		

ITEM 197.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				\$24,257,200
2	Higher Education Institutional Support (100106).....	\$34,187,400	\$34,187,400	
3	Operation and Maintenance of Plant (100107).....	\$70,209,692	\$70,209,692	
4	Fund Sources: General .....	\$148,811,033	\$148,811,033	
5			\$149,693,337	
6	Higher Education Operating.....	\$323,205,915	\$323,205,915	
7		\$333,205,915	\$348,962,142	
8	Debt Service.....	\$700,000	\$700,000	
9	Authority: Title 23, Chapter 9, Code of Virginia.			
10	A. This Item includes general and nongeneral fund			
11	appropriations to support institutional initiatives that			
12	help meet statewide goals described in the Restructured			
13	Higher Education Financial and Administrative			
14	Operations Act of 2005 (Chapters 933 and 945, 2005			
15	Acts of Assembly).			
16	B.1. This appropriation includes an amount not to			
17	exceed \$1,983,202 the first year and \$1,983,202 the			
18	second year from the general fund for the operation of			
19	the Family Practice Residency Program and Family			
20	Practice medical student programs. This appropriation			
21	for Family Practice programs, whether ultimately			
22	implemented by contract, agreement or other means, is			
23	considered to be a grant.			
24	2. The University shall report by July 1 annually to the			
25	Department of Planning and Budget an operating plan			
26	for the Family Practice Residency Program.			
27	3. The University of Virginia, in cooperation with the			
28	Virginia Commonwealth University Health System			
29	Authority, shall establish elective Family Practice			
30	Medicine experiences in Southwest Virginia for both			
31	students and residents.			
32	4. In the event the Governor imposes across-the-board			
33	general fund reductions, pursuant to his executive			
34	authority in §4-1.02 of this act, the general fund			
35	appropriation for the Family Practice programs shall be			
36	exempt from any reductions, provided the general fund			
37	appropriation for the family practice program is			
38	excluded from the total general fund appropriation for			
39	the University of Virginia for purposes of determining			
40	the University's portion of the statewide general fund			
41	reduction requirement.			
42	C. Out of this appropriation, \$1,431,320 the first year			
43	and \$1,431,320 the second year from the general fund			
44	is designated for the Virginia Foundation for			
45	Humanities and Public Policy. Pursuant to House Joint			
46	Resolution 762, 1999 Session of the General Assembly,			
47	funds in this Item begin to address the objective of			
48	appropriating one dollar per capita for the support of			
49	the Foundation.			
50	D. Out of this appropriation shall be expended an			
51	amount estimated at \$775,197 from the general fund			
52	and at least \$468,850 from nongeneral funds the first			
53	year and \$775,197 from the general fund and at least			
54	\$468,850 from nongeneral funds the second year, for			
55	the educational telecommunications project to provide			

ITEM 197.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	graduate engineering education, subject to a plan			
2	approved by the State Council of Higher Education for			
3	Virginia.			
4	E. Out of this appropriation, \$283,500 the first year and			
5	\$283,500 the second year from the general fund, and at			
6	least \$283,500 the first year and at least \$283,500 the			
7	second year from nongeneral funds is designated for the			
8	independent Virginia Institute of Government at the			
9	University of Virginia Center for Public Service.			
10	F.1. It is the intent of the General Assembly that the			
11	University of Virginia, in conjunction with the Eastern			
12	Virginia Medical School and Virginia Commonwealth			
13	University, maintain its efforts to educate and train			
14	sufficient generalist physicians to meet the needs of the			
15	Commonwealth, recognizing the Commonwealth's need			
16	for generalist physicians in medically underserved			
17	regions of the state. Further, it is the intent that the			
18	University support medical education and training in			
19	the principles of generalist medicine for all			
20	undergraduate medical students, regardless of their			
21	chosen specialty or field of study.			
22	2. The University of Virginia, in conjunction with			
23	Virginia Commonwealth University and Eastern			
24	Virginia Medical School, shall jointly collect and report			
25	on their production of generalist residents. The report			
26	shall be submitted biennially to the Secretary of			
27	Education and the State Council of Higher Education			
28	no later than October 1.			
29	3. Reporting requirements shall be set forth by the			
30	State Council of Higher Education for Virginia in			
31	consultation with the University of Virginia, Virginia			
32	Commonwealth University, and Eastern Virginia			
33	Medical School.			
34	4. The State Council shall, in consultation with the			
35	University of Virginia, Virginia Commonwealth			
36	University, and Eastern Virginia Medical School,			
37	provide a summary of the biennial report to the			
38	chairman of the House Appropriations and Senate			
39	Finance Committees by November 1, and shall include			
40	policy and funding recommendations, as appropriate, to			
41	address the need for medical education and training in			
42	the Commonwealth.			
43	G. It is the intent of the General Assembly to assist the			
44	three Virginia medical schools as they respond to			
45	changes in the need for delivery and financing of			
46	medical education, both undergraduate and graduate.			
47	H. Out of this appropriation, at least \$196,263 the first			
48	year and \$196,263 the second year from the general			
49	fund shall be provided in support of diabetes education			
50	and public service at the Virginia Center for Diabetes			
51	Professional Education at the University of Virginia.			
52	I.1. Out of this appropriation, \$655,000 the first year			
53	and \$655,000 the second year from the general fund			
54	shall be provided for the Center for Politics at the			
55	University of Virginia to conduct and preserve oral			
56	histories with senior public officials, to conduct the			

ITEM 197.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Virginia Youth Leadership Initiative which educates			
2	students in Virginia's secondary schools in the			
3	democratic process, and to develop programs that foster			
4	increased public awareness of the electoral system.			
5	2. Out of this appropriation, \$130,000 from the general			
6	fund each year is provided to the Center of Politics to			
7	provide civic education resources to all public			
8	elementary and secondary schools in the			
9	Commonwealth.			
10	J. Out of this appropriation, \$369,000 from the general			
11	fund and \$53,189 in nongeneral funds in the first year			
12	and \$369,000 from the general fund and \$53,189 in			
13	nongeneral funds in the second year is provided in			
14	support of the State Arboretum at Blandy Farm.			
15	K. As Virginia's public colleges and universities			
16	approach full funding of the base adequacy guidelines			
17	and as the General Assembly strives to fully fund the			
18	general fund share of the base adequacy guidelines,			
19	these funds are provided with the intent that, in			
20	exercising their authority to set tuition and fees, the			
21	Board of Visitors shall take into consideration the			
22	impact of escalating college costs for Virginia students			
23	and families. In accordance with the cost-sharing goals			
24	set forth in § 4-2.01 b. of this act, the Board of Visitors			
25	is encouraged to limit increases on tuition and			
26	mandatory educational and general fees for in-state,			
27	undergraduate students to the extent possible.			
28	L. The appropriation for the fund source Higher			
29	Education Operating in this Item shall be considered a			
30	sum sufficient appropriation, which is an estimate of			
31	the amount of revenues to be collected for the			
32	educational and general program under the terms of the			
33	management agreement between the University of			
34	Virginia and the Commonwealth, as set forth in			
35	Chapters 933 and 943, of the 2006 Acts of Assembly.			
36	M. Out of this appropriation, \$250,000 each year from			
37	the general fund shall be provided to support			
38	public-private sector partnerships in order to maximize			
39	the number of newly licensed nurses and increase the			
40	supply of nursing faculty.			
41	198.	Higher Education Student Financial Assistance (10800)..		\$55,498,572
42				<del>\$58,298,572</del>
43		Scholarships (10810).....	\$7,467,475	\$7,467,475
44		Fellowships (10820).....	\$48,031,097	<del>\$50,831,097</del>
45				\$51,081,097
46		Fund Sources: General .....	\$9,067,475	<del>\$9,067,475</del>
47				\$9,317,475
48		Higher Education Operating.....	\$46,431,097	\$49,231,097
49		Authority: Title 23, Chapter 9, Code of Virginia.		
50		A. The appropriation for the fund source Higher		
51		Education Operating in this Item shall be considered a		
52		sum sufficient appropriation, which is an estimate of		
53		the revenue collected to meet student financial aid		
54		needs, under the terms of the management agreement		
55		between the university and the Commonwealth as set		



ITEM 198.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	forth in Chapters 933 and 943 of the 2006 Acts of				
2	Assembly.				
3	<i>B. Out of this appropriation, \$250,000 the first year</i>				
4	<i>and \$250,000 the second year from the general fund,</i>				
5	<i>shall be provided to support public-private sector</i>				
6	<i>partnerships in order to maximize the number of newly</i>				
7	<i>licensed nurses and increase the supply of nursing</i>				
8	<i>faculty.</i>				
9	199. Financial Assistance for Educational and General				
10	Services (11000).....			\$281,757,011	\$294,857,011
11	Eminent Scholars (11001) .....	\$4,136,084	\$4,136,084		
12	Sponsored Programs (11004) .....	\$277,620,927	\$290,720,927		
13	Fund Sources: General.....	\$3,146,875	\$3,146,875		
14	Higher Education Operating.....	\$267,070,136	\$280,170,136		
15	Debt Service.....	\$11,540,000	\$11,540,000		
16	Authority: Title 23, Chapter 9, Code of Virginia.				
17	A. Out of this appropriation, \$2,146,875 each year from				
18	the general fund and \$14,350,000 each year from				
19	nongeneral funds is designated to build research				
20	capacity in the areas of bioengineering and regenerative				
21	medicine.				
22	B. The University of Virginia shall report on the use of				
23	these funds and the progress made under this initiative				
24	to the Chairmen of the House Appropriations and				
25	Senate Finance Committees by October 1, 2008. The				
26	report shall include, but not be limited to: 1) how the				
27	funds were used, 2) the amount of federal and private				
28	funds that were leveraged, 3) collaborative efforts in				
29	support of private industry, 4) the number of junior and				
30	senior faculty recruited in each field, 5) the amount of				
31	federal or other grant funds received as the result of				
32	those recruitments, 6) additional grants or contracts				
33	being pursued, 7) the level of instructional activity				
34	conducted by these faculty, 8) the impact of research				
35	activities on undergraduate instruction, 9) the use of				
36	graduate student aid funds, and 10) recommendations				
37	for future investment.				
38	C. Out of this appropriation, \$1,000,000 each year from				
39	the general fund is designated for the support of cancer				
40	research.				
41	D. The Higher Education Operating fund source listed				
42	in this Item is considered to be a sum sufficient				
43	appropriation, which is an estimate of funding required				
44	by the university to cover sponsored program				
45	operations.				
46	200. Higher Education Auxiliary Enterprises (80900)				
47	a sum sufficient, estimated at.....			\$153,535,098	\$159,935,098
48	Residential Services (80930).....	\$22,308,536	\$24,208,536		
49	Parking and Transportation Systems and Services				
50	(80940) .....	\$14,443,667	\$14,443,667		
51	Telecommunications Systems and Services (80950).....	\$13,954,457	\$13,954,457		
52	Student Health Services (80960).....	\$8,927,128	\$9,327,128		
53	Recreational and Intramural Programs (80980).....	\$4,622,549	\$4,922,549		
54	Other Enterprise Functions (80990).....	\$59,482,025	\$61,282,025		
55	Intercollegiate Athletics (80995) .....	\$29,796,736	\$31,796,736		

ITEM 200.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Fund Sources: Higher Education Operating.....	\$130,375,098	\$136,775,098			
2	Debt Service.....	\$23,160,000	\$23,160,000			
3	Authority: Title 23, Chapter 9, Code of Virginia.					
4	200.05. <i>Executive Management (71300)</i> .....			(\$10,619,554)	(\$23,081,949)	
5	<i>Savings From Management Actions (71301)</i> .....	(\$10,619,554)	(\$23,081,949)			
6	<i>Fund Sources: General</i> .....	(\$10,619,554)	(\$23,081,949)			
7	<i>Authority: Discretionary Inclusion</i>					
8	<i>Appropriation reductions in this Item and specified in</i>					
9	<i>Section 4-1.08 of this act shall apply notwithstanding</i>					
10	<i>any language and amounts to the contrary within other</i>					
11	<i>Items of this act.</i>					
12	Total for University of Virginia.....			<b>\$963,507,629</b>	<b>\$985,807,629</b>	
13				<b>\$962,888,075</b>	<b>\$989,614,211</b>	
14	General Fund Positions.....	1,389.27	1,389.27			
15	Nongeneral Fund Positions.....	6,215.69	6,226.69			
16	Position Level .....	7,604.96	7,615.96			
17	Fund Sources: General.....	\$161,025,383	\$161,025,383			
18		\$150,405,829	\$139,075,738			
19	Higher Education Operating.....	\$767,082,246	\$789,382,246			
20		\$777,082,246	\$815,138,473			
21	Debt Service.....	\$35,400,000	\$35,400,000			
22	<b>University of Virginia Medical Center (209)</b>					
23	201. State Health Services (43000).....			\$1,069,920,297	\$1,119,709,439	
24	Inpatient Medical Services (43007) .....	\$465,681,425	\$482,670,567			
25	Outpatient Medical Services (43011).....	\$279,754,978	\$295,473,978			
26	Administrative Services (43018).....	\$324,483,894	\$341,564,894			
27	Fund Sources: Higher Education Operating.....	\$1,052,273,832	\$1,102,062,974			
28	Debt Service.....	\$17,646,465	\$17,646,465			
29	Authority: §§ 23-62 through 23-85, Code of Virginia					
30	and Chapter 38, Acts of Assembly of 1978.					
31	A. The appropriation to the University of Virginia					
32	Medical Center provides for the care, treatment, health					
33	related services and education activities associated with					
34	Virginia patients, including indigent and medically					
35	indigent patients. Inasmuch as the University of					
36	Virginia Medical Center is a state teaching hospital,					
37	this appropriation is to be used to jointly support the					
38	education of health students through patient care					
39	provided by this appropriation.					
40	B. By July 1 of each year, the Director of the					
41	Department of Medical Assistance Services shall					
42	approve a common criteria and methodology for					
43	determining free care attributable to the appropriations					
44	in this Item. The Medical Center will report to the					
45	Department of Medical Assistance Services					
46	expenditures for indigent, medically indigent, and other					
47	patients. The Auditor of Public Accounts and the State					
48	Comptroller shall monitor the implementation of these					
49	procedures. The Medical Center shall report by October					
50	31 annually to the Department of Medical Assistance					

ITEM 201.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Services, the Comptroller and the Auditor of Public			
2	Accounts on expenditures related to this Item.			
3	Reporting shall be by means of the indigent care cost			
4	report and shall follow criteria approved by the Director			
5	of the Department of Medical Assistance Services.			
6	C. Funding for Family Practice is included in the			
7	University of Virginia's Educational and General			
8	appropriation. Support for other residencies is included			
9	in the hospital appropriation.			
10	D. It is the intent of the General Assembly that the			
11	University of Virginia Medical Center - Hospital			
12	maintain its efforts to staff residencies and fellow			
13	positions to produce sufficient generalist physicians in			
14	medically underserved regions of the state.			
15	202.	The June 30, 2008, and June 30, 2009, unexpended		
16		balances to the University of Virginia Medical Center		
17		are hereby reappropriated; their use is subject to		
18		approval of allotments by the Department of Planning		
19		and Budget.		
20	203.	A full accrual system of accounting shall be effected by		
21		the institution, subject to the authority of the State		
22		Comptroller, as stated in § 2.2-803, Code of Virginia,		
23		with the proviso that appropriations for operating		
24		expenses may not be used for capital projects.		
25			<b>\$1,069,920,297</b>	<b>\$1,119,709,439</b>
26		Nongeneral Fund Positions.....	5,031.22	5,149.22
27		Position Level .....	5,031.22	5,149.22
28		Fund Sources: Higher Education Operating.....	\$1,052,273,832	\$1,102,062,974
29		Debt Service.....	\$17,646,465	\$17,646,465
30		<b>University of Virginia's College at Wise (246)</b>		
31	204.	Educational and General Programs (10000).....		\$22,682,357
32				<del>\$22,682,357</del>
33		Higher Education Instruction (100101).....	\$13,341,078	<del>\$13,341,078</del>
34				<del>\$13,461,078</del>
35		Higher Education Public Services (100103).....	\$29,950	\$29,950
36		Higher Education Academic Support (100104).....	\$3,239,170	\$3,239,170
37		Higher Education Student Services (100105).....	\$1,478,718	\$1,478,718
38		Higher Education Institutional Support (100106).....	\$2,744,784	\$2,744,784
39		Operation and Maintenance of Plant (100107).....	\$1,848,657	\$1,848,657
40		Fund Sources: General.....	\$15,089,181	<del>\$15,089,181</del>
41				<del>\$15,209,181</del>
42		Higher Education Operating.....	\$7,593,176	\$7,593,176
43		Authority: §§ 23-91.20 through 23-91.23, Code of		
44		Virginia.		
45		A. This Item includes general and nongeneral fund		
46		appropriations to support institutional initiatives that		
47		help meet statewide goals described in the Restructured		
48		Higher Education Financial and Administrative		
49		Operations Act of 2005 (Chapters 933 and 945, 2005		
50		Acts of Assembly).		
51		B. The software engineering curriculum being		

ITEM 204.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	established to insure success of recent economic				
2	development projects in Southwest Virginia, shall be				
3	considered on its merits by the State Council of Higher				
4	Education for Virginia and shall not be dependent on				
5	funding by the Commonwealth.				
6	C. As Virginia's public colleges and universities				
7	approach full funding of the base adequacy guidelines				
8	and as the General Assembly strives to fully fund the				
9	general fund share of the base adequacy guidelines,				
10	these funds are provided with the intent that, in				
11	exercising their authority to set tuition and fees, the				
12	Board of Visitors shall take into consideration the				
13	impact of escalating college costs for Virginia students				
14	and families. In accordance with the cost-sharing goals				
15	set forth in § 4-2.01 b. of this act, the Board of Visitors				
16	is encouraged to limit increases on tuition and				
17	mandatory educational and general fees for in-state,				
18	undergraduate students to the extent possible.				
19	D. Out of this appropriation, \$246,358 from the general				
20	fund and \$138,577 from nongeneral funds the first year				
21	and \$246,358 from the general fund and \$138,577 from				
22	nongeneral funds the second year is designated to				
23	facilitate the technical training programs for the				
24	Northrop Grumman state backup data center.				
25	<i>E. The appropriation for the fund source Higher</i>				
26	<i>Education Operating in this Item shall be considered a</i>				
27	<i>sum sufficient appropriation, which is an estimate of</i>				
28	<i>the amount of revenues to be collected for the</i>				
29	<i>educational and general program under the terms of</i>				
30	<i>the management agreement between the University of</i>				
31	<i>Virginia and the Commonwealth, as set forth in</i>				
32	<i>Chapters 933 and 943, of the 2006 Acts of Assembly.</i>				
33	205.	Higher Education Student Financial Assistance (10800)..		\$1,694,685	\$1,694,685
34		Scholarships (10810).....	\$1,694,685	<del>\$1,694,685</del>	\$1,713,956
35					<del>\$1,713,956</del>
36					
37		Fund Sources: General.....	\$1,694,685	<del>\$1,694,685</del>	<del>\$1,713,956</del>
38					<del>\$1,713,956</del>
39		Authority: §§ 23-91.20 through 23-91.23, Code of			
40		Virginia.			
41	206.	Financial Assistance for Educational and General			
42		Services (11000)			
43		a sum sufficient, estimated at.....		\$2,087,321	\$2,087,321
44		Eminent Scholars (11001).....	\$2,373		
45		Sponsored Programs (11004).....	\$2,084,948		
46		Fund Sources: Higher Education Operating.....	\$2,087,321		
47		Authority: §§ 23-91.20 through 23-91.23, Code of			
48		Virginia.			
49	207.	Higher Education Auxiliary Enterprises (80900)			
50		a sum sufficient, estimated at.....		\$7,388,772	\$7,388,772
51		Food Services (80910).....	\$1,108,962		
52		Bookstores and other Stores (80920).....	\$980,417		
53		Residential Services (80930).....	\$2,550,118		

ITEM 207.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Parking and Transportation Systems and Services				
2	(80940) .....	\$97,441	\$97,441		
3	Student Health Services (80960).....	\$40,700	\$40,700		
4	Student Unions and Recreational Facilities (80970).....	\$255,577	\$255,577		
5	Other Enterprise Functions (80990).....	\$1,459,691	\$1,459,691		
6	Intercollegiate Athletics (80995) .....	\$895,866	\$895,866		
7	Fund Sources: Higher Education Operating.....	\$5,388,772	\$5,388,772		
8	Debt Service.....	\$2,000,000	\$2,000,000		
9	Authority: §§ 23-91.20 through 23-91.23, Code of				
10	Virginia.				
11	207.05. Executive Management (71300) .....			(\$754,459)	(\$2,277,410)
12	Savings From Management Actions (71301).....	(\$754,459)	(\$2,277,410)		
13	Fund Sources: General.....	(\$754,459)	(\$2,277,410)		
14	Authority: Discretionary Inclusion				
15	Appropriation reductions in this Item and specified in				
16	Section 4-1.08 of this act shall apply notwithstanding				
17	any language and amounts to the contrary within other				
18	Items of this act.				
19	Total for University of Virginia's College at Wise .....			<b>\$33,853,135</b>	<b>\$33,853,135</b>
20				<b>\$33,098,676</b>	<b>\$31,714,996</b>
21	General Fund Positions.....	165.26	165.26		
22	Nongeneral Fund Positions.....	121.28	121.28		
23	Position Level .....	286.54	286.54		
24	Fund Sources: General .....	\$16,783,866	\$16,783,866		
25		\$16,029,407	\$14,645,727		
26	Higher Education Operating.....	\$15,069,269	\$15,069,269		
27	Debt Service.....	\$2,000,000	\$2,000,000		
28	Grand Total for University of Virginia.....			<b>\$2,067,281,061</b>	<b>\$2,139,370,203</b>
29				<b>\$2,065,907,048</b>	<b>\$2,141,038,646</b>
30	General Fund Positions.....	1,554.53	1,554.53		
31	Nongeneral Fund Positions.....	11,368.19	11,497.19		
32	Position Level .....	12,922.72	13,051.72		
33	Fund Sources: General .....	\$177,809,249	\$177,809,249		
34		\$166,435,236	\$153,721,465		
35	Higher Education Operating.....	\$1,834,425,347	\$1,906,514,489		
36		\$1,844,425,347	\$1,932,270,716		
37	Debt Service.....	\$55,046,465	\$55,046,465		
38	<b>§ 1-60. VIRGINIA COMMONWEALTH UNIVERSITY (236)</b>				
39	208. Educational and General Programs (10000) .....			\$478,015,670	\$476,898,670
40					\$495,208,670
41	Higher Education Instruction (100101).....	\$303,627,190	\$302,360,190		
42			\$314,302,271		
43	Higher Education Research (100102) .....	\$11,378,844	\$11,378,844		
44	Higher Education Public Services (100103).....	\$4,701,021	\$4,851,021		
45			\$3,911,021		
46	Higher Education Academic Support (100104).....	\$59,593,759	\$59,593,759		
47			\$61,372,189		
48	Higher Education Student Services (100105).....	\$14,940,656	\$14,940,656		
49			\$15,557,819		
50	Higher Education Institutional Support (100106).....	\$45,613,642	\$45,613,642		

ITEM 208.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	Operation and Maintenance of Plant (100107).....	\$38,160,558	\$38,160,558	
3			\$42,790,993	
4	Fund Sources: General .....	\$200,566,480	\$199,449,480	
5			\$198,509,480	
6	Higher Education Operating.....	\$277,449,190	\$277,449,190	
7			\$296,699,190	
8	Authority: Title 23, Chapter 6.1, Code of Virginia.			
9	A. This Item includes general and nongeneral fund			
10	appropriations to support institutional initiatives that			
11	help meet statewide goals described in the Restructured			
12	Higher Education Financial and Administrative			
13	Operations Act of 2005 (Chapters 933 and 945, 2005			
14	Acts of Assembly).			
15	B.1. Out of this appropriation, \$5,932,772 the first year			
16	and \$5,932,772 the second year from the general fund			
17	is provided for the operation of the Family Practice			
18	Residency Program and Family Practice medical student			
19	programs. This appropriation for Family Practice			
20	programs, whether ultimately implemented by contract,			
21	agreement or other means, is considered to be a grant.			
22	2. The University shall report by July 1 annually to the			
23	Department of Planning and Budget an operating plan			
24	for the Family Practice Residency Program.			
25	3. The University, in cooperation with the University of			
26	Virginia, shall establish elective Family Practice			
27	Medicine experiences in Southwest Virginia for both			
28	students and residents.			
29	4. In the event the Governor imposes across-the-board			
30	general fund reductions, pursuant to his executive			
31	authority in § 4-1.02 of this act, the general fund			
32	appropriation for the Family Practice programs shall be			
33	exempt from any reductions, provided the general fund			
34	appropriation for the family practice program is			
35	excluded from the total general fund appropriation for			
36	Virginia Commonwealth University for purposes of			
37	determining the University's portion of the statewide			
38	general fund reduction requirement.			
39	C. Out of this appropriation an amount estimated at			
40	\$388,468 from the general fund and \$168,533 from			
41	nongeneral funds the first year and \$388,468 from the			
42	general fund and \$168,533 from nongeneral funds the			
43	second year is designated for the educational			
44	telecommunications project to provide graduate			
45	engineering education, subject to a plan approved by			
46	the State Council of Higher Education for Virginia.			
47	D.1. Out of this appropriation, not less than \$368,125			
48	the first year and \$368,125 the second year from the			
49	general fund is designated for the Virginia Center on			
50	Aging. This includes \$194,750 in each year for the			
51	Alzheimer's and Related Diseases Research Award			
52	Fund.			
53	2. Out of this appropriation \$356,250 from the general			
54	fund and \$356,250 from nongeneral funds the first year			

ITEM 208.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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ITEM 208.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	I. Out of this appropriation, \$285,000 the first year and			
2	\$285,000 the second year from the general fund is			
3	designated for support of the Council on Economic			
4	Education.			
5	J. Out of this appropriation, \$46,075 the first year and			
6	\$46,075 the second year from the general fund is			
7	designated for support of the Education Policy Institute.			
8	K.1. Out of this appropriation, \$36,500,000 the first			
9	year and \$36,500,000 the second year from nongeneral			
10	funds is designated to support the University's branch			
11	campus in Qatar.			
12	2. Notwithstanding § 2.2-1802 of the Code of Virginia,			
13	Virginia Commonwealth University is authorized to			
14	maintain a local bank account in Qatar and non-U.S.			
15	countries to facilitate business operations the VCU			
16	Qatar Campus. These accounts are exempt from the			
17	Securities for Public Deposits Act, Title 2.2, Chapter 44			
18	of the Code of Virginia.			
19	3. Procurements and expenditures from the local bank			
20	account(s) are not subject to the Virginia Public			
21	Procurement Act and the Commonwealth Accounting			
22	Policies and Procedures (CAPP) Manual. Virginia			
23	Commonwealth University will institute procurement			
24	policies based on competitive procurement principles,			
25	except as otherwise stated within these policies.			
26	Expenditures from the local bank account will be			
27	recorded in the Commonwealth Accounting and			
28	Reporting System by Agency Transaction Vouchers, as			
29	appropriated herewith with revenue recognized as equal			
30	to the expenditures.			
31	4. Notwithstanding Section 2.2-1149 of the Code of			
32	Virginia, Virginia Commonwealth University is			
33	authorized to approve operating, income and capital			
34	leases in Qatar under policies and procedures developed			
35	by the University.			
36	5. Virginia Commonwealth University is authorized to			
37	establish and hire staff (non-faculty) positions in Qatar			
38	under policies and procedures developed by the			
39	University. These employees, who are employed solely			
40	to support the Qatar Campus are not considered			
41	employees of the Commonwealth of Virginia and are			
42	not subject to the Virginia Personnel Act.			
43	6. The Board of Visitors of Virginia Commonwealth			
44	University is authorized to establish policies for the			
45	Qatar Campus.			
46	L.1. Notwithstanding any other provisions of law,			
47	Virginia Commonwealth University is authorized to			
48	remit tuition and fees for merit scholarships for students			
49	of high academic achievement subject to the following			
50	limitations and restrictions:			
51	2. The number of such scholarships annually awarded			
52	to undergraduate Virginia students shall not exceed			
53	twenty percent of the fall headcount enrollment of			
54	Virginia students in undergraduate studies in the			
55	institution from the preceding academic year. The total			



ITEM 208.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	value of such merit scholarships annually awarded shall				
2	not exceed in any year the amount arrived at by				
3	multiplying the applicable figure for undergraduate				
4	tuition and required fees by twenty percent of the				
5	headcount enrollment of Virginia students in				
6	undergraduate studies in the institution for the fall				
7	semester from the preceding academic year.				
8	3. The number of such scholarships annually awarded				
9	to undergraduate non-Virginia students shall not exceed				
10	twenty percent of the fall headcount enrollment of				
11	non-Virginia students in undergraduate studies in the				
12	institution from the preceding academic year. The total				
13	value of such merit scholarships annually awarded shall				
14	not exceed in any year the amount arrived at by				
15	multiplying the applicable figure for undergraduate				
16	tuition and required fees by twenty percent of the fall				
17	headcount enrollment of non-Virginia students in				
18	undergraduate studies in the institution during the				
19	preceding academic year.				
20	4. A scholarship awarded under this program shall				
21	entitle the holder to receive an annual remission of an				
22	amount not to exceed the cost of tuition and required				
23	fees to be paid by the student.				
24	M. Out of this appropriation, \$285,000 the first year				
25	and \$285,000 the second year from the general fund is				
26	provided for the Medical College of Virginia Palliative				
27	Care Partnership.				
28	N. Out of this appropriation, \$50,000 the first year				
29	from the general fund is designated for planning				
30	associated with establishing a satellite dental clinic in				
31	Southwest Virginia (Wise) to serve underserved citizens				
32	in the area.				
33	O. As Virginia's public colleges and universities				
34	approach full funding of the base adequacy guidelines				
35	and as the General Assembly strives to fully fund the				
36	general fund share of the base adequacy guidelines,				
37	these funds are provided with the intent that, in				
38	exercising their authority to set tuition and fees, the				
39	Board of Visitors shall take into consideration the				
40	impact of escalating college costs for Virginia students				
41	and families. In accordance with the cost-sharing goals				
42	set forth in § 4-2.01 b. of this act, the Board of Visitors				
43	is encouraged to limit increases on tuition and				
44	mandatory educational and general fees for in-state,				
45	undergraduate students to the extent possible.				
46	209.	Higher Education Student Financial Assistance (10800) ..		\$18,414,324	\$18,414,324
47				\$21,414,324	\$26,502,039
48		Scholarships (10810).....	\$15,779,075	\$15,779,075	
49			\$18,779,075	\$23,866,790	
50		Fellowships (10820).....	\$2,635,249	\$2,635,249	
51		Fund Sources: General.....	\$18,414,324	\$18,414,324	
52				\$22,752,039	
53		Higher Education Operating.....	\$3,000,000	\$3,750,000	
54		Authority: Title 23, Chapter 6.1, Code of Virginia.			

ITEM 209.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	210.				
2				\$241,065,152	\$241,065,152
3		\$2,395,800	\$2,395,800		
4		\$238,669,352	\$238,669,352		
5		\$2,162,500	\$2,162,500		
6		\$237,637,652	\$237,637,652		
7		\$1,265,000	\$1,265,000		
8	Authority: Title 23, Chapter 6.1, Code of Virginia.				
9	A. Out of this appropriation, \$1,162,000 each year from				
10	the general fund and \$6,600,000 from nongeneral funds				
11	each year is designated to build research capacity in the				
12	areas of biomedical engineering and regenerative				
13	medicine.				
14	B. Virginia Commonwealth University shall report on				
15	the use of these funds and progress made under this				
16	initiative to the Chairmen of the House Appropriations				
17	and Senate Finance Committees by October 1, 2008.				
18	The report shall include, but not be limited to: 1) how				
19	the funds were used, 2) the amount of federal and				
20	private funds that were leveraged, 3) collaborative				
21	efforts in support of private industry, 4) the number of				
22	junior and senior faculty recruited in each field, 5) the				
23	amount of federal or other grant funds received as the				
24	result of those recruitments, 6) additional grants or				
25	contracts being pursued, 7) the level of instructional				
26	activity conducted by these faculty, 8) the impact of				
27	research activities on undergraduate instruction, 9) the				
28	use of graduate student aid funds, and 10) the				
29	recommendations for future investment.				
30	C. Out of this appropriation, \$1,000,000 each year from				
31	the general fund is designated for the support of cancer				
32	research.				
33	D. The Higher Education Operating fund source listed				
34	in this Item is considered to be a sum sufficient				
35	appropriation, which is an estimate of funding required				
36	by the university to cover sponsored program				
37	operations.				
38	211.			\$18,000,000	\$18,000,000
39					
40		\$18,000,000	\$18,000,000		
41		\$18,000,000	\$18,000,000		
42	Authority: Discretionary Inclusion.				
43	This appropriation includes funding to support 200.00				
44	instructional and administrative faculty positions and for				
45	administrative and classified positions which provide				
46	services, through internal service agreements, to the				
47	Virginia Commonwealth University Health System				
48	Authority.				
49	212.			\$123,315,859	\$129,867,818
50					
51		\$18,988,157	\$19,483,317		
52		\$3,608,954	\$3,629,014		
53		\$27,235,785	\$28,584,839		

ITEM 212.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Parking and Transportation Systems and Services				
2	(80940) .....	\$17,959,460	\$18,611,663		
3	Telecommunications Systems and Services (80950).....	\$6,368,423	\$6,368,423		
4	Student Health Services (80960).....	\$4,682,307	\$4,980,991		
5	Student Unions and Recreational Facilities (80970).....	\$11,148,964	\$11,852,129		
6	Recreational and Intramural Programs (80980).....	\$7,987,564	\$9,746,809		
7	Other Enterprise Functions (80990).....	\$12,494,012	\$12,693,699		
8	Intercollegiate Athletics (80995) .....	\$12,842,233	\$13,916,934		
9	Fund Sources: Higher Education Operating.....	\$102,080,695	\$105,497,026		
10	Debt Service.....	\$21,235,164	\$24,370,792		
11	Authority: Title 23, Chapter 6.1, Code of Virginia.				
12	212.05. <i>Executive Management (71300) .....</i>			(\$10,136,449)	(\$30,382,260)
13	<i>Savings From Management Actions (71301).....</i>	(\$10,136,449)	(\$30,382,260)		
14	<i>Fund Sources: General.....</i>	(\$10,136,449)	(\$30,382,260)		
15	<i>Authority: Discretionary Inclusion</i>				
16	<i>Appropriation reductions in this Item and specified in</i>				
17	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
18	<i>any language and amounts to the contrary within other</i>				
19	<i>Items of this act.</i>				
20	Total for Virginia Commonwealth University.....			<b>\$878,811,005</b>	<b>\$884,245,964</b>
21				<b>\$871,674,556</b>	<b>\$880,261,419</b>
22	General Fund Positions.....	1,507.80	1,507.80		
23	Nongeneral Fund Positions.....	3,674.29	<del>3,674.29</del>		
24			3,792.29		
25	Position Level .....	5,182.09	<del>5,182.09</del>		
26			5,300.09		
27	Fund Sources: General.....	\$221,143,304	\$220,026,304		
28		\$211,006,855	\$193,041,759		
29	Higher Education Operating.....	\$635,167,537	\$638,583,868		
30		\$638,167,537	\$661,583,868		
31	Debt Service.....	\$22,500,164	\$25,635,792		
32	<b>§ 1-61. VIRGINIA COMMUNITY COLLEGE SYSTEM (260)</b>				
33	213. Educational and General Programs (10000).....			\$752,998,702	\$792,396,567
34					\$762,968,843
35	Higher Education Instruction (100101).....	\$407,252,450	\$432,953,567		
36			\$403,525,843		
37	Higher Education Public Services (100103).....	\$10,094,164	\$10,500,380		
38	Higher Education Academic Support (100104).....	\$75,182,216	\$78,109,137		
39	Higher Education Student Services (100105).....	\$56,154,858	\$58,327,956		
40	Higher Education Institutional Support (100106).....	\$145,035,696	\$150,804,008		
41	Operation and Maintenance of Plant (100107).....	\$59,279,318	\$61,701,519		
42	Fund Sources: General.....	\$396,453,692	\$396,407,442		
43	Special.....	\$5,000	\$5,000		
44	Higher Education Operating.....	\$356,540,010	\$395,984,125		
45			\$366,556,401		
46	Authority: Title 23, Chapter 16, Code of Virginia.				
47	A. This Item includes general and nongeneral fund				
48	appropriations to support institutional initiatives that				
49	help meet statewide goals described in the Restructured				
50	Higher Education Financial and Administrative				

ITEM 213.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Operations Act of 2005 (Chapters 933 and 945, 2005			
2	Acts of Assembly).			
3	B. It is the objective of the Commonwealth that a			
4	standard of 70 percent full-time faculty be established			
5	for the Virginia Community College System. Consistent			
6	with higher education funding guidelines, it is expected			
7	that the Virginia Community College System will			
8	utilize the funds provided for base operating support to			
9	achieve this objective. In addition, the first priority for			
10	new funding provided to the community college system			
11	shall be for operating support at individual community			
12	colleges. Thirty days prior to the beginning of each			
13	fiscal year, the Virginia Community College System			
14	shall report to the Chairmen of the House			
15	Appropriations and Senate Finance Committees on the			
16	allocation of all new general funds and nongeneral			
17	funds in this item and any cost recovery plans between			
18	the individual community colleges and the system			
19	office.			
20	C. It is the intent of the General Assembly that funds			
21	available to the Virginia Community College System be			
22	reallocated to accommodate changes in enrollment and			
23	other cost factors at each of the community colleges.			
24	D. Tuition and fee revenues from out-of-state students			
25	taking distance education courses through the Virginia			
26	Community College System must exceed all direct and			
27	indirect costs of providing instruction to those students.			
28	Tuition and fee rates to meet this requirement shall be			
29	established by the State Board for Community			
30	Colleges.			
31	E. Out of this appropriation, \$110,097 and one position			
32	the first year and \$110,097 and one position the second			
33	year from the general fund is designated to enhance the			
34	skills of the interpreters for the deaf and			
35	hard-of-hearing and to enable them to achieve higher			
36	levels of expertise.			
37	F. Out of this appropriation, amounts for the following			
38	special programs are designated: at J. Sargeant			
39	Reynolds Community College, the Program for the			
40	Deaf, \$84,097 and four positions the first year and			
41	\$84,097 and four positions the second year from the			
42	general fund and the Program for the Mentally			
43	Retarded, \$118,566 and four positions the first year and			
44	\$118,566 and four positions the second year from the			
45	general fund; and, at New River Community College,			
46	the Program for the Deaf, \$102,051 and four positions			
47	the first year and \$102,051 and four positions the			
48	second year from the general fund, and the Program for			
49	the Mentally Retarded, \$90,788 and 4.5 positions the			
50	first year and \$90,788 and 4.5 positions the second year			
51	from the general fund; and, at Danville Community			
52	College, the Program for the Deaf, \$46,580 and one			
53	position the first year and \$46,580 and one position the			
54	second year from the general fund.			
55	G. Out of this appropriation, \$50,814 the first year and			
56	\$50,814 the second year from the general fund is			
57	designated to support the Southwest Virginia			
58	Telecommunications Network.			

ITEM 213.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	H.1. Out of this appropriation, \$211,725 the first year				
2	and \$211,725 the second year from the general fund is				
3	designated for the A. L. Philpott Manufacturing				
4	Extension Partnership at Patrick Henry Community				
5	College.				
6	2. Out of this appropriation, \$296,415 the first year and				
7	\$296,415 the second year from the general fund is				
8	designated for the A. L. Philpott Manufacturing				
9	Extension Partnership at Patrick Henry Community				
10	College for an ongoing match for a grant from the U.S.				
11	Department of Commerce to develop a manufacturer				
12	assistance program covering most of Virginia.				
13	I. Out of this appropriation, \$340,533 and four				
14	positions the first year and \$340,533 and four positions				
15	the second year from the general fund is provided to				
16	support Virginia Western Community College's				
17	participation in the Roanoke Higher Education Center				
18	and the Botetourt County Education and Training				
19	Center at Greenfield.				
20	J. Out of this appropriation, \$169,380 the first year and				
21	\$169,380 the second year from the general fund is				
22	designated to support the Southwestern Virginia				
23	Advanced Manufacturing Technology Center at				
24	Wytheville Community College.				
25	K. It is the intent of the General Assembly that				
26	noncredit business and industry work-related training				
27	courses and programs offered by community colleges				
28	be funded at a ratio of 30 percent from the general				
29	fund and 70 percent from nongeneral funds. Out of this				
30	appropriation, \$846,900 in the first year and \$846,900				
31	in the second year from the general fund is designated				
32	for this purpose. These funds may be combined with				
33	funds of \$317,588 the first year and \$317,588 the				
34	second year already included in the Virginia				
35	Community College System budget for the "Virginia				
36	Works" program. The funds will be allocated by				
37	formula to all colleges based on the number of				
38	individuals served by non-credit activities.				
39	L.1. As recommended by House Joint Resolution No.				
40	622 (1997), the Joint Subcommittee to Study Noncredit				
41	Education for Workforce Training in the				
42	Commonwealth, the Virginia Community College				
43	System is directed to establish one or more Institutes of				
44	Excellence responsible for development of statewide				
45	training programs to meet current, high demand				
46	workforce needs of the Commonwealth. Out of this				
47	appropriation, at least \$846,900 the first year and				
48	\$846,900 the second year from the general fund is				
49	available to support the Institutes of Excellence.				
50	2. Under the guidance of the Virginia Workforce				
51	Council, authorized in Title 2.2, Chapter 26, Article 25,				
52	Code of Virginia, the Virginia Community College				
53	System shall submit to the Chairmen of the Senate				
54	Finance and House Appropriations Committees by				
55	November 4 of each year a report detailing the				
56	financing, activities, accomplishments and plans for the				
57	Institutes of Excellence and the four workforce				
58	development centers, and outcomes of the				

ITEM 213.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	appropriations for 23 workforce coordinators and for			
2	non-credit training. The report shall include, but not be			
3	limited to:			
4	a. performance measures to be used to evaluate the			
5	effectiveness of the workforce coordinators at all 23			
6	colleges;			
7	b. detailed information on number of students trained,			
8	employers served and courses offered; the types of			
9	certifications awarded; and the participation by local			
10	governments and the public or private sector, and other			
11	data relevant to the activities of the four regional			
12	workforce development centers;			
13	c. the number of students trained, employers served and			
14	courses offered through noncredit instruction, and the			
15	amounts of local government, public or private sector			
16	funding used to match this appropriation; and			
17	d. the amount or percentage of private and public			
18	funding contributed for the institutes' programming and			
19	operating needs; the number of private and public			
20	partnerships involved in the institutes' programming;			
21	the number of faculty and colleges affected by the			
22	institutes' programming; and performance measures to			
23	be used to evaluate the sharing or broadcasting of			
24	information and new/improved/updated curricula to			
25	other Virginia Community College campuses.			
26	M. Out of this appropriation, \$1,291,523 and 23			
27	positions the first year and \$1,291,523 and 23 positions			
28	the second year from the general fund is provided for			
29	staff who will be responsible for coordinating			
30	workforce training in the campus service area. The staff			
31	will work with local business and industry to determine			
32	training needs, coordinate with local economic			
33	development personnel, the local workforce training			
34	council, and other providers. It is the General			
35	Assembly's intent that the Virginia Community College			
36	System maximize these positions by encouraging			
37	funding matches at the local level.			
38	N. Out of this appropriation, \$508,140 and four			
39	positions the first year and \$508,140 and four positions			
40	the second year from the general fund is provided for			
41	four workforce training centers: the Peninsula			
42	Workforce Development Center (Thomas Nelson			
43	Community College), \$84,690 and one position the first			
44	year and \$84,690 and one position the second year; the			
45	Regional Center for Applied Technology Training			
46	(Danville Community College), \$169,380 and one			
47	position the first year and \$169,380 and one position			
48	the second year; a Workforce Development Center at			
49	Paul D. Camp Community College, \$169,380 and one			
50	position the first year and \$169,380 and one position			
51	the second year; and the Central Virginia			
52	Manufacturing Technology Training Center in the			
53	Lynchburg area, \$84,690 and one position the first year			
54	and \$84,690 and one position the second year. Each			
55	center shall provide a 25 percent match prior to the			
56	release of state funding.			
57	O.1. Out of this appropriation, \$345,000 the first year			

ITEM 213.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and \$345,000 the second year from the general fund is				
2	provided for the annual lease or rental costs of space in				
3	the Botetourt County Education and Training Center at				
4	Greenfield.				
5	2. The general fund amounts provided for in this				
6	paragraph for workforce training, retraining,				
7	programming, and community education facilities at the				
8	Botetourt County Education and Training Center shall				
9	be matched by local or private sources in a ratio of				
10	two-thirds state funds to at least one-third local or				
11	private funds, as approved by the State Board for				
12	Community Colleges.				
13	P.1. Out of this appropriation, \$330,000 the first year				
14	and \$330,000 the second year from the general fund is				
15	provided for the annual lease or rental costs of space in				
16	the Virginia Peninsula Workforce Development Center.				
17	2. The general fund amounts provided for in this Item				
18	for workforce training, retraining, programming, and				
19	community education facilities at the Virginia Peninsula				
20	Workforce Development Center shall be matched by				
21	local or private sources in a ratio of two-thirds state				
22	funds to at least one-third local or private funds, as				
23	approved by the State Board for Community Colleges.				
24	Q. This appropriation includes \$56,398 the first year				
25	and \$10,148 the second year from the general fund for				
26	the eighth and ninth of nine annual payments for the				
27	lease-purchase of furnishings and equipment totaling				
28	\$4,500,000 for the Medical Education Campus of				
29	Northern Virginia Community College, the Advanced				
30	Technology Building of Tidewater Community College,				
31	and the Virginia Peninsula Workforce Development				
32	Center of Thomas Nelson Community College.				
33	R.1. Out of this appropriation, \$150,000 the first year				
34	and \$150,000 the second year from the general fund is				
35	designated for Tidewater Community College to support				
36	an apprenticeship program for Virginia's shipyard				
37	workers.				
38	2. All general fund amounts appropriated for this				
39	apprenticeship program shall be used to provide				
40	scholarships to shipyard workers enrolled in the				
41	program. The conditions for receiving a scholarship				
42	shall be those conditions described in § 23-220.01,				
43	Code of Virginia.				
44	S. Out of this appropriation, \$100,000 from the general				
45	fund and \$100,000 from nongeneral funds the first year				
46	and \$100,000 from the general fund and \$100,000 from				
47	nongeneral funds the second year is provided for the				
48	Heavy Equipment Operator program at Southside				
49	Virginia Community College.				
50	T. Out of this appropriation, \$150,000 the first year				
51	and \$150,000 the second year from the general fund is				
52	provided for the Mecklenburg County Job Retraining				
53	Center.				
54	U. As Virginia's public colleges and universities				
55	approach full funding of the base adequacy guidelines				

ITEM 213.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	and as the General Assembly strives to fully fund the				
2	general fund share of the base adequacy guidelines,				
3	these funds are provided with the intent that, in				
4	exercising their authority to set tuition and fees, the				
5	Board of Visitors shall take into consideration the				
6	impact of escalating college costs for Virginia students				
7	and families. In accordance with the cost-sharing goals				
8	set forth in § 4-2.01 b. of this act, the Board of Visitors				
9	is encouraged to limit increases on tuition and				
10	mandatory educational and general fees for in-state,				
11	undergraduate students to the extent possible.				
12	V. Out of this appropriation, \$250,000 each year from				
13	the general fund shall be provided to Northern Virginia				
14	Community College to support public-private sector				
15	partnerships in order to maximize the number of newly				
16	licensed nurses and increase the supply of nursing				
17	faculty.				
18	214.			\$151,302,536	\$155,108,638
19					\$223,755,598
20		Scholarships (10810).....	\$151,302,536	\$155,108,638	
21				\$223,755,598	
22		Fund Sources: General.....	\$24,432,485	\$24,432,485	
23				\$35,897,245	
24		Higher Education Operating.....	\$126,870,051	\$130,676,153	
25				\$187,858,353	
26		Authority: Title 23, Chapter 16, Code of Virginia.			
27	215.	Financial Assistance for Educational and General			
28		Services (11000)			
29		a sum sufficient, estimated at.....		\$45,117,500	\$45,117,500
30		Sponsored Programs (11004).....	\$45,117,500	\$45,117,500	
31		Fund Sources: Higher Education Operating.....	\$45,117,500	\$45,117,500	
32		Authority: Title 23, Chapter 16, Code of Virginia.			
33	216.	Economic Development Services (53400).....		\$50,706,819	\$49,895,129
34					\$50,167,061
35		Apprenticeship Program (53409).....	\$1,044,500	\$1,044,500	
36				\$1,316,432	
37		Management of Workforce Development Program			
38		Services (53427).....	\$49,662,319	\$48,850,629	
39		Fund Sources: General.....	\$1,044,500	\$1,044,500	
40				\$1,316,432	
41		Higher Education Operating.....	\$49,662,319	\$48,850,629	
42		A. Out of this appropriation, \$49,623,319 and 38			
43		positions the first year, and \$48,850,629 and 38			
44		positions the second year from nongeneral funds is			
45		provided for the administration and implementation of			
46		workforce development programs as part of the federal			
47		Workforce Investment Act.			
48		B. Out of this appropriation, an amount not to exceed			
49		\$1,000,000 from nongeneral funds and based on a			
50		budget approved by the Virginia Workforce Council			
51		shall be made available to support the provisions of			
52		House Bill 1526 and Senate Bill 756, Chapters 243			
53		and 679, 2008 Session of the General Assembly.			



ITEM 216.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>C. Out of this appropriation, \$271,932 the second year</i>			
2	<i>from the general fund is for the first of three annual</i>			
3	<i>payments totaling \$815,796 for the master equipment</i>			
4	<i>lease program for the purchase of equipment for the</i>			
5	<i>workforce development program.</i>			
6	217.	Higher Education Auxiliary Enterprises (80900)		
7		a sum sufficient, estimated at.....	\$29,677,025	\$32,287,802
8		Food Services (80910).....	\$29,677,025	\$32,287,802
9		Fund Sources: Higher Education Operating.....	\$27,066,262	\$29,677,039
10		Debt Service.....	\$2,610,763	\$2,610,763
11	Authority: Title 23, Chapter 16, Code of Virginia.			
12	218.	The appropriations in this section are for the following		
13		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	218.05.	Executive Management (71300).....		(\$19,874,910)
30		Savings From Management Actions (71301).....	(\$19,874,910)	(\$40,165,801)
31		Fund Sources: General.....	(\$19,874,910)	(\$40,165,801)
32	Authority: Discretionary Inclusion			
33	Appropriation reductions in this Item and specified in			
34	Section 4-1.08 of this act shall apply notwithstanding			
35	any language and amounts to the contrary within other			
36	Items of this act.			
37	Total for Virginia Community College System .....		<b>\$1,029,802,582</b>	<b>\$1,074,805,636</b>
38			<b>\$1,009,927,672</b>	<b>\$1,074,131,003</b>
39		General Fund Positions.....	5,542.57	5,542.57
40		Nongeneral Fund Positions.....	3,365.58	3,365.58
41		Position Level .....	8,908.15	8,908.15
42		Fund Sources: General.....	\$421,930,677	\$421,884,427
43			\$402,055,767	\$393,455,318
44		Special.....	\$5,000	\$5,000
45		Higher Education Operating.....	\$605,256,142	\$650,305,446
46				\$678,059,922
47		Debt Service.....	\$2,610,763	\$2,610,763
48	<b>§ 1-62. VIRGINIA MILITARY INSTITUTE (211)</b>			
49	219.	Educational and General Programs (10000).....		\$30,634,095
50				\$32,098,095
				\$30,634,095
				\$32,218,095

ITEM 219.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Higher Education Instruction (100101).....	\$13,447,776	\$13,447,776		
2			\$13,567,776		
3	Higher Education Public Services (100103).....	\$69,056	\$69,056		
4	Higher Education Academic Support (100104).....	\$4,453,400	\$4,453,400		
5	Higher Education Student Services (100105).....	\$2,155,787	\$2,155,787		
6	Higher Education Institutional Support (100106).....	\$6,135,320	\$6,135,320		
7		\$6,996,320	\$6,996,320		
8	Operation and Maintenance of Plant (100107).....	\$4,372,756	\$4,372,756		
9		\$4,975,756	\$4,975,756		
10	Fund Sources: General.....	\$10,897,989	\$10,897,989		
11			\$11,017,989		
12	Higher Education Operating.....	\$19,336,106	\$19,336,106		
13		\$20,800,106	\$20,800,106		
14	Debt Service.....	\$400,000	\$400,000		
15	Authority: Title 23, Chapter 10, Code of Virginia.				
16	A. This Item includes general and nongeneral fund				
17	appropriations to support institutional initiatives that				
18	help meet statewide goals as described in the				
19	Restructured Higher Education Financial and				
20	Administrative Operations Act of 2005 (Chapters 933				
21	and 945, 2005 Acts of Assembly).				
22	B. As Virginia's public colleges and universities				
23	approach full funding of the base adequacy guidelines				
24	and as the General Assembly strives to fully fund the				
25	general fund share of the base adequacy guidelines,				
26	these funds are provided with the intent that, in				
27	exercising their authority to set tuition and fees, the				
28	Board of Visitors shall take into consideration the				
29	impact of escalating college costs for Virginia students				
30	and families. In accordance with the cost-sharing goals				
31	set forth in § 4-2.01 b. of this act, the Board of Visitors				
32	is encouraged to limit increases on tuition and				
33	mandatory educational and general fees for in-state,				
34	undergraduate students to the extent possible.				
35	220. Higher Education Student Financial Assistance (10800)..			\$1,271,762	\$1,271,762
36	Scholarships (10810).....	\$1,271,762	\$1,271,762		
37	Fund Sources: General.....	\$721,762	\$721,762		
38	Higher Education Operating.....	\$550,000	\$550,000		
39	Authority: Title 23, Chapter 10, § 23-105, Code of				
40	Virginia.				
41	Out of the amounts for Scholarships and Loans, the				
42	Institute shall provide for State Cadetships and for				
43	discretionary student aid.				
44	221. Financial Assistance for Educational and General				
45	Services (11000)				
46	a sum sufficient, estimated at.....			\$894,898	\$894,898
47	Eminent Scholars (11001).....	\$200,001	\$200,001		
48	Sponsored Programs (11004).....	\$694,897	\$694,897		
49	Fund Sources: Higher Education Operating.....	\$894,898	\$894,898		
50	Authority: Title 23, Chapter 10, Code of Virginia.				
51	222. Unique Military Activities (11300).....			\$6,196,904	\$6,196,904
52				\$6,629,904	\$6,629,904

ITEM 222.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$3,139,904	\$3,139,904		
2	Higher Education Operating.....	\$3,057,000	\$3,057,000		
3		\$3,490,000	\$3,490,000		
4	Authority: Discretionary Inclusion.				
5	A.1. Personnel associated with performance of activities				
6	designated by the State Council of Higher Education				
7	for Virginia to be uniquely military shall be excluded				
8	from the calculation of employment guidelines.				
9	2. It is the intent of the General Assembly that				
10	nonresident cadets receive the same general fund				
11	support in the Unique Military program as resident				
12	cadets.				
13	223. Higher Education Auxiliary Enterprises (80900)				
14	a sum sufficient, estimated at.....			\$19,640,665	\$19,640,665
15				\$20,097,000	\$20,097,000
16	Food Services (80910).....	\$6,001,500	\$6,001,500		
17	Bookstores and other Stores (80920).....	\$532,994	\$532,994		
18	Residential Services (80930).....	\$1,687,367	\$1,687,367		
19		\$1,384,702	\$1,384,702		
20	Student Health Services (80960).....	\$171,448	\$171,448		
21	Student Unions and Recreational Facilities (80970).....	\$1,220,134	\$1,220,134		
22		\$1,320,134	\$1,320,134		
23	Recreational and Intramural Programs (80980).....	\$536,902	\$536,902		
24	Other Enterprise Functions (80990).....	\$4,532,212	\$4,532,212		
25		\$5,191,212	\$5,191,212		
26	Intercollegiate Athletics (80995).....	\$4,958,108	\$4,958,108		
27	Fund Sources: Higher Education Operating.....	\$18,447,000	\$18,447,000		
28		\$19,206,000	\$19,206,000		
29	Debt Service.....	\$1,193,665	\$1,193,665		
30		\$891,000	\$891,000		
31	Authority: Title 23, Chapter 10, Code of Virginia.				
32	223.05. <i>Executive Management (71300)</i> .....			(\$982,653)	(\$2,118,864)
33	<i>Savings From Management Actions (71301)</i> .....	(\$982,653)	(\$2,118,864)		
34	<i>Fund Sources: General</i> .....	(\$982,653)	(\$2,118,864)		
35	<i>Authority: Discretionary Inclusion</i>				
36	<i>Appropriation reductions in this Item and specified in</i>				
37	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
38	<i>any language and amounts to the contrary within other</i>				
39	<i>Items of this act.</i>				
40	Total for Virginia Military Institute.....			\$58,638,324	\$58,638,324
41				\$60,009,006	\$58,992,795
42	General Fund Positions.....	185.71	185.71		
43	Nongeneral Fund Positions.....	278.06	278.06		
44	Position Level.....	463.77	463.77		
45	Fund Sources: General.....	\$14,759,655	\$14,759,655		
46		\$13,777,002	\$12,760,791		
47	Higher Education Operating.....	\$42,285,004	\$42,285,004		
48		\$44,941,004	\$44,941,004		
49	Debt Service.....	\$1,593,665	\$1,593,665		
50		\$1,291,000	\$1,291,000		

ITEM 224.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-63. VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY (208)</b>				
2	224. Educational and General Programs (10000).....			\$479,655,133	\$501,853,133
3				\$488,677,655	
4	Higher Education Instruction (100101).....	\$269,952,261	\$287,850,951		
5		\$277,134,472			
6	Higher Education Research (100102).....	\$22,587,074	\$22,587,074		
7	Higher Education Public Services (100103).....	\$17,486,696	\$17,486,696		
8	Higher Education Academic Support (100104).....	\$57,880,155	\$61,141,076		
9	Higher Education Student Services (100105).....	\$14,584,317	\$15,622,706		
10		\$15,008,588			
11	Higher Education Institutional Support (100106).....	\$45,092,920	\$45,092,920		
12	Operation and Maintenance of Plant (100107).....	\$52,071,710	\$52,071,710		
13		\$53,487,750			
14	Fund Sources: General.....	\$178,486,475	\$178,486,475		
15	Higher Education Operating.....	\$301,168,658	\$323,366,658		
16		\$310,191,180			
17	Authority: Title 23, Chapter 11, Code of Virginia.				
18	A. This Item includes general and nongeneral fund				
19	appropriations to support institutional initiatives that				
20	help meet statewide goals described in the Restructured				
21	Higher Education Financial and Administrative				
22	Operations Act of 2005 (Chapters 933 and 945, 2005				
23	Acts of Assembly).				
24	B. Out of this appropriation shall be expended an				
25	amount estimated at \$869,882 from the general fund				
26	and \$436,357 from nongeneral funds the first year and				
27	\$869,882 from the general fund and \$436,357 from				
28	nongeneral funds the second year for the educational				
29	telecommunications project to provide graduate				
30	engineering education, subject to a plan approved by				
31	the State Council of Higher Education for Virginia.				
32	C. Out of this appropriation, <del>\$161,761</del> \$151,651 from				
33	the general fund and \$250,813 from nongeneral funds				
34	the first year and <del>\$161,761</del> \$151,651 from the general				
35	fund and \$250,813 from nongeneral funds the second				
36	year is designated to support the Educational and				
37	General portion of the debt service for the coal-fired				
38	facility, as approved in Item D-6.1, Chapter 459, Acts				
39	of Assembly of 1991.				
40	D. Out of this appropriation, <del>\$450,000</del> \$421,875 the				
41	first year and <del>\$450,000</del> \$421,875 the second year from				
42	the general fund is designated to support the Marion				
43	duPont Scott Equine Center of the Virginia-Maryland				
44	Regional College of Veterinary Medicine.				
45	E. Out of this appropriation, <del>\$141,750</del> \$132,890 and				
46	one position the first year and <del>\$141,750</del> \$132,890 and				
47	one position the second year from the general fund is				
48	designated for the Virginia Center for Coal and Energy				
49	Research.				
50	F. Out of this appropriation, <del>\$15,000</del> \$14,063 the first				
51	year and <del>\$15,000</del> \$14,063 the second year from the				
52	general fund is designated to support continuing				
53	education activities at the Reynolds Homestead.				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 224.</b>					
1	G. Out of this appropriation, <del>\$84,375</del> \$79,101 the first				
2	year and <del>\$84,375</del> \$79,101 the second year from the				
3	general fund is designated to support the research				
4	activities of the Virginia Water Resources Center.				
5	H. Out of this appropriation, <del>\$337,013</del> \$315,949 the				
6	first year and <del>\$337,013</del> \$315,949 the second year from the				
7	general fund is designated to support tobacco				
8	research for medicinal purposes and field tests at sites				
9	in Blackstone and Abingdon.				
10	I. As Virginia's public colleges and universities				
11	approach full funding of the base adequacy guidelines				
12	and as the General Assembly strives to fully fund the				
13	general fund share of the base adequacy guidelines,				
14	these funds are provided with the intent that, in				
15	exercising their authority to set tuition and fees, the				
16	Board of Visitors shall take into consideration the				
17	impact of escalating college costs for Virginia students				
18	and families. In accordance with the cost-sharing goals				
19	set forth in § 4-2.01 b. of this act, the Board of Visitors				
20	is encouraged to limit increases on tuition and				
21	mandatory educational and general fees for in-state,				
22	undergraduate students to the extent possible.				
23	J. The appropriation for the fund source Higher				
24	Education Operating in this Item shall be considered a				
25	sum sufficient appropriation, which is an estimate of				
26	the amount of revenues to be collected for the				
27	educational and general program under the terms of the				
28	management agreement between Virginia Polytechnic				
29	Institute and State University and the Commonwealth,				
30	as set forth in Chapters 933 and 943, of the 2006 Acts				
31	of Assembly.				
32	225.	Higher Education Student Financial Assistance (10800)..		\$17,150,905	\$17,150,905
33		Scholarships (10810).....		\$12,757,325	\$12,757,325
34		Fellowships (10820).....		\$4,393,580	\$4,393,580
35		Fund Sources: General.....		\$17,150,905	\$17,150,905
36	Authority: Soil Scientist Scholarships: § 23-38.3, Code				
37	of Virginia; Other Scholarships: §§ 23-114 through				
38	23-131, Code of Virginia.				
39	Out of the amount for Scholarships and Loans, the				
40	following sums shall be made available from the				
41	general fund for:				
42	1. Soil Scientist Scholarships, \$11,000 the first year and				
43	\$11,000 the second year.				
44	2. Scholarships, internships, and graduate assistantships				
45	administered by the Multicultural Academic				
46	Opportunities Program at the university, \$307,500 the				
47	first year and \$307,500 the second year. Eligible				
48	students must have financial need and participate in an				
49	academic support program.				
50	226.	Financial Assistance for Educational and General			
51		Services (11000).....		\$261,698,809	\$261,698,809
52				\$239,049,609	\$248,072,131

ITEM 226.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Eminent Scholars (11001) .....	\$2,000,000	\$2,000,000		
2	Sponsored Programs (11004) .....	\$259,698,809	\$259,698,809		
3		\$237,049,609	\$246,072,131		
4	Fund Sources: General .....	\$3,121,875	\$3,121,875		
5	Higher Education Operating.....	\$258,576,934	\$258,576,934		
6		\$235,927,734	\$244,950,256		
7	Authority: Title 23, Chapter 11, Code of Virginia.				
8	A. Out of this appropriation, \$2,821,875 each year from				
9	the general fund and \$15,000,000 from nongeneral				
10	funds each year is designated to build research capacity				
11	in the areas of bioengineering, biomaterials and				
12	nanotechnology.				
13	B. Virginia Polytechnic Institute shall report on the use				
14	of these funds and progress made under this initiative				
15	to the Chairmen of the House Appropriations and				
16	Senate Finance Committees by October 1, 2008. The				
17	report shall include, but not be limited to: 1) how the				
18	funds were used, 2) the amount of federal and private				
19	funds that were leveraged, 3) collaborative efforts in				
20	support of private industry, 4) the number of junior and				
21	senior faculty recruited in each field, 5) the amount of				
22	federal or other grant funds received as the result of				
23	those recruitments, 6) additional grants or contracts				
24	being pursued, 7) the level of instructional activity				
25	conducted by these faculty, 8) the impact of research				
26	activities on undergraduate instruction, 9) the use of				
27	graduate student aid funds, and 10) recommendations				
28	for future investment.				
29	C. Virginia Polytechnic Institute and State University				
30	is authorized to establish a self-supporting "instructional				
31	enterprise" fund to account for the revenues and				
32	expenditures of the Institute for Distance and				
33	Distributed Learning (IDDL) classes offered to students				
34	at locations outside the Commonwealth of Virginia.				
35	Consistent with the self-supporting concept of an				
36	"enterprise fund," student tuition and fee revenues for				
37	IDDL students at locations outside Virginia shall				
38	exceed all direct and indirect costs of providing				
39	instruction to those students. The Board of Visitors				
40	shall set tuition and fee rates to meet this requirement				
41	and shall set other policies regarding the IDDL as may				
42	be appropriate. Revenue and expenditures of the fund				
43	shall be accounted for in such a manner as to be				
44	auditable by the Auditor of Public Accounts. As a part				
45	of this "instructional enterprise" fund Virginia Tech is				
46	authorized to establish a program in which				
47	Internet-based (on-line) courses, certificate, and entire				
48	degree programs, primarily at the graduate level, are				
49	offered to students in Virginia who are not enrolled for				
50	classes on the Blacksburg campus or one of the				
51	extended campus locations. Tuition generated by				
52	Virginia students taking these on-line courses and				
53	tuition from IDDL students at locations outside Virginia				
54	shall be retained in the fund to support the entire IDDL				
55	program and shall not be used by the state to offset				
56	other Educational and General costs. Revenues in				
57	excess of expenditures shall be retained in the fund to				
58	support the entire IDDL program. Full-time equivalent				
59	students generated through these programs shall be				

ITEM 226.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	accounted for separately. Additionally, revenues which				
2	remain unexpended on the last day of the previous				
3	biennium and the last day of the first year of the				
4	current biennium shall be reappropriated and allotted				
5	for expenditure in the respective succeeding fiscal year.				
6	D. The Higher Education Operating fund source listed				
7	in this Item is considered to be a sum sufficient				
8	appropriation, which is an estimate of funding required				
9	by the university to cover sponsored program				
10	operations.				
11	227. Unique Military Activities (11300).....			\$1,569,824	\$1,569,824
12	Fund Sources: General.....	\$1,569,824	\$1,569,824		
13	Authority: Discretionary Inclusion.				
14	A.1. Personnel associated with performance of activities				
15	designated by the State Council of Higher Education				
16	for Virginia to be uniquely military shall be excluded				
17	from the calculation of employment guidelines.				
18	2. It is the intent of the General Assembly that				
19	nonresident cadets receive the same general fund				
20	support in the Unique Military program as resident				
21	cadets.				
22	228. Higher Education Auxiliary Enterprises (80900)				
23	a sum sufficient, estimated at.....			\$192,678,654	\$202,630,654
24				\$206,305,332	\$216,257,332
25	Food Services (80910).....	\$37,158,519	\$38,740,517		
26		\$38,366,046	\$39,948,044		
27	Residential Services (80930).....	\$26,377,869	\$28,786,869		
28		\$30,043,583	\$32,452,583		
29	Parking and Transportation Systems and Services				
30	(80940).....	\$5,436,954	\$5,985,952		
31	Telecommunications Systems and Services (80950).....	\$17,043,537	\$17,778,538		
32	Student Health Services (80960).....	\$8,192,024	\$8,692,024		
33		\$8,830,858	\$9,330,858		
34	Student Unions and Recreational Facilities (80970).....	\$9,455,920	\$10,002,918		
35	Recreational and Intramural Programs (80980).....	\$5,346,040	\$5,930,041		
36	Other Enterprise Functions (80990).....	\$40,888,478	\$42,545,479		
37		\$46,063,733	\$47,720,734		
38	Intercollegiate Athletics (80995).....	\$42,779,313	\$44,168,316		
39		\$45,718,661	\$47,107,664		
40	Fund Sources: Higher Education Operating.....	\$192,678,654	\$202,630,654		
41		\$206,305,332	\$216,257,332		
42	Authority: Title 23, Chapter 11, Code of Virginia.				
43	228.05. Executive Management (71300).....			(\$8,888,823)	(\$26,952,103)
44	Savings From Management Actions (71301).....	(\$8,888,823)	(\$26,952,103)		
45	Fund Sources: General.....	(\$8,888,823)	(\$26,952,103)		
46	Authority: Discretionary Inclusion				
47	Appropriation reductions in this Item and specified in				
48	Section 4-1.08 of this act shall apply notwithstanding				
49	any language and amounts to the contrary within other				
50	Items of this act.				

ITEM 228.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Virginia Polytechnic Institute and State				
2	University .....			<b>\$952,753,325</b>	<b>\$984,903,325</b>
3				<b>\$943,864,502</b>	<b>\$957,951,222</b>
4	General Fund Positions.....	1,911.53	1,911.53		
5	Nongeneral Fund Positions.....	4,276.45	4,276.45		
6	Position Level .....	6,187.98	6,187.98		
7	Fund Sources: General.....	\$200,329,079	\$200,329,079		
8		\$191,440,256	\$173,376,976		
9	Higher Education Operating.....	\$752,424,246	\$784,574,246		
10	<b>Virginia Cooperative Extension and Agricultural Experiment Station (229)</b>				
11	229. Educational and General Programs (10000).....			\$85,545,460	\$85,545,460
12	Higher Education Research (100102).....	\$38,741,597	\$38,741,597		
13	Higher Education Public Services (100103).....	\$45,332,061	\$45,332,061		
14	Higher Education Academic Support (100104).....	\$892,817	\$892,817		
15	Operation and Maintenance of Plant (100107).....	\$578,985	\$578,985		
16	Fund Sources: General.....	\$67,004,888	\$67,004,888		
17	Higher Education Operating.....	\$18,540,572	\$18,540,572		
18	Authority: § 23-132.1 through § 23-132.11, Code of				
19	Virginia.				
20	A. Appropriations for this agency shall include				
21	operating expenses for research and investigations, and				
22	the several regional and county agricultural experiment				
23	stations under its control, in accordance with law.				
24	B.1. It is the intent of the General Assembly that the				
25	Cooperative Extension Service give highest priority to				
26	programs and services which comprised the original				
27	mission of the Extension Service, especially agricultural				
28	programs at the local level. The University shall ensure				
29	that the service utilizes information technology to the				
30	extent possible in the delivery of programs.				
31	2. The budget of this agency shall include and				
32	separately account for local payments. Virginia				
33	Polytechnic Institute and State University, in				
34	conjunction with Virginia State University, shall report,				
35	by fund source, actual expenditures for each program				
36	area and total actual expenditures for the agency,				
37	annually, by September 1, to the Department of				
38	Planning and Budget and the House Appropriations and				
39	Senate Finance Committees. The report shall include all				
40	expenditures from local support funds.				
41	C. The Virginia Cooperative Extension and Agricultural				
42	Experiment Station shall not charge a fee for testing the				
43	soil on property used for commercial farming.				
44	D. The appropriation for the fund source Higher				
45	Education Operating in this Item shall be considered a				
46	sum sufficient appropriation, which is an estimate of				
47	the amount of revenues to be collected for the				
48	educational and general program under the terms of the				
49	management agreement between Virginia Polytechnic				
50	Institute and State University and the Commonwealth,				
51	as set forth in Chapters 933 and 943, of the 2006 Acts				
52	of Assembly.				



ITEM 229.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 229.05. Executive Management (71300) .....			(\$2,307,994)	(\$2,382,472)
2 Savings From Management Actions (71301).....	(\$2,307,994)	(\$2,382,472)		
3 Fund Sources: General.....	(\$2,307,994)	(\$2,382,472)		
4 Authority: Discretionary Inclusion				
5 Appropriation reductions in this Item and specified in				
6 Section 4-1.08 of this act shall apply notwithstanding				
7 any language and amounts to the contrary within other				
8 Items of this act.				
9 Total for Virginia Cooperative Extension and				
10 Agricultural Experiment Station.....			<b>\$85,545,460</b>	<b>\$85,545,460</b>
11			<b>\$83,237,466</b>	<b>\$83,162,988</b>
12 General Fund Positions.....	689.94	689.94		
13 Nongeneral Fund Positions.....	384.47	384.47		
14 Position Level .....	1,074.41	1,074.41		
15 Fund Sources: General .....	\$67,004,888	\$67,004,888		
16	\$64,696,894	\$64,622,416		
17 Higher Education Operating.....	\$18,540,572	\$18,540,572		
18 Grand Total for Virginia Polytechnic Institute and State				
19 University .....			<b>\$1,038,298,785</b>	<b>\$1,070,448,785</b>
20			<b>\$1,027,101,968</b>	<b>\$1,041,114,210</b>
21 General Fund Positions.....	2,601.47	2,601.47		
22 Nongeneral Fund Positions.....	4,660.92	4,660.92		
23 Position Level .....	7,262.39	7,262.39		
24 Fund Sources: General .....	\$267,333,967	\$267,333,967		
25	\$256,137,150	\$237,999,392		
26 Higher Education Operating.....	\$770,964,818	\$803,114,818		
27	<b>§ 1-64. VIRGINIA STATE UNIVERSITY (212)</b>			
28 230. Educational and General Programs (10000).....			\$64,477,833	\$67,058,796
29				\$68,808,796
30 Higher Education Instruction (100101).....	\$38,886,777	\$40,395,608		
31		\$40,645,608		
32 Higher Education Research (100102) .....	\$799,355	\$810,453		
33		\$2,310,453		
34 Higher Education Public Services (100103).....	\$116,058	\$120,446		
35 Higher Education Academic Support (100104).....	\$5,769,327	\$6,010,647		
36 Higher Education Student Services (100105).....	\$4,224,078	\$4,411,714		
37 Higher Education Institutional Support (100106).....	\$7,523,465	\$7,853,054		
38 Operation and Maintenance of Plant (100107).....	\$7,158,773	\$7,456,874		
39 Fund Sources: General .....	\$33,492,880	\$33,492,880		
40		\$35,242,880		
41 Higher Education Operating.....	\$30,984,953	\$33,565,916		
42 Authority: Title 23, Chapter 13, Code of Virginia.				
43 A. This Item includes general and nongeneral fund				
44 appropriations to support institutional initiatives that				
45 help meet statewide goals described in the Restructured				
46 Higher Education Financial and Administrative				
47 Operations Act of 2005 (Chapters 933 and 945, 2005				
48 Acts of Assembly).				
49 B.1. Out of this appropriation, \$2,880,862 the first year				

ITEM 230.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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ITEM 230.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	general fund share of the base adequacy guidelines,				
2	these funds are provided with the intent that, in				
3	exercising their authority to set tuition and fees, the				
4	Board of Visitors shall take into consideration the				
5	impact of escalating college costs for Virginia students				
6	and families. In accordance with the cost-sharing goals				
7	set forth in § 4-2.01 b. of this act, the Board of Visitors				
8	is encouraged to limit increases on tuition and				
9	mandatory educational and general fees for in-state,				
10	undergraduate students to the extent possible.				
11	231. Higher Education Student Financial Assistance (10800) ..			\$5,842,440	\$5,842,440
12					\$7,740,310
13	Scholarships (10810).....	\$5,582,552	\$5,582,552		
14			\$7,480,422		
15	Fellowships (10820).....	\$259,888	\$259,888		
16	Fund Sources: General.....	\$4,596,030	\$4,596,030		
17			\$6,493,900		
18	Higher Education Operating.....	\$1,246,410	\$1,246,410		
19	Authority: Title 23, Chapter 13, Code of Virginia.				
20	232. Financial Assistance for Educational and General				
21	Services (11000)				
22	a sum sufficient, estimated at.....			\$18,754,447	\$18,754,447
23					\$20,754,447
24	Sponsored Programs (11004) .....	\$18,754,447	\$18,754,447		
25			\$20,754,447		
26	Fund Sources: Higher Education Operating.....	\$18,754,447	\$18,754,447		
27			\$20,754,447		
28	Authority: Title 23, Chapter 13, Code of Virginia.				
29	233. Higher Education Auxiliary Enterprises (80900)				
30	a sum sufficient, estimated at.....			\$29,721,460	\$34,217,250
31					\$35,717,250
32	Food Services (80910).....	\$6,960,026	\$7,621,388		
33			\$8,326,388		
34	Bookstores and other Stores (80920).....	\$17,925	\$17,925		
35	Residential Services (80930).....	\$8,883,380	\$11,835,992		
36			\$12,630,992		
37	Parking and Transportation Systems and Services				
38	(80940) .....	\$841,961	\$841,961		
39	Telecommunications Systems and Services (80950).....	\$1,036,559	\$1,036,559		
40	Student Health Services (80960).....	\$708,576	\$708,576		
41	Student Unions and Recreational Facilities (80970).....	\$1,699,070	\$1,699,070		
42	Other Enterprise Functions (80990).....	\$4,957,149	\$5,838,965		
43	Intercollegiate Athletics (80995) .....	\$4,616,814	\$4,616,814		
44	Fund Sources: Higher Education Operating.....	\$26,030,165	\$30,525,955		
45			\$32,025,955		
46	Debt Service.....	\$3,691,295	\$3,691,295		
47	Authority: Title 23, Chapter 13, Code of Virginia.				
48	233.05. Executive Management (71300) .....			(\$1,261,557)	(\$3,811,589)
49	Savings From Management Actions (71301).....	(\$1,261,557)	(\$3,811,589)		
50	Fund Sources: General.....	(\$1,261,557)	(\$3,811,589)		
51	Authority: Discretionary Inclusion				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 233.05.</b>					
1	<i>Appropriation reductions in this Item and specified in</i>				
2	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
3	<i>any language and amounts to the contrary within other</i>				
4	<i>Items of this act.</i>				
5	Total for Virginia State University .....			<b>\$118,796,180</b>	<b>\$125,872,933</b>
6				<b>\$117,534,623</b>	<b>\$129,209,214</b>
7	General Fund Positions.....	315.37	317.37		
8			318.37		
9	Nongeneral Fund Positions.....	454.69	454.69		
10	Position Level .....	770.06	772.06		
11			773.06		
12	Fund Sources: General .....	\$38,088,910	\$38,088,910		
13		\$36,827,353	\$37,925,191		
14	Higher Education Operating.....	\$77,015,975	\$84,092,728		
15			\$87,592,728		
16	Debt Service.....	\$3,691,295	\$3,691,295		
17	<b>Cooperative Extension and Agricultural Research Services (234)</b>				
18	234. Educational and General Programs (10000).....			\$9,849,256	\$9,849,256
19	Higher Education Research (100102) .....	\$4,563,739	\$4,563,739		
20	Higher Education Public Services (100103).....	\$4,669,685	\$4,669,685		
21	Higher Education Institutional Support (100106).....	\$190,000	\$190,000		
22	Operation and Maintenance of Plant (100107).....	\$425,832	\$425,832		
23	Fund Sources: General .....	\$4,785,161	\$4,785,161		
24	Higher Education Operating.....	\$5,064,095	\$5,064,095		
25	Authority: Title 23, Chapter 11, and § 23-165.11, Title				
26	23, Chapter 13, Code of Virginia.				
27	A. Out of the amounts for Educational and General				
28	Programs, \$392,107 the first year and \$392,107 the				
29	second year from the general fund is designated for				
30	support of research and extension activities aimed at the				
31	production of hybrid striped bass in Virginia farm				
32	ponds. No expenditures will be made from these funds				
33	for other purposes without the prior written permission				
34	of the Secretary of Education.				
35	B. The Extension Division Budgets shall include and				
36	separately account for local payments. Virginia State				
37	University, in conjunction with Virginia Polytechnic				
38	Institute and State University, shall report, by fund				
39	source, actual expenditures for each program area and				
40	total actual expenditures for the Extension Division,				
41	annually, by September 1, to the Department of				
42	Planning and Budget and the House Appropriations and				
43	Senate Finance Committees. The report shall include all				
44	expenditures from local support funds.				
45	C. Out of this appropriation, \$394,000 the first year and				
46	\$394,000 the second year from the general fund is				
47	designated for the Small-Farmer Outreach Training and				
48	Technical Assistance Program to provide outreach and				
49	business management education to small farmers.				
50	234.05. Executive Management (71300) .....			(\$26,542)	(\$33,127)
51	Savings From Management Actions (71301).....	(\$26,542)	(\$33,127)		

ITEM 234.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	(\$26,542)	(\$33,127)		
2	Authority: Discretionary Inclusion				
3	Appropriation reductions in this Item and specified in				
4	Section 4-1.08 of this act shall apply notwithstanding				
5	any language and amounts to the contrary within other				
6	Items of this act.				
7	Total for Cooperative Extension and Agricultural				
8	Research Services.....			<b>\$9,849,256</b>	<b>\$9,849,256</b>
9				<b>\$9,822,714</b>	<b>\$9,816,129</b>
10	General Fund Positions.....	30.75	30.75		
11	Nongeneral Fund Positions.....	52.00	52.00		
12	Position Level .....	82.75	82.75		
13	Fund Sources: General.....	\$4,785,161	\$4,785,161		
14		\$4,758,619	\$4,752,034		
15	Higher Education Operating.....	\$5,064,095	\$5,064,095		
16	Grand Total for Virginia State University.....			<b>\$128,645,436</b>	<b>\$135,722,189</b>
17				<b>\$127,357,337</b>	<b>\$139,025,343</b>
18	General Fund Positions.....	346.12	348.12		
19			349.12		
20	Nongeneral Fund Positions.....	506.69	506.69		
21	Position Level .....	852.81	854.81		
22			855.81		
23	Fund Sources: General.....	\$42,874,071	\$42,874,071		
24		\$41,585,972	\$42,677,225		
25	Higher Education Operating.....	\$82,080,070	\$89,156,823		
26			\$92,656,823		
27	Debt Service.....	\$3,691,295	\$3,691,295		
28	<b>§ 1-65. FRONTIER CULTURE MUSEUM OF VIRGINIA (239)</b>				
29	235. Museum and Cultural Services (14500) .....			\$2,257,964	\$2,258,464
30	Collections Management and Curatorial Services				
31	(14501) .....	\$179,066	\$179,066		
32	Education and Extension Services (14503) .....	\$819,390	\$819,390		
33	Operational and Support Services (14507) .....	\$1,259,508	\$1,260,008		
34	Fund Sources: General.....	\$1,811,671	\$1,812,171		
35	Special.....	\$446,293	\$446,293		
36	Authority: Title 23, Chapter 25, Code of Virginia.				
37	Any revenue generated by the Frontier Culture Museum				
38	of Virginia from the development of its properties				
39	pursuant to § 23-298, Code of Virginia, may be				
40	retained by the museum to support agency operations.				
41	Such revenues shall be deposited into a special fund				
42	which shall be created on the books of the				
43	Comptroller. Amounts in this fund shall be				
44	appropriated consistent with the provisions of this act.				
45	235.05. Executive Management (71300) .....			(\$271,751)	(\$276,279)
46	Savings From Management Actions (71301).....	(\$271,751)	(\$276,279)		
47	Fund Sources: General.....	(\$271,751)	(\$276,279)		
48	Authority: Discretionary Inclusion				

ITEM 235.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Appropriation reductions in this Item and specified in</i>				
2	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
3	<i>any language and amounts to the contrary within other</i>				
4	<i>Items of this act.</i>				
5	Total for Frontier Culture Museum of Virginia.....			<b>\$2,257,964</b>	<b>\$2,258,464</b>
6				<b>\$1,986,213</b>	<b>\$1,982,185</b>
7	General Fund Positions.....	25.50	25.50		
8	Nongeneral Fund Positions.....	15.00	15.00		
9	Position Level .....	40.50	40.50		
10	Fund Sources: General.....	\$1,811,671	\$1,812,171		
11		\$1,539,920	\$1,535,892		
12	Special.....	\$446,293	\$446,293		
13	<b>§ 1-66. GUNSTON HALL (417)</b>				
14	236. Museum and Cultural Services (14500) .....			\$1,004,690	\$1,004,690
15				\$1,014,377	\$781,698
16	Collections Management and Curatorial Services				
17	(14501) .....	\$179,071	\$179,071		
18	Education and Extension Services (14503) .....	\$188,163	\$188,163		
19	Operational and Support Services (14507) .....	\$637,456	\$637,456		
20		\$647,143	\$414,464		
21	Fund Sources: General.....	\$645,587	\$645,587		
22		\$655,274			
23	Special.....	\$359,103	\$359,103		
24			\$136,111		
25	Authority: Title 23, Chapter 24, Code of Virginia.				
26	236.05. Executive Management (71300) .....			(\$96,838)	\$0
27	Savings From Management Actions (71301).....	(\$96,838)	\$0		
28	Fund Sources: General.....	(\$96,838)	(\$96,838)		
29	Special.....	\$0	\$96,838		
30	Authority: Discretionary Inclusion				
31	<i>Appropriation reductions in this Item and specified in</i>				
32	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
33	<i>any language and amounts to the contrary within other</i>				
34	<i>Items of this act.</i>				
35	Total for Gunston Hall .....			<b>\$1,004,690</b>	<b>\$1,004,690</b>
36				<b>\$917,539</b>	<b>\$781,698</b>
37	General Fund Positions.....	8.00	8.00		
38	Nongeneral Fund Positions.....	3.00	3.00		
39	Position Level .....	11.00	11.00		
40	Fund Sources: General.....	\$645,587	\$645,587		
41		\$558,436	\$548,749		
42	Special.....	\$359,103	\$359,103		
43			\$232,949		
44	<b>§ 1-67. JAMESTOWN-YORKTOWN FOUNDATION (425)</b>				
45	237. Museum and Cultural Services (14500) .....			\$17,272,616	\$17,272,616
46					\$17,407,976
47	Collections Management and Curatorial Services				
48	(14501) .....	\$734,953	\$734,953		

ITEM 237.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	Education and Extension Services (14503) .....	\$6,029,190		
3				
4	Operational and Support Services (14507) .....	\$10,508,473		
5				
6	Fund Sources: General .....	\$8,926,129		
7	Special .....	\$8,346,487		
8				
9	Authority: Title 23, Chapter 23, Code of Virginia.			
10	A. Out of the amounts for Operational and Support			
11	Services, the Director is authorized to expend from			
12	special funds amounts not to exceed \$3,500 the first			
13	year and \$3,500 the second year for entertainment			
14	expenses commonly borne by businesses. Such			
15	expenses shall be recorded separately by the agency.			
16	B.1. With the prior written approval of the Director,			
17	Department of Planning and Budget, nongeneral fund			
18	revenues which are unexpended by the end of the fiscal			
19	year may be paid to the Jamestown-Yorktown			
20	Foundation, Inc. for the specific purposes determined			
21	by the Board of Trustees in support of Foundation			
22	programs.			
23	C. It is the intent of the General Assembly that the			
24	Jamestown-Yorktown Foundation be authorized to fill			
25	all positions authorized in this act and all part-time			
26	(wage) positions funded in this act, notwithstanding			
27	§ 4-7.01 of this act.			
28	237.05. Executive Management (71300) .....			
29	Savings From Management Actions (71301) .....	(\$1,319,027)	(\$1,341,670)	(\$1,319,027)
30	Fund Sources: General .....	(\$1,319,027)	(\$1,341,670)	
31	Authority: Discretionary Inclusion			
32	Appropriation reductions in this Item and specified in			
33	Section 4-1.08 of this act shall apply notwithstanding			
34	any language and amounts to the contrary within other			
35	Items of this act.			
36	Total for Jamestown-Yorktown Foundation .....			\$17,272,616
37				\$15,953,589
38	General Fund Positions .....	119.00	119.00	
39		107.00	107.00	
40	Nongeneral Fund Positions .....	80.00	80.00	
41		83.00	83.00	
42	Position Level .....	199.00	199.00	
43		190.00	190.00	
44	Fund Sources: General .....	\$8,926,129	\$8,926,129	
45		\$7,607,102	\$7,584,459	
46	Special .....	\$8,346,487	\$8,346,487	
47			\$8,481,847	
48	<b>§ 1-68. THE LIBRARY OF VIRGINIA (202)</b>			
49	238. Archives Management (13700) .....			\$8,699,484
50	Management of Public Records (13701) .....	\$945,487	\$945,487	\$9,049,484

ITEM 238.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Management of Archival Records (13702).....	\$2,881,582	\$3,231,582		
2	Historical and Cultural Publications (13703) .....	\$995,239	\$995,239		
3	Archival Research Services (13704).....	\$1,552,720	\$1,552,720		
4	Conservation-Preservation of Historic Records (13705)...	\$1,324,456	\$1,324,456		
5	Circuit Court Record Preservation (13706) .....	\$1,000,000	\$1,000,000		
6	Fund Sources: General.....	\$4,352,576	\$4,702,576		
7	Special.....	\$4,078,719	\$4,078,719		
8	Federal Trust.....	\$268,189	\$268,189		
9	Authority: Title 42.1, Chapters 1 and 7, Code of				
10	Virginia.				
11	A.1. Out of this appropriation, \$3,500,000 the first year				
12	and \$3,500,000 the second year from nongeneral funds				
13	is provided to support a program for preservation of				
14	local circuit court records.				
15	2. Included in this appropriation are 19 positions to be				
16	specifically dedicated to processing and preserving the				
17	permanent records of the circuit courts pursuant to				
18	§ 14.1-112, Code of Virginia.				
19	3. The Librarian of Virginia shall report annually to the				
20	Secretary of Education on progress in the processing				
21	and preserving of circuit court records.				
22	B.1. It is the intent of the General Assembly to relieve				
23	the 54-year backlog in processing significant archival,				
24	special and other historical collections before the year				
25	2020. To address this backlog, \$650,000 and 15				
26	positions the first year and \$650,000 and 15 positions				
27	the second year from the general fund are included in				
28	this appropriation.				
29	2. The Librarian of Virginia and the State Archivist				
30	shall conduct an annual study of The Library of				
31	Virginia's archival preservation needs and priorities,				
32	and shall report annually by December 1 to the				
33	Governor and the Chairmen of the Senate Finance and				
34	House Appropriations Committees of the General				
35	Assembly on The Library of Virginia's progress to date				
36	in reducing its archival backlog.				
37	239. Statewide Library Services (14200).....			\$7,538,892	\$7,538,892
38	Cooperative Library Services (14201) .....	\$2,893,479	\$2,893,479		
39	Consultation to Libraries (14203).....	\$668,354	\$668,354		
40	Research Library Services (14206).....	\$3,977,059	\$3,977,059		
41	Fund Sources: General.....	\$3,491,202	\$3,491,202		
42	Special.....	\$94,522	\$94,522		
43	Federal Trust.....	\$3,953,168	\$3,953,168		
44	Authority: Title 42.1, Chapters 1 and 3, Code of				
45	Virginia.				
46	It is the intent of the General Assembly to continue to				
47	provide electronic resources for public libraries and to				
48	provide universal access to all citizens of the				
49	Commonwealth. First priority shall be the ability to				
50	access the Internet in local public libraries.				



ITEM 239.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 240.	Financial Assistance for Educational, Cultural,			
2	Community, and Artistic Affairs (14300).....		\$17,278,628	\$17,378,628
3	State Formula Aid for Local Public Libraries (14301).....	\$17,278,628	\$17,378,628	
4	Fund Sources: General.....	\$17,278,628	\$17,378,628	
5	Authority: Title 42.1, Chapter 3, Code of Virginia.			
6	A. It is the objective of the Commonwealth that all			
7	local public libraries receiving state aid provide access			
8	to their patrons to worldwide electronic information on			
9	the Internet. It is the intent of the General Assembly			
10	that local public libraries receiving state aid invest in			
11	the technology necessary to provide or enhance this			
12	service.			
13	B. Included in this appropriation is \$90,070 the first			
14	year and \$190,070 the second year from the general			
15	fund to supplement the state formula aid distribution			
16	provided in Title 42.1, Code of Virginia, for Fairfax			
17	Public Library System.			
18 241.	Administrative and Support Services (19900).....		\$7,651,807	\$7,651,807
19	General Management and Direction (19901).....	\$6,026,624	\$6,026,624	
20	Information Technology Services (19902).....	\$1,252,284	\$1,252,284	
21	Physical Plant Services (19915).....	\$372,899	\$372,899	
22	Fund Sources: General.....	\$5,771,624	\$5,771,624	
23	Special.....	\$864,200	\$864,200	
24	Federal Trust.....	\$1,015,983	\$1,015,983	
25	Authority: Title 42.1, Chapter 1, Code of Virginia.			
26 241.05.	<i>Executive Management (71300).....</i>		<i>(\$600,000)</i>	<i>(\$934,134)</i>
27	<i>Savings From Management Actions (71301).....</i>	<i>(\$600,000)</i>	<i>(\$934,134)</i>	
28	<i>Fund Sources: General.....</i>	<i>(\$600,000)</i>	<i>(\$934,134)</i>	
29	<i>Authority: Discretionary Inclusion</i>			
30	<i>Appropriation reductions in this Item and specified in</i>			
31	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
32	<i>any language and amounts to the contrary within other</i>			
33	<i>Items of this act.</i>			
34	Total for The Library of Virginia.....		<b>\$41,168,811</b>	<b>\$41,618,811</b>
35			<b>\$40,568,811</b>	<b>\$40,684,677</b>
36	General Fund Positions.....	145.00	145.00	
37	Nongeneral Fund Positions.....	63.00	63.00	
38	Position Level.....	208.00	208.00	
39	Fund Sources: General.....	\$30,894,030	\$31,344,030	
40		\$30,294,030	\$30,409,896	
41	Special.....	\$5,037,441	\$5,037,441	
42	Federal Trust.....	\$5,237,340	\$5,237,340	
43	<b>§ 1-69. THE SCIENCE MUSEUM OF VIRGINIA (146)</b>			
44 242.	Museum and Cultural Services (14500).....		\$10,946,886	\$10,902,686
45			\$10,916,886	\$10,872,686
46	Collections Management and Curatorial Services			
47	(14501).....	\$1,692,532	\$1,692,531	

ITEM 242.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Education and Extension Services (14503) .....	\$5,343,259	\$5,343,260	
2	Operational and Support Services (14507) .....	<del>\$3,911,095</del>	<del>\$3,866,895</del>	
3		\$3,881,095	\$3,836,895	
4	Fund Sources: General .....	\$5,665,520	\$5,621,320	
5	Special .....	<del>\$4,981,366</del>	<del>\$4,981,366</del>	
6		\$4,951,366	\$4,951,366	
7	Trust and Agency .....	\$300,000	\$300,000	
8	Authority: Title 23, Chapter 18, Code of Virginia.			
9	A. This appropriation from the general fund shall be in			
10	addition to any appropriation from nongeneral funds,			
11	notwithstanding any contrary provisions in this act.			
12	B. Out of this appropriation, an additional \$50,000 and			
13	two positions the first year and \$50,000 and two			
14	positions the second year from the general fund shall be			
15	provided to support the Danville Science Center in			
16	Danville, Virginia.			
17	C. Out of this appropriation, \$50,000 and one position			
18	the first year and \$50,000 and one position the second			
19	year from the general fund shall be provided to support			
20	the Belmont Bay Life Science Center in Prince William			
21	County.			
22	242.05. Executive Management (71300) .....			(\$365,520)
23	Savings From Management Actions (71301).....	(\$365,520)	(\$284,702)	
24	Fund Sources: General.....	(\$365,520)	(\$284,702)	
25	Authority: Discretionary Inclusion			
26	Appropriation reductions in this Item and specified in			
27	Section 4-1.08 of this act shall apply notwithstanding			
28	any language and amounts to the contrary within other			
29	Items of this act.			
30	Total for The Science Museum of Virginia .....			<b>\$10,946,886</b>
31				<b>\$10,551,366</b>
32	General Fund Positions.....	49.50	49.50	
33		45.50	45.50	
34	Nongeneral Fund Positions.....	52.50	52.50	
35	Position Level .....	102.00	102.00	
36		98.00	98.00	
37	Fund Sources: General .....	\$5,665,520	\$5,621,320	
38		\$5,300,000	\$5,336,618	
39	Special .....	<del>\$4,981,366</del>	<del>\$4,981,366</del>	
40		\$4,951,366	\$4,951,366	
41	Trust and Agency .....	\$300,000	\$300,000	
42	<b>§ 1-70. VIRGINIA COMMISSION FOR THE ARTS (148)</b>			
43	243. Financial Assistance for Educational, Cultural,			
44	Community, and Artistic Affairs (14300).....			\$6,497,317
45	Financial Assistance to Cultural Organizations (14302)...	\$6,497,317	\$6,497,317	
46	Fund Sources: General.....	\$5,776,642	\$5,776,642	
47	Federal Trust.....	\$720,675	\$720,675	
48	Authority: Title 2.2, Chapter 25, Article 4, Code of			

ITEM 243.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Virginia.					
2	A. In the allocation of grants to arts organizations, the					
3	Commission shall give preference to the performing					
4	arts.					
5	B. It is the objective of the Commonwealth to fund the					
6	Virginia Commission for the Arts at an amount that					
7	equals one dollar for each resident of Virginia.					
8	C. In the allocation of grants to arts organizations, the					
9	Commission shall not consider any other general fund					
10	amounts which may be appropriated to an arts					
11	organization elsewhere in this act, nor shall any funds					
12	appropriated elsewhere in this act supplant those grants					
13	which may be allocated from this appropriation.					
14	244. Museum and Cultural Services (14500) .....			\$541,505	\$541,505	
15	Operational and Support Services (14507) .....	\$541,505	\$541,505			
16	Fund Sources: General .....	\$441,807	\$441,807			
17	Special .....	\$15,000	\$15,000			
18	Federal Trust .....	\$84,698	\$84,698			
19	Authority: Title 2.2, Chapter 25, Article 4, Code of					
20	Virginia.					
21	244.05. <i>Executive Management (71300)</i> .....			(\$928,725)	(\$930,039)	
22	<i>Savings From Management Actions (71301)</i> .....	(\$928,725)	(\$930,039)			
23	<i>Fund Sources: General</i> .....	(\$928,725)	(\$930,039)			
24	<i>Authority: Discretionary Inclusion</i>					
25	<i>Appropriation reductions in this Item and specified in</i>					
26	<i>Section 4-1.08 of this act shall apply notwithstanding</i>					
27	<i>any language and amounts to the contrary within other</i>					
28	<i>Items of this act.</i>					
29	Total for Virginia Commission for the Arts .....			<b>\$7,038,822</b>	<b>\$7,038,822</b>	
30				<b>\$6,110,097</b>	<b>\$6,108,783</b>	
31	General Fund Positions .....	5.00	5.00			
32	Position Level .....	5.00	5.00			
33	Fund Sources: General .....	\$6,218,449	\$6,218,449			
34		\$5,289,724	\$5,288,410			
35	Special .....	\$15,000	\$15,000			
36	Federal Trust .....	\$805,373	\$805,373			
37	<b>§ 1-71. VIRGINIA MUSEUM OF FINE ARTS (238)</b>					
38	245. Museum and Cultural Services (14500) .....			\$20,565,836	\$21,076,651	
39				\$21,134,336	\$23,705,821	
40	Collections Management and Curatorial Services					
41	(14501) .....	\$4,847,758	\$4,824,455			
42		\$4,903,258	\$4,901,525			
43	Education and Extension Services (14503) .....	\$5,336,503	\$5,847,318			
44		\$5,388,287	\$5,883,766			
45	Operational and Support Services (14507) .....	\$10,381,575	\$10,404,878			
46		\$10,842,791	\$12,920,530			
47	Fund Sources: General .....	\$10,399,766	\$10,899,766			
48			\$12,888,291			

ITEM 245.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Special.....	\$1,717,500		
2	Dedicated Special Revenue.....	\$8,348,570		
3		\$8,917,070		
4	Federal Trust.....	\$100,000		
5	Authority: Title 23, Chapter 18.1, Code of Virginia.			
6	A. The appropriation in this Item from the general fund			
7	shall be in addition to any appropriation from			
8	nongeneral funds, notwithstanding any contrary			
9	provision of this act.			
10	B. Nongeneral fund revenues included in this item			
11	under Dedicated Special Revenue will be restricted for			
12	the uses specified by the donors and shall not be			
13	subject to interagency transfers or appropriation			
14	reductions.			
15	C. The Comptroller of Virginia shall establish a special			
16	revenue account fund detail code for nongeneral funds			
17	donated to the Virginia Museum of Fine Arts by			
18	private donors and volunteers who sponsor fundraising			
19	activities to support the museum's general operations,			
20	exhibitions, and programs.			
21	D. Out of this appropriation, \$158,513 in the first year			
22	and \$158,513 in the second year from the general fund			
23	is provided to cover the service fee in lieu of taxes			
24	levied by the City of Richmond.			
25	245.05. Executive Management (71300) .....		(\$1,539,000)	(\$1,636,122)
26	Savings From Management Actions (71301).....	(\$1,539,000)	(\$1,636,122)	
27	Fund Sources: General.....	(\$1,539,000)	(\$1,636,122)	
28	Authority: Discretionary Inclusion			
29	Appropriation reductions in this Item and specified in			
30	Section 4-1.08 of this act shall apply notwithstanding			
31	any language and amounts to the contrary within other			
32	Items of this act.			
33	Total for Virginia Museum of Fine Arts.....		<b>\$20,565,836</b>	<b>\$21,076,651</b>
34			<b>\$19,595,336</b>	<b>\$22,069,699</b>
35	General Fund Positions.....	121.50	<del>121.50</del>	
36			133.50	
37	Nongeneral Fund Positions.....	58.00	58.00	
38	Position Level .....	179.50	<del>179.50</del>	
39			191.50	
40	Fund Sources: General.....	\$10,399,766	\$10,899,766	
41		\$8,860,766	\$11,252,169	
42	Special.....	\$1,717,500	\$1,717,500	
43	Dedicated Special Revenue.....	\$8,348,570	\$8,359,385	
44		\$8,917,070	\$9,000,030	
45	Federal Trust.....	\$100,000	\$100,000	
46	<b>§ 1-72. EASTERN VIRGINIA MEDICAL SCHOOL (274)</b>			
47	246. Financial Assistance for Educational and General			
48	Services (11000).....		\$17,124,658	\$17,279,888
49	Sponsored Programs (11004) .....	\$562,500	\$562,500	
50	Medical Education (11005) .....	\$16,562,158	\$16,717,388	

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 246.					
1	Fund Sources: General.....	\$17,124,658	\$17,279,888		
2	Authority: Chapter 87, Acts of Assembly of 2002.				
3	A. Out of this appropriation, \$562,500 each year from				
4	the general fund is designated to build research capacity				
5	in medical modeling and simulation.				
6	B. Eastern Virginia Medical School shall report on the				
7	use of these funds and progress made under this				
8	initiative to the Chairmen of the House Appropriations				
9	and Senate Finance Committees by October 1, 2008.				
10	The report shall include, but not be limited to: 1) how				
11	the funds were used, 2) the amount of federal and				
12	private funds that were leveraged, 3) collaborative				
13	efforts in support of private industry, 4) the number of				
14	junior and senior faculty recruited in each field, 5) the				
15	amount of federal or other grant funds received as the				
16	result of those recruitments, 6) additional grants or				
17	contracts being pursued, 7) the level of instructional				
18	activity conducted by these faculty, 8) the impact of				
19	research activities on undergraduate instruction, 9) the				
20	use of graduate student aid funds, and 10)				
21	recommendations for future investment.				
22	247. Appropriations for this agency shall be disbursed in				
23	twelve equal monthly installments each fiscal year.				
24	247.05. <i>Executive Management (71300).....</i>			(\$500,000)	(\$500,000)
25	<i>Savings From Management Actions (71301).....</i>	(\$500,000)	(\$500,000)		
26	<i>Fund Sources: General.....</i>	(\$500,000)	(\$500,000)		
27	<i>Authority: Discretionary Inclusion</i>				
28	<i>Appropriation reductions in this Item and specified in</i>				
29	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
30	<i>any language and amounts to the contrary within other</i>				
31	<i>Items of this act.</i>				
32	Total for Eastern Virginia Medical School.....			<b>\$17,124,658</b>	<b>\$17,279,888</b>
33				<b>\$16,624,658</b>	<b>\$16,779,888</b>
34	Fund Sources: General.....	\$17,124,658	\$17,279,888		
35		\$16,624,658	\$16,779,888		
36	<b>§ 1-73. NEW COLLEGE INSTITUTE (938)</b>				
37	248. Administrative and Support Services (19900).....			\$2,736,026	\$2,986,026
38	Operation of Higher Education Centers (19931).....	\$2,736,026	\$2,986,026		
39	Fund Sources: General.....	\$1,484,809	\$1,734,809		
40	Special.....	\$1,251,217	\$1,251,217		
41	Authority: Discretionary Inclusion.				
42	A. It is the intent of the General Assembly that the				
43	New College Institute, the Institute for Advanced				
44	Learning and Research, and the Southern Virginia				
45	Higher Education Center coordinate their activities,				
46	both instructional and research, to the maximum extent				
47	possible to best meet the needs of the citizens of the				
48	region, to ensure effective utilization of resources, and				
49	to avoid unnecessary duplication. The three entities				

ITEM 248.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	shall report annually by October 1 to the Secretary of				
2	Education and the State Council of Higher Education				
3	on their joint efforts in this regard.				
4	B. The requirements of § 4-5.05 shall not apply to this				
5	appropriation.				
6	248.05. <i>Executive Management (71300)</i> .....			(\$111,000)	(\$111,000)
7	<i>Savings From Management Actions (71301)</i> .....	(\$111,000)	(\$111,000)		
8	<i>Fund Sources: General</i> .....	(\$111,000)	(\$111,000)		
9	<i>Authority: Discretionary Inclusion</i>				
10	<i>Appropriation reductions in this Item and specified in</i>				
11	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
12	<i>any language and amounts to the contrary within other</i>				
13	<i>Items of this act.</i>				
14	Total for New College Institute .....			<b>\$2,736,026</b>	<b>\$2,986,026</b>
15				<b>\$2,625,026</b>	<b>\$2,875,026</b>
16	General Fund Positions.....	9.50	11.00		
17	Position Level .....	9.50	11.00		
18	Fund Sources: General .....	\$1,484,809	\$1,734,809		
19		\$1,373,809	\$1,623,809		
20	Special.....	\$1,251,217	\$1,251,217		
21	<b>§ 1-74. INSTITUTE FOR ADVANCED LEARNING AND RESEARCH (885)</b>				
22	249. Economic Development Services (53400).....			\$6,235,585	\$6,560,598
23	Regional Research, Technology, Education, and				
24	Commercialization Services (53421).....	\$6,235,585	\$6,560,598		
25	Fund Sources: General .....	\$6,235,585	\$6,560,598		
26	Authority: Title 23, Chapter 16.4, Code of Virginia.				
27	A. It is the intent of the General Assembly that the				
28	Institute for Advanced Learning and Research, the New				
29	College Institute, and the Southern Virginia Higher				
30	Education Center coordinate their activities, both				
31	instructional and research, to the maximum extent				
32	possible to best meet the needs of the citizens of the				
33	region, to ensure effective utilization of resources, and				
34	to avoid unnecessary duplication. The three entities				
35	shall report annually by October 1 to the Secretary of				
36	Education and the State Council of Higher Education				
37	on their joint efforts in this regard.				
38	B. The requirements of § 4-5.05 shall not apply to this				
39	appropriation.				
40	249.05. <i>Executive Management (71300)</i> .....			(\$623,558)	(\$656,060)
41	<i>Savings From Management Actions (71301)</i> .....	(\$623,558)	(\$656,060)		
42	<i>Fund Sources: General</i> .....	(\$623,558)	(\$656,060)		
43	<i>Authority: Discretionary Inclusion</i>				
44	<i>Appropriation reductions in this Item and specified in</i>				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 249.05.</b>					
1	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
2	<i>any language and amounts to the contrary within other</i>				
3	<i>Items of this act.</i>				
4	Total for Institute for Advanced Learning and Research..			<b>\$6,235,585</b>	<b>\$6,560,598</b>
5				<b>\$5,612,027</b>	<b>\$5,904,538</b>
6	Fund Sources: General.....	\$6,235,585	\$6,560,598		
7		\$5,612,027	\$5,904,538		
8	<b>§ 1-75. ROANOKE HIGHER EDUCATION AUTHORITY (935)</b>				
9	250. Administrative and Support Services (1990).....			\$1,318,390	\$1,318,390
10	Operation of Higher Education Centers (19931).....	\$1,318,390	\$1,318,390		
11	Fund Sources: General.....	\$1,318,390	\$1,318,390		
12	Authority: Title 23, Chapter 16.3, Code of Virginia.				
13	The requirements of § 4-5.05 shall not apply to this				
14	appropriation.				
15	250.05. <i>Executive Management (71300)</i> .....			(\$131,839)	(\$131,839)
16	<i>Savings From Management Actions (71301)</i> .....	(\$131,839)	(\$131,839)		
17	<i>Fund Sources: General</i> .....	(\$131,839)	(\$131,839)		
18	<i>Authority: Discretionary Inclusion</i>				
19	<i>Appropriation reductions in this Item and specified in</i>				
20	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
21	<i>any language and amounts to the contrary within other</i>				
22	<i>Items of this act.</i>				
23	Total for Roanoke Higher Education Authority.....			<b>\$1,318,390</b>	<b>\$1,318,390</b>
24				<b>\$1,186,551</b>	<b>\$1,186,551</b>
25	Fund Sources: General.....	\$1,318,390	\$1,318,390		
26		\$1,186,551	\$1,186,551		
27	<b>§ 1-76. SOUTHERN VIRGINIA HIGHER EDUCATION CENTER (937)</b>				
28	251. Administrative and Support Services (1990).....			\$2,344,077	\$2,554,077
29					\$3,214,077
30	Operation of Higher Education Centers (19931).....	\$2,344,077	\$2,554,077		
31				\$3,214,077	
32	Fund Sources: General.....	\$1,941,665	\$2,151,665		
33	Special.....	\$402,412	\$402,412		
34				\$1,062,412	
35	Authority: Title 23, Chapter 16.5, Code of Virginia.				
36	A. It is the intent of the General Assembly that the				
37	Southern Virginia Higher Education Center, the				
38	Institute for Advanced Learning and Research and the				
39	New College Institute coordinate their activities, both				
40	instructional and research, to the maximum extent				
41	possible to best meet the needs of the citizens of the				
42	region, to ensure effective utilization of resources, and				
43	to avoid unnecessary duplication. The three entities				
44	shall report annually by October 1 to the Secretary of				
45	Education and the State Council of Higher Education				
46	on their joint efforts in this regard.				

ITEM 251.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. Out of this appropriation, \$29,050 from the general				
2	fund the first year and \$29,050 from the general fund				
3	the second year is designated for the educational				
4	telecommunications project to provide graduate				
5	engineering education, subject to a plan approved by				
6	the State Council of Higher Education for Virginia.				
7	C. Out of this appropriation, <del>\$499,000</del> \$370,000 and				
8	<del>five</del> three positions the first year from the general fund				
9	and <del>\$459,000</del> \$266,000 and <del>five</del> three positions the				
10	second year from the general fund is designated for				
11	additional operational support of the Southern Virginia				
12	Higher Education Center and its efforts to provide				
13	specialized workforce training to the citizens of				
14	Southside Virginia.				
15	D. The requirements of § 4-5.05 shall not apply to this				
16	appropriation.				
17	251.05. Executive Management (71300) .....			(\$186,166)	(\$208,708)
18	Savings From Management Actions (71301).....	(\$186,166)	(\$208,708)		
19	Fund Sources: General.....	(\$194,166)	(\$216,708)		
20	Special.....	\$8,000	\$8,000		
21	Authority: Discretionary Inclusion				
22	Appropriation reductions in this Item and specified in				
23	Section 4-1.08 of this act shall apply notwithstanding				
24	any language and amounts to the contrary within other				
25	Items of this act.				
26	Total for Southern Virginia Higher Education Center.....			<b>\$2,344,077</b>	<b>\$2,554,077</b>
27				<b>\$2,157,911</b>	<b>\$3,005,369</b>
28	General Fund Positions.....	18.00	18.00		
29		15.80	15.80		
30	Nongeneral Fund Positions.....	4.00	4.00		
31			13.00		
32	Position Level .....	22.00	22.00		
33		19.80	28.80		
34	Fund Sources: General.....	\$1,941,665	\$2,151,665		
35		\$1,747,499	\$1,934,957		
36	Special.....	\$402,412	\$402,412		
37		\$410,412	\$1,070,412		
38	<b>§ 1-77. SOUTHWEST VIRGINIA HIGHER EDUCATION CENTER (948)</b>				
39	252. Administrative and Support Services (19900).....			\$9,340,556	\$9,340,556
40	Operation of Higher Education Centers (19931).....	\$9,340,556	\$9,340,556		
41	Fund Sources: General .....	\$2,154,992	\$2,154,992		
42	Special.....	\$7,185,564	\$7,185,564		
43	Authority: Title 23, Chapter 16.1, Code of Virginia.				
44	Out of this appropriation, \$3,800,000 the first year and				
45	\$3,800,000 the second year in nongeneral funds is				
46	designated to support scholarships provided by the				
47	Virginia Tobacco Commission in Southside and				
48	Southwest Virginia.				



ITEM 252.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 252.05. Executive Management (71300) .....			(\$215,499)	(\$218,913)
2 Savings From Management Actions (71301).....	(\$215,499)	(\$218,913)		
3 Fund Sources: General.....	(\$215,499)	(\$218,913)		
4 Authority: Discretionary Inclusion				
5 Appropriation reductions in this Item and specified in				
6 Section 4-1.08 of this act shall apply notwithstanding				
7 any language and amounts to the contrary within other				
8 Items of this act.				
9 Total for Southwest Virginia Higher Education Center....			<b>\$9,340,556</b>	<b>\$9,340,556</b>
10			<b>\$9,125,057</b>	<b>\$9,121,643</b>
11 General Fund Positions.....	29.00	29.00		
12 Nongeneral Fund Positions.....	4.00	4.00		
13 Position Level .....	33.00	33.00		
14 Fund Sources: General.....	\$2,154,992	\$2,154,992		
15	\$1,939,493	\$1,936,079		
16 Special.....	\$7,185,564	\$7,185,564		
17	<b>§ 1-78. JEFFERSON SCIENCE ASSOCIATES, LLC (936)</b>			
18 253. Financial Assistance for Educational and General				
19 Services (11000).....			\$1,503,126	\$1,503,126
20 Sponsored Programs (11004) .....	\$1,503,126	\$1,503,126		
21 Fund Sources: General.....	\$1,503,126	\$1,503,126		
22 Authority: Discretionary Inclusion.				
23 A. This appropriation represents the Commonwealth of				
24 Virginia's contribution to the Jefferson Science				
25 Associates, LLC, for the support of the Thomas				
26 Jefferson National Accelerator Facility (Jefferson Lab)				
27 located at Newport News, Virginia. This contribution				
28 includes funds to support faculty positions and				
29 industry-led research that will promote economic				
30 development opportunities in the Commonwealth.				
31 B. This nonstate agency is exempt from the match				
32 requirement of § 2.2-1505, Code of Virginia and				
33 § 4-5.05 of this act.				
34 253.05. Executive Management (71300) .....			(\$225,469)	(\$225,469)
35 Savings From Management Actions (71301).....	(\$225,469)	(\$225,469)		
36 Fund Sources: General.....	(\$225,469)	(\$225,469)		
37 Authority: Discretionary Inclusion				
38 Appropriation reductions in this Item and specified in				
39 Section 4-1.08 of this act shall apply notwithstanding				
40 any language and amounts to the contrary within other				
41 Items of this act.				
42 Total for Jefferson Science Associates, LLC .....			<b>\$1,503,126</b>	<b>\$1,503,126</b>
43			<b>\$1,277,657</b>	<b>\$1,277,657</b>
44 Fund Sources: General.....	\$1,503,126	\$1,503,126		
45	\$1,277,657	\$1,277,657		

ITEM 254.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-79. HIGHER EDUCATION RESEARCH INITIATIVE (989)</b>			
2 254.	Financial Assistance for Educational and General			
3	Services (11000).....		\$2,600,000	\$7,500,000
4	Sponsored Programs (11004) .....	\$2,600,000	\$7,500,000	
5	Fund Sources: General .....	\$2,600,000	\$7,500,000	
6	Authority: Discretionary Inclusion.			
7	A. 1. Out of this appropriation, \$1,000,000 the first			
8	year and \$1,000,000 the second year from the general			
9	fund is designated for the Commonwealth Technology			
10	Research Fund pursuant to § 2.2-22331.1., Code of			
11	Virginia. These funds shall be used to <del>enhance</del>			
12	<del>research opportunities assist in commercializing</del>			
13	<del>research developed at public institutions of higher</del>			
14	<del>education in the Commonwealth Virginia in the fields</del>			
15	<del>of energy, conservation, environment, microelectronics,</del>			
16	<del>or lifespan biology and medicine. accordance with</del>			
17	<del>§ 2.2-2233.1 C. of the Code of Virginia.</del>			
18	2. The <del>Governor</del> Innovative Technology Authority shall			
19	<del>establish an Advisory Committee on Competitive</del>			
20	<del>Research</del> to develop guidelines for making the grant			
21	awards. These research grants are intended to encourage			
22	university collaboration, benefit economically distressed			
23	region(s) and/or under-represented populations, and			
24	attract industry-sponsored research and development			
25	(R&D). In promoting collaboration, the			
26	<del>Committee</del> authority shall positively consider			
27	collaborations between the historically black colleges			
28	and universities and other four-year colleges and			
29	universities.			
30	3. Awards will be matched on at least a			
31	dollar-for-dollar basis by the respective institutions of			
32	higher education with federal funds, institutional funds,			
33	private funds, or any combination thereof; unless			
34	otherwise waived by the <del>committee</del> authority.			
35	4. Out of the amounts identified in paragraph A.1.,			
36	\$75,000 the first year and \$75,000 the second year			
37	from the general fund is authorized to be matched by			
38	the respective institutions of higher education to fund			
39	administrative costs.			
40	B. Out of this appropriation, \$6,000,000 the second			
41	year from the general fund is designated for Jefferson			
42	Science Associates, LLC to leverage a federal			
43	investment of \$310 million for an upgrade of the			
44	Jefferson Lab's research facilities, which will maintain			
45	its leadership in the study of nuclear physics and secure			
46	the benefits of such a facility for the Commonwealth.			
47	C. Out of this appropriation, \$500,000 the second year			
48	from the general fund is to be designated for the			
49	Hampton University Foundation to support the			
50	construction of a new center dedicated to the use of			
51	protons in the treatment of cancerous tumors with fewer			
52	side effects. Funding is contingent on the Virginia			
53	Economic Development Partnership's provision of a			
54	report to the Director, Department of Planning and			

ITEM 254.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Budget, confirming that the Institute has a feasible			
2	financial plan for the project.			
3	D. 1. Out of this appropriation, \$1,600,000 the first			
4	year from the general fund is designated for the			
5	Virginia Coastal Energy Research Consortium			
6	(VCERC) to support research and development of			
7	Virginia's marine renewable energy resources with a			
8	focus on offshore winds, waves, and marine biomass,			
9	including the generation of algal biodiesel. This			
10	reflects the Commonwealth's commitment to research			
11	with an emphasis on the development of self-sustaining			
12	enterprises that continue beyond the 2008-2010			
13	biennium.			
14	2. The distribution of these cost-sharing funds shall be			
15	designated by the VCERC Board of Directors for			
16	proposals involving VCERC institutions working			
17	together. Old Dominion University will fund the			
18	support for the VCERC organization as required and			
19	provide industry sub-contracting as appropriate to			
20	support research and industry collaboration.			
21	3. The VCERC shall operate following the			
22	administrative model of the Virginia Space Grant			
23	Consortium, employing the Old Dominion Research			
24	Foundation as its fiscal agent.			
25	4. Funding contained in <del>ED</del> .1. is contingent on the			
26	VCERC and/or the member institutions being able to			
27	document existing financial investments in such			
28	research activities from other federal or private funds.			
29	5. The VCERC Executive Director shall certify to the			
30	Director, Department of Planning and Budget <i>and the</i>			
31	<i>authority</i> , that the requirements contained in <del>ED</del> .2.			
32	through <del>ED</del> .4. have been achieved prior to the transfer			
33	from the general fund to Old Dominion University's			
34	appropriation. It will be left to the discretion of the			
35	Director, Department of Planning and Budget, <i>in</i>			
36	<i>consultation with the authority</i> , as to the amount of			
37	funds that are transferred at any given time.			
38	Total for Higher Education Research Initiative.....		\$2,600,000	\$7,500,000
39	Fund Sources: General.....		\$2,600,000	\$7,500,000
40	<b>§ 1-80. HIGHER EDUCATION TUITION MODERATION INCENTIVE FUND (980)</b>			
41	254.10.	Higher Education Tuition Incentive Fund (11400) .....	\$17,500,000	\$17,500,000
42			\$11,225,000	\$0
43		Fund Sources: General.....	\$17,500,000	\$17,500,000
44			\$11,225,000	\$0
45	Authority: Discretionary Inclusion.			
46	A.1. <i>The appropriation in this item</i> <del>Out of this</del>			
47	<del>appropriation</del> , \$17,500,000 each year from the general			
48	<del>fund</del> is designated for the Higher Education Tuition			
49	Moderation Incentive Fund with potential allocations			
50	<i>from the general fund</i> to public colleges and			
51	universities as follows:			

ITEM 254.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>Institution</b>		<b>Annual Amount</b>	
<b>2</b>	Christopher Newport University *		\$570,000	
<b>3</b>	College of William and Mary		610,000	
<b>4</b>	George Mason University		1,620,000	
<b>5</b>	James Madison University *		1,000,000	
<b>6</b>	Longwood University*		615,000	
<b>7</b>	University of Mary Washington*		440,000	
<b>8</b>	Norfolk State University *		200,000	
<b>9</b>	Old Dominion University*		1,090,000	
<b>10</b>	Radford University*		500,000	
<b>11</b>	University of Virginia		1,580,000	
<b>12</b>	University of Virginia's College at Wise*		120,000	
<b>13</b>	Virginia Commonwealth University		1,330,000	
<b>14</b>	Virginia Military Institute*		120,000	
<b>15</b>	Virginia Polytechnic Institute & State University		2,500,000	
<b>16</b>	Virginia State University*		250,000	
<b>17</b>	Richard Bland College*		45,000	
<b>18</b>	Virginia Community College System		4,910,000	
<b>19</b>	Total		\$17,500,000	
<b>20</b>	2. Allocations listed in paragraph A.1. of this item shall			
<b>21</b>	be granted to public colleges and universities in a fiscal			
<b>22</b>	year 2009 so long as they limit the increase to tuition			
<b>23</b>	and mandatory Educational and General (E & G) fees			
<b>24</b>	for in-state undergraduate students to not more than			
<b>25</b>	three percent. <del>in that fiscal year.</del>			
<b>26</b>	3. Institutions that contribute nongeneral funds to			
<b>27</b>	ensure access and affordability to higher education for			
<b>28</b>	Virginia students shall be permitted to exceed the limit			
<b>29</b>	for increases in tuition and mandatory E&G fees for			
<b>30</b>	in-state undergraduate students stated in paragraph A.2.			
<b>31</b>	by one percent provided that any revenue generated by			
<b>32</b>	an increase in tuition and E&G fees beyond the limit			
<b>33</b>	stated in paragraph A.2. be used only to increase the			
<b>34</b>	level of financial aid for in-state students.			
<b>35</b>	4. The State Council of Higher Education for Virginia			
<b>36</b>	(SCHEV), in conjunction with the Department of			
<b>37</b>	Planning and Budget (DPB), shall determine whether			
<b>38</b>	each public college and university has met the tuition			
<b>39</b>	requirements of this fund. SCHEV shall report its			
<b>40</b>	findings to the Governor, the Chairmen of the House			
<b>41</b>	Appropriations and Senate Finance Committees, and the			
<b>42</b>	Director of the Department of Planning and Budget by			
<b>43</b>	August 15, 2008. <del>of each fiscal year.</del>			
<b>44</b>	5. Upon certification by SCHEV and DPB that the			
<b>45</b>	requirements in paragraph A.2. and A.3. have been met,			
<b>46</b>	the Director, Department of Planning and Budget, shall			
<b>47</b>	transfer the amounts listed above to each of the			
<b>48</b>	certified institutions.			
<b>49</b>	6. <del>In each year,</del> Any funds in paragraph A.1. not			
<b>50</b>	allocated pursuant to the requirements of paragraphs			
<b>51</b>	A.2., A.3 and A.4. shall be distributed as follows: (a)			
<b>52</b>	50 percent shall be redistributed proportionally among			
<b>53</b>	the institutions that have met the requirements of			
<b>54</b>	paragraphs A.2., A.3. and A.4. and (b) 50 percent shall			
<b>55</b>	be reverted to the general fund.			
<b>56</b>	7- If an institution increases tuition and mandatory E &			
<b>57</b>	G fees for in-state undergraduate students in fiscal year			
<b>58</b>	2009 greater than 12 percent, the institution shall not be			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 254.10.					
1	eligible for an allocation from the fund in either fiscal				
2	year.				
3	8. SCHEV shall evaluate the nongeneral fund				
4	component of educational and general program in this				
5	budget. The intent of the General Assembly is that				
6	nongeneral fund appropriations in the educational and				
7	general program approximate actual revenue collections				
8	for that fiscal year. SCHEV shall report its findings and				
9	recommendations for adjustments to the nongeneral				
10	fund educational and general program appropriation to				
11	meet the legislative intent by October 1, 2008.				
12	<del>9. The Director, Department of Planning and Budget,</del>				
13	<del>shall report quarterly on all requested and recommended</del>				
14	<del>adjustments to nongeneral fund appropriations in the</del>				
15	<del>educational and general program to the Chairman of the</del>				
16	<del>House Appropriations and Senate Finance Committees."</del>				
17	<i>10. For FY 2009, pursuant to paragraph A.6. of this</i>				
18	<i>item, \$11,225,000 is distributed to eligible institutions</i>				
19	<i>identified with an * in paragraph A.1. and \$6,275,000</i>				
20	<i>is reverted to the general fund.</i>				
21	Total for Higher Education Tuition Moderation				
22	Incentive Fund.....			<b>\$17,500,000</b>	<b>\$17,500,000</b>
23				<b>\$11,225,000</b>	<b>\$0</b>
24	Fund Sources: General.....	\$17,500,000	\$17,500,000		
25		\$11,225,000	\$0		
26	<b>§ 1-81. VIRGINIA COLLEGE BUILDING AUTHORITY (941)</b>				
27	255. Authority: Chapter 597, Acts of Assembly of 1986.				
28	A.1. The purpose of this Item is to provide an ongoing				
29	program for the acquisition and replacement of				
30	instructional and research equipment at state-supported				
31	institutions of higher education in accordance with the				
32	intent and purpose of Chapter 597, Acts of Assembly				
33	of 1986.				
34	2. Debt service payments required to support equipment				
35	purchases are appropriated in Item 280 for the Treasury				
36	Board. Within the appropriation of the Treasury Board				
37	is debt service totaling \$66,098,478 from the general				
38	fund and \$4,842,602 from nongeneral funds the first				
39	year and \$66,098,478 from the general fund and				
40	\$4,842,602 from nongeneral funds the second year.				
41	3. The Treasury Board shall transfer on July 1 of each				
42	fiscal year the required lease payment amounts to the				
43	Virginia College Building Authority. Failure to transfer				
44	the required amounts will result in the Authority				
45	defaulting on its debt obligations.				
46	4. The Governor shall annually present to the General				
47	Assembly through the Commonwealth's budget process,				
48	the estimated amount of lease payments and the				
49	corresponding total value of equipment to be acquired.				
50	B.1. The State Council of Higher Education for				
51	Virginia shall establish and maintain procedures through				
52	which institutions of higher education apply for				

ITEM 255.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1 allocations made available under the program, and shall  
2 develop guidelines and recommendations for the  
3 apportionment of such equipment to each  
4 state-supported institution of higher education.

5 2. The Authority shall finance equipment for  
6 educational institutions in accordance with § 23-30.28,  
7 Code of Virginia, and according to terms and  
8 conditions approved through the Commonwealth's  
9 budget and appropriation process. Bonds or notes  
10 issued by the Virginia College Building Authority to  
11 finance equipment may be sold and issued at the same  
12 time with other obligations of the Authority as separate  
13 issues or as a combined issue. Each institution shall  
14 make available such additional detail on specific  
15 equipment to be purchased as may be requested by the  
16 Governor or the General Assembly. If emergency  
17 acquisitions are necessary when the General Assembly  
18 is not in session, the Governor may approve such  
19 acquisitions. The Governor shall report his approval of  
20 such acquisitions to the Chairmen of the House  
21 Appropriations and Senate Finance Committees.

22 3. Amounts for debt service payments for allocations  
23 provided by this Item shall be provided pursuant to  
24 Item 280 of this act.

25 C.1. Transfer of the appropriation in Item 280 of this  
26 act to the Virginia College Building Authority shall be  
27 subject to the approval of the Secretary of Finance. An  
28 allocation of \$103,409,590 made in the 2006-2008  
29 biennium brings the total amount of equipment acquired  
30 through the program to approximately \$804,198,187.

31 2. Allocations of \$58,049,478 the first year and  
32 \$58,749,478 the second year will be made to support  
33 the purchase of additional equipment to enhance  
34 instructional and research activity at Virginia's public  
35 colleges and universities. Allocations are as follows:

	Prior Allocations	FY 2009 Allocation	FY 2010 Allocation
<b>Institutions</b>			
George Mason University	\$54,783,926	\$3,552,002	\$3,552,002
Old Dominion University	\$53,469,759	\$4,019,999	\$4,019,999
University of Virginia	\$136,987,933	\$9,895,276	\$9,895,276
Virginia Commonwealth University	\$96,041,385	\$8,063,825	\$8,763,325
Virginia Polytechnic Institute and State University	\$150,826,091	\$8,824,269	\$8,824,269
College of William and Mary	\$25,984,624	\$2,002,343	\$2,002,343
Christopher Newport University	\$8,340,013	\$634,664	\$634,664
University of Virginia's College at Wise	\$3,384,077	\$244,009	\$244,009
James Madison University	\$27,299,915	\$2,150,454	\$2,150,454
Longwood University	\$8,372,294	\$661,346	\$661,346
University of Mary Washington	\$10,816,005	\$631,660	\$631,660
Norfolk State University	\$19,714,999	\$1,176,585	\$1,176,585
Radford University	\$18,900,849	\$1,150,576	\$1,150,576
		\$1,500,576	\$1,500,576
Virginia Military Institute	\$9,644,188	\$711,050	\$711,050
Virginia State University	\$14,342,479	\$1,215,230	\$1,215,230
Richard Bland College	\$2,029,431	\$134,192	\$134,192
Virginia Community College System	\$153,699,460	\$11,590,719	\$11,590,719
Virginia Institute of Marine Science	\$4,193,757	\$588,097	\$588,097

ITEM 255.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Southwest Virginia Higher Education				
2	Center	\$774,760		\$64,575	\$64,575
3	Roanoke Higher Education Authority	\$482,350		\$62,570	\$62,570
4	Institute for Advanced Learning and				
5	Research	\$3,659,892		\$221,003	\$221,003
6	Southern Virginia Higher Education				
7	Center	\$50,000		\$30,013	\$30,013
8	New College Institute	\$0		\$75,000	\$75,000
9	<b>TOTAL</b>	<b>\$804,198,187</b>		<b>\$58,049,478</b>	<b>\$58,749,478</b>
10	3. Allocations in paragraph C.2. include \$700,000 the				
11	second year at Virginia Commonwealth University				
12	designated for the Satellite Dental Clinic at Wise				
13	contingent on the project being included in a capital				
14	bond bill. Any unused allocation from this amount shall				
15	be reported to the Chairmen of the House				
16	Appropriations and Senate Finance Committees.				
17	D.— Item 254 of this act, includes \$15,000,000 the first				
18	and \$15,000,000 the second year for the purchase of				
19	research and laboratory equipment under the Virginia				
20	College Building Authority Equipment program.— Debt				
21	service payment on this equipment is provided in Item				
22	280.				
23	Total for Virginia College Building Authority.....			\$0	\$0
24	TOTAL FOR OFFICE OF EDUCATION.....			\$15,016,712,040	\$15,352,146,297
25				\$14,863,918,524	\$14,703,552,482
26	General Fund Positions.....	18,485.36	18,488.86		
27		18,444.16	18,465.16		
28	Nongeneral Fund Positions.....	33,410.51	33,585.01		
29		33,457.39	33,888.89		
30	Position Level .....	51,895.87	52,073.87		
31		51,901.55	52,354.05		
32	Fund Sources: General.....	\$7,785,490,217	\$7,991,323,636		
33		\$7,567,926,966	\$7,189,731,219		
34	Special.....	\$37,837,815	\$37,837,815		
35		\$37,815,815	\$38,785,937		
36	Higher Education Operating.....	\$5,469,661,446	\$5,665,779,525		
37		\$5,505,570,153	\$5,815,890,121		
38	Commonwealth Transportation .....	\$2,413,942	\$2,413,942		
39	Trust and Agency .....	\$647,837,698	\$572,837,698		
40		\$659,900,591	\$553,888,698		
41	Debt Service.....	\$159,521,482	\$167,993,625		
42		\$174,293,136	\$187,047,200		
43	Dedicated Special Revenue.....	\$8,598,570	\$8,609,385		
44		\$9,167,070	\$9,250,030		
45	Federal Trust.....	\$905,350,870	\$905,350,671		
46		\$906,830,851	\$906,545,335		

ITEM 256.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	<b>OFFICE OF FINANCE</b>					
2	<b>§ 1-82. SECRETARY OF FINANCE (190)</b>					
3	256.	Administrative and Support Services (79900).....			\$657,466	\$657,466
4		General Management and Direction (79901).....	\$657,466	\$657,466		
5		Fund Sources: General.....	\$657,466	\$657,466		
6		Authority: Title 2.2, Chapter 2, Article 5; § 2.2-201,				
7		Code of Virginia.				
8		<i>The Secretary of Finance, in consultation with other</i>				
9		<i>affected secretaries, is hereby authorized to order the</i>				
10		<i>State Comptroller to transfer to the general fund a</i>				
11		<i>reasonable sum, as determined by the State</i>				
12		<i>Comptroller, from annual charges of internal service</i>				
13		<i>funds and enterprise funds that exceed the cost of</i>				
14		<i>providing services or that represent over-recoveries</i>				
15		<i>from the general fund.</i>				
16	256.05.	Executive Management (71300).....			\$0	(\$2,620)
17		Savings From Management Actions (71301).....	\$0	(\$2,620)		
18		Fund Sources: General.....	\$0	(\$2,620)		
19		Authority: Discretionary Inclusion				
20		<i>Appropriation reductions in this Item and specified in</i>				
21		<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
22		<i>any language and amounts to the contrary within other</i>				
23		<i>Items of this act.</i>				
24		Total for Secretary of Finance .....			\$657,466	\$657,466
25						\$654,846
26		General Fund Positions.....	5.00	5.00		
27		Position Level .....	5.00	5.00		
28		Fund Sources: General.....	\$657,466	\$657,466		
29				\$654,846		
30	<b>§ 1-83. DEPARTMENT OF ACCOUNTS (151)</b>					
31	257.	Financial Systems Development and Management				
32		(72400) .....			\$3,658,571	\$3,658,571
33		Financial Systems Development (72401).....	\$730,694	\$730,694		
34		Financial Systems Maintenance (72402) .....	\$1,171,040	\$1,171,040		
35		Computer Services (72404) .....	\$1,756,837	\$1,756,837		
36		Fund Sources: General.....	\$3,658,571	\$3,658,571		
37		Authority: Title 2.2, Chapter 8, Code of Virginia.				
38	258.	Accounting Services (73700).....			\$6,676,357	\$6,721,081
39						\$6,848,981
40		General Accounting (73701) .....	\$1,432,388	\$1,432,388		
41				\$1,475,021		
42		Disbursements Review (73702).....	\$2,582,498	\$2,627,222		
43				\$2,669,855		
44		Payroll Operations (73703).....	\$1,115,741	\$1,115,741		
45		Financial Reporting (73704).....	\$1,545,730	\$1,545,730		
46				\$1,588,364		



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 258.</b>					
1	Fund Sources: General.....	\$6,256,714	\$6,301,438		
2			\$6,429,338		
3	Special.....	\$419,643	\$419,643		
4	Authority: Title 2.2, Chapter 8, and § 2.2-1822, Code				
5	of Virginia.				
6	A. Out of this appropriation, \$125,000 the first year				
7	and \$125,000 the second year from the general fund is				
8	provided to the Department of Accounts for a program				
9	to train internal auditors. The Department of Accounts				
10	shall assist internal auditors of state agencies and				
11	institutions in receiving continued professional				
12	education as required by professional standards. The				
13	Department of Accounts shall coordinate its efforts with				
14	state institutions of higher education and offer training				
15	programs to the internal auditors as well as coordinate				
16	any special training programs for the internal auditors.				
17	B. There is hereby created on the books of the				
18	Comptroller the Commonwealth Charge Card Rebate				
19	Fund. Rebates earned in any fiscal year on the				
20	Commonwealth's statewide charge card program shall				
21	be deposited to the Commonwealth Charge Card Rebate				
22	Fund. The cost of administration of the program as				
23	well as rebates due to political subdivisions and				
24	payments due to the federal government are hereby				
25	appropriated from the Fund. All remaining rebate				
26	revenue in the Fund shall be deposited to the general				
27	fund by June 30 of each year.				
28	259. Service Center Administration (82600) .....			\$609,824	\$609,824
29					\$0
30	Payroll Service Bureau (82601).....	\$609,824	\$609,824		
31			\$0		
32	Fund Sources: General.....	\$609,824	\$609,824		
33			\$0		
34	Internal Service.....		a sum sufficient		
35	Authority: § 2.2-803, Code of Virginia.				
36	A.1. The Department of Accounts shall operate a				
37	payroll service center to support the salaried and wage				
38	employees of all agencies identified by the Department				
39	of Planning and Budget. The agencies so identified				
40	shall cooperate with the Department of Accounts in				
41	transferring such records and functions as may be				
42	required. The service center shall provide services to				
43	employees to include, but not be limited to, payroll,				
44	benefit enrollment and leave accounting. The				
45	Department of Accounts shall be responsible for all				
46	accounting reconciliations for these services; however,				
47	each employing agency shall remain fully responsible				
48	for certifying the accuracy of each payroll paid to its				
49	employees. This certification shall be in such form as				
50	the Comptroller directs.				
51	2. The Department of Accounts shall recover the cost				
52	of services provided by the payroll service center for				
53	nongeneral fund employees through interagency				
54	transactions as determined by the State Comptroller.				
55	The amounts determined by the State Comptroller to be				
56	payable by those agencies listed in § 3-1.01 L. <i>the first</i>				

ITEM 259.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	year shall be net of the amounts so designated for				
2	transfer to the general fund. <i>No such transfer shall be</i>				
3	<i>made the second year and amounts determined by the</i>				
4	<i>State Comptroller for those agencies shall be for the</i>				
5	<i>recovery of the cost of services.</i>				
6	3. <i>Not later than July 1, 2010, additional agencies as</i>				
7	<i>part of the payroll service center shall include, but not</i>				
8	<i>be limited to: the Commission on Virginia Alcohol</i>				
9	<i>Safety Action Program, Gunston Hall, Virginia Museum</i>				
10	<i>of Natural History, Marine Resources Commission,</i>				
11	<i>Virginia School for the Deaf and Blind at Staunton,</i>				
12	<i>Department of Mines, Minerals and Energy, Virginia</i>				
13	<i>Museum of Fine Arts, and the Office of the Inspector</i>				
14	<i>General for Mental Health, Mental Retardation, and</i>				
15	<i>Substance Abuse Services.</i>				
16	B.1. The Department of Accounts shall operate a fiscal				
17	service center to support the operations of all agencies				
18	identified by the Department of Planning and Budget.				
19	The agencies so identified shall cooperate with the				
20	Department of Accounts in transferring such records				
21	and functions as may be required. The service center				
22	shall provide services to agencies to include accounts				
23	payable processing, travel voucher processing, related				
24	reconciliations, and such other fiscal services as may be				
25	appropriate.				
26	2. The Department of Accounts shall recover the cost				
27	of services provided by the fiscal service center through				
28	interagency transactions as determined by the State				
29	Comptroller.				
30	C. Nothing in this section shall prohibit additional				
31	agencies from using the services of the centers;				
32	however, such additions shall be subject to approval by				
33	the affected cabinet secretary and the Secretary of				
34	Finance.				
35	260.	Administrative and Support Services (79900).....		\$1,325,086	\$1,325,086
36		General Management and Direction (79901).....	\$1,325,086	\$1,325,086	
37		Fund Sources: General.....	\$1,325,086	\$1,325,086	
38	Authority: Title 2.2, Chapter 8, Code of Virginia.				
39	A. The Department of Accounts is authorized to				
40	disburse, as fiscal agent for the Commonwealth Health				
41	Research Board, funds received from the Virginia				
42	Retirement System pursuant to § 23-284, Code of				
43	Virginia.				
44	B. As a condition of the appropriation in this Item, the				
45	Department shall provide to the Chairmen of the House				
46	Appropriations and Senate Finance Committees the				
47	expenditure and revenue reports necessary for timely				
48	legislative oversight of state finances. The necessary				
49	reports include monthly and year-end versions and shall				
50	be provided in an interactive electronic format agreed				
51	upon by the Chairmen of the House Appropriations and				
52	Senate Finance Committees, or their designees, and the				
53	Comptroller. Delivery of these reports shall occur by				
54	way of electronic mail or other methods to ensure their				
55	receipt within 48 hours of their initial run after the				

ITEM 260.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	close of the business month.			
2 261.	In the event of default by a unit, as defined in			
3	§ 15.2-2602, Code of Virginia, on payment of principal			
4	of or interest on any of its general obligation bonded			
5	indebtedness when due, the State Comptroller, in			
6	accordance with § 15.2-2659, Code of Virginia, is			
7	hereby authorized to make such payment to the			
8	bondholder, or paying agent for the bondholder, and to			
9	recover such payment and associated costs of			
10	publication and mailing from any funds appropriated			
11	and payable by the Commonwealth to the unit for any			
12	and all purposes.			
13 262.	In the event of default by any employer participating in			
14	the health insurance program authorized by § 2.2-1204,			
15	Code of Virginia, in the remittance of premiums or			
16	other fees and costs of the program, the State			
17	Comptroller is hereby authorized to pay such premiums			
18	and costs and to recover such payments from any funds			
19	appropriated and payable by the Commonwealth to the			
20	employer for any purpose. The State Comptroller shall			
21	make such payments upon receipt of notice from the			
22	Director, Department of Human Resource Management,			
23	that such payments are due and unpaid from the			
24	employer.			
25 263.	The State Comptroller shall make calculations of			
26	payments and transfers related to interest earned on			
27	federal funds, interest receivable on State funds			
28	advanced on behalf of federal programs, and direct cost			
29	reimbursements due from the federal government			
30	pursuant to Item 276 of this act.			
31 263.05.	<i>Executive Management (71300) .....</i>		(\$100,000)	(\$323,217)
32	<i>Savings From Management Actions (71301).....</i>		(\$100,000)	(\$323,217)
33	<i>Fund Sources: General.....</i>		(\$100,000)	(\$323,217)
34	<i>Authority: Discretionary Inclusion</i>			
35	<i>Appropriation reductions in this Item and specified in</i>			
36	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
37	<i>any language and amounts to the contrary within other</i>			
38	<i>Items of this act.</i>			
39	Total for Department of Accounts .....		<b>\$12,269,838</b>	<b>\$12,314,562</b>
40			<b>\$12,169,838</b>	<b>\$11,509,421</b>
41	General Fund Positions.....		122.00	122.00
42				105.00
43	Nongeneral Fund Positions.....		3.00	3.00
44				22.00
45	Position Level .....		125.00	125.00
46				127.00
47	Fund Sources: General .....		\$11,850,195	\$11,894,919
48			\$11,750,195	\$11,089,778
49	Special .....		\$419,643	\$419,643

ITEM 264.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>Department of Accounts Transfer Payments (162)</b>			
<b>2</b>	264. Financial Assistance to Localities - General (72800)			
<b>3</b>	a sum sufficient, estimated at .....		\$114,935,825	\$120,743,852
<b>4</b>			\$118,086,997	\$117,655,843
<b>5</b>	Distribution of Alcoholic Beverage Control Profits			
<b>6</b>	(72801) .....	\$0	\$0	
<b>7</b>	Distribution of Wine Taxes (72805).....	\$0	\$0	
<b>8</b>	Distribution of Rolling Stock Taxes (72806).....	\$4,970,000	\$4,970,000	
<b>9</b>		\$5,300,000	\$5,300,000	
<b>10</b>	Distribution of Recordation Taxes (72808).....	\$40,000,000	\$40,000,000	
<b>11</b>	Distribution of Sales Tax Revenues From Certain			
<b>12</b>	Public Facilities (72811).....	\$930,000	\$930,000	
<b>13</b>		\$1,040,000	\$1,040,000	
<b>14</b>	Distribution of Tennessee Valley Authority Payments			
<b>15</b>	in Lieu of Taxes (72812).....	\$130,000	\$130,000	
<b>16</b>		\$200,000	\$200,000	
<b>17</b>	Distribution of Sales Tax on Fuel in Certain			
<b>18</b>	Transportation Districts (72815).....	\$68,905,825	\$74,713,852	
<b>19</b>		\$71,546,997	\$71,115,843	
<b>20</b>	Fund Sources: General.....	\$46,030,000	\$46,030,000	
<b>21</b>		\$46,540,000	\$46,540,000	
<b>22</b>	Dedicated Special Revenue.....	\$68,905,825	\$74,713,852	
<b>23</b>		\$71,546,997	\$71,115,843	
<b>24</b>	Authority: §§ 4.1-116, 4.1-117, 4.1-235, 15.2-5814,			
<b>25</b>	15.2-5914, 58.1-608.3, 58.1-815.1, 58.1-816,			
<b>26</b>	58.1-2658.1, and 58.1-3406, Code of Virginia.			
<b>27</b>	A. Out of this appropriation, amounts estimated at			
<b>28</b>	\$20,000,000 the first year and \$20,000,000 the second			
<b>29</b>	year from the general fund shall be deposited into the			
<b>30</b>	Northern Virginia Transportation District Fund, as			
<b>31</b>	provided in §58.1-815.1, Code of Virginia. Said amount			
<b>32</b>	shall consist of recordation taxes attributable to and			
<b>33</b>	transferable to the cities of Alexandria, Fairfax, Falls			
<b>34</b>	Church, Manassas, and Manassas Park and the counties			
<b>35</b>	of Arlington, Fairfax, Loudoun, and Prince William,			
<b>36</b>	pursuant to § 58.1-816, Code of Virginia. This amount			
<b>37</b>	shall be transferred to Item 459 of this act and shall be			
<b>38</b>	used to support the Northern Virginia Transportation			
<b>39</b>	District Program as defined in § 33.1-221.1:3, Code of			
<b>40</b>	Virginia. The Commonwealth Transportation Board			
<b>41</b>	shall make such allocations and expenditures from the			
<b>42</b>	Fund as are provided in the Northern Virginia			
<b>43</b>	Transportation District, Commonwealth of Virginia			
<b>44</b>	Revenue Bond Act of 1993 (Chapter 391, Acts of			
<b>45</b>	Assembly of 1993). The Commonwealth Transportation			
<b>46</b>	Board also shall make such allocations and			
<b>47</b>	expenditures from the fund as are provided in Chapters			
<b>48</b>	470 and 597 of the Acts of Assembly of 1994			
<b>49</b>	(amendments to Chapter 391, Acts of Assembly of			
<b>50</b>	1993).			
<b>51</b>	B. Pursuant to Chapters 233 and 662 of the Acts of			
<b>52</b>	Assembly of 1994, out of this appropriation, an amount			
<b>53</b>	estimated at \$1,000,000 the first year and \$1,000,000			
<b>54</b>	the second year from the general fund shall be			
<b>55</b>	deposited into the Set-aside Fund as requested in an			
<b>56</b>	ordinance adopted March 28, 1995, and in compliance			
<b>57</b>	with the requirements provided for in § 58.1-816.1,			
<b>58</b>	Code of Virginia, for an account for the City of			
<b>59</b>	Chesapeake. These amounts shall be transferred to Item			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<p>ITEM 264.</p>					
1	459 of this act and shall be allocated by the				
2	Commonwealth Transportation Board to provide for the				
3	debt service pursuant to the Oak Grove Connector, City				
4	of Chesapeake, Commonwealth of Virginia				
5	Transportation Program Revenue Bond Act of 1994				
6	(Chapters 233 and 662, Acts of Assembly of 1994).				
7	C. There is hereby appropriated for payment to the				
8	Virginia Baseball Stadium Authority from the program				
9	Financial Assistance to Localities - General a sum				
10	sufficient equal to the state personal, corporate, and				
11	pass-through entity income and sales and use tax				
12	revenues to which the Authority is entitled.				
13	D. There is hereby appropriated for payment to the				
14	Northern Virginia Transportation Commission and the				
15	Potomac Rappahannock Transportation Commission a				
16	sum sufficient amount of nongeneral fund revenues				
17	estimated at <del>\$68,905,825</del> \$71,546,997 in the first year				
18	and <del>\$74,713,852</del> \$71,115,843 in the second year equal				
19	to the revenues collected pursuant to § 58.1-1720 et				
20	seq., Code of Virginia, from the additional sales tax on				
21	fuel in certain transportation districts under § 58.1-1720				
22	et seq., Code of Virginia. Such funds shall be returned				
23	to the respective Commissions in amounts equivalent to				
24	the shares collected in the respective member				
25	jurisdictions.				
26	265.	Revenue Stabilization Fund (73500).....		\$21,320,527	\$0
27		Payments to the Revenue Stabilization Fund (73501).....	\$21,320,527	\$0	
28		Fund Sources: General.....	\$21,320,527	\$0	
29	Authority: Title 2.2, Chapter 18, Article 4, Code of				
30	Virginia.				
31	A. Out of this appropriation, \$21,320,527 the first year				
32	from the general fund attributable to actual tax				
33	collections for FY 2007 shall be paid by the State				
34	Comptroller on or before June 30, 2009, into the				
35	Revenue Stabilization Fund pursuant to § 2.2-1829,				
36	Code of Virginia. This amount is based on the				
37	certification of the Auditor of Public Accounts of actual				
38	tax revenues for FY 2007. This appropriation meets the				
39	mandatory deposit requirement of Article X, Section 8				
40	of the Constitution of Virginia.				
41	B. On or before November 1 of each year, the Auditor				
42	of Public Accounts shall report to the General				
43	Assembly the certified tax revenues collected in the				
44	most recently ended fiscal year. The Auditor shall, at				
45	the same time, provide his report on the 10 percent				
46	limitation and the amount that could be paid into the				
47	Fund in order to satisfy the mandatory deposit				
48	requirement of Article X, Section 8 of the Constitution				
49	of Virginia as well as the additional deposit				
50	requirement of § 2.2-1829, Code of Virginia.				
51	<i>C.1. For purposes of determining a transfer from the</i>				
52	<i>Revenue Stabilization Fund to the general fund as a</i>				
53	<i>result of a downward revision in general fund revenues,</i>				
54	<i>the term "total general fund revenues appropriated"</i>				
55	<i>shall mean the general fund operating and capital</i>				
56	<i>appropriations for each year of the biennium contained</i>				

ITEM 265.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>in the Appropriation Act which is in effect at the time</i>			
2	<i>when such downward revision in general fund revenues</i>			
3	<i>is made.</i>			
4	<i>2. In accordance with Article 10, § 8, Virginia</i>			
5	<i>Constitution, and § 2.2-1830, Code of Virginia, the</i>			
6	<i>amount of the transfer shall not exceed more than</i>			
7	<i>one-half of the balance of the Revenue Stabilization</i>			
8	<i>Fund or more than one-half of the forecasted shortfall</i>			
9	<i>in revenues.</i>			
10	<i>D.1. The anticipated shortfalls in general fund revenues</i>			
11	<i>for fiscal years ending June 30, 2009, and June 30,</i>			
12	<i>2010, shall be computed by comparing the revised</i>			
13	<i>forecast for "Total General Fund Resources Available</i>			
14	<i>for Appropriation" as listed in the second enactment of</i>			
15	<i>this act to the total general fund revenues appropriated</i>			
16	<i>for each year of the biennium as contained in the</i>			
17	<i>current Appropriation Act (Chapter 879 of the 2008</i>			
18	<i>Acts of Assembly).</i>			
19	<i>2. One-half of the shortfall in revenues is estimated at</i>			
20	<i>\$492,675,752, which is less than one-half of the present</i>			
21	<i>balance in the Revenue Stabilization Fund. Of this</i>			
22	<i>shortfall amount, \$490,000,000 is hereby appropriated</i>			
23	<i>in FY 2009, pursuant to § 2.2-1830, Code of Virginia.</i>			
24	<i>The State Comptroller shall deposit this sum into the</i>			
25	<i>general fund of the state treasury on or before June 30,</i>			
26	<i>2009.</i>			
27	266. Virginia Education Loan Authority Reserve Fund			
28	(73600) .....		\$1,044,778	\$1,044,778
29	Loan Servicing Reserve Fund (73601) .....	\$544,778	\$544,778	
30	Edvantage Reserve Fund (73602) .....	\$500,000	\$500,000	
31	Fund Sources: Trust and Agency .....	\$1,044,778	\$1,044,778	
32	Authority: Chapter 384, Acts of Assembly of 1995;			
33	Chapter 39, Acts of Assembly of 1998.			
34	A. The General Assembly hereby recognizes and			
35	reaffirms the provisions of such Declarations as may			
36	have been adopted by the Virginia Education Loan			
37	Authority pursuant to Chapter 384 of the Acts of			
38	Assembly of 1995 and dated June 30, 1996. There is			
39	hereby appropriated from the VELA Loan Servicing			
40	Reserve Fund within the state treasury such sums as			
41	may be necessary, not to exceed \$444,778, to be paid			
42	out by the Comptroller consistent with the provisions of			
43	the Declarations. There is hereby appropriated from the			
44	VELA Loan Servicing Reserve Fund within the state			
45	treasury such sums as may be necessary, not to exceed			
46	\$100,000, to be paid out by the Comptroller for the			
47	purpose of determining the validity and amount of any			
48	claims against the Fund. The Comptroller is authorized			
49	to take such actions as may be necessary to effect the			
50	provisions of this paragraph.			
51	B. Funds in the Edvantage Reserve Fund are hereby			
52	appropriated for disbursement by the State Comptroller,			
53	as provided for by law. All interest earned by the			
54	Edvantage Reserve Fund shall remain with the Fund.			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 266.</b>					
1	267.			\$11,348,276	\$12,648,276
2				\$8,403,760	\$10,058,131
3	Death Benefit Payments Under the Line of Duty Act				
4	(76001) .....	\$825,000	\$825,000		
5	Health Insurance Benefit Payments Under the Line of				
6	Duty Act (76002).....	\$10,523,276	\$11,823,276		
7		\$7,578,760	\$9,233,131		
8	Fund Sources: General.....	\$11,348,276	\$12,648,276		
9		\$8,403,760	\$10,058,131		
10	Authority: Title 9.1, Chapter 4, Code of Virginia.				
11	A. In addition to such other payments as may be				
12	available, the full cost of group health insurance, net of				
13	any deductions and credits, for the surviving spouses				
14	and dependents of certain public safety officers killed				
15	in the line of duty and for certain public safety officers				
16	disabled in the line of duty, and the spouses and				
17	dependents of such disabled officers, are payable from				
18	this Item pursuant to Title 9.1, Chapter 4, Code of				
19	Virginia. To the extent the appropriation in this Item is				
20	insufficient for these payments, the Director,				
21	Department of Planning and Budget, is authorized to				
22	transfer sufficient funding from Item 473 of this act.				
23	B. There is hereby created the Line of Duty Death and				
24	Health Benefits Trust Fund (the Fund). The funds of				
25	the Line of Duty Death and Health Benefits Trust Fund				
26	shall be deemed separate and independent trust funds,				
27	shall be segregated from all other funds of the				
28	Commonwealth, and shall be invested and administered				
29	solely in the interests of the participants and				
30	beneficiaries thereof. Neither the General Assembly nor				
31	any public officer, employee, or agency shall use or				
32	authorize the use of such trust funds for any purpose				
33	other than as provided in law for benefits, refunds, and				
34	administrative expenses. The Fund is established to pay				
35	the death and health insurance premium benefits				
36	prescribed by § 9.1-400 et seq., the Line of Duty Act.				
37	Deposits to the Fund shall be made from general fund				
38	appropriations together with any earnings on those				
39	deposits. Fund deposits are irrevocable and are not				
40	subject to the claims of creditors. The Department of				
41	Accounts shall use the assistance of the Virginia				
42	Retirement System in establishing, investing, and				
43	maintaining the Fund. The Board of Trustees of the				
44	Virginia Retirement System shall administer and				
45	manage the investment of the Fund as custodian and				
46	provide staff. The Virginia Retirement System shall				
47	invest the Funds in accordance with Article 3.1				
48	(§ 51.1-124.30 et seq.) of Chapter 1 of Title 51.1, and				
49	no officer, director, or member of the Board or of any				
50	advisory committee of the Virginia Retirement System				
51	or any of its tax exempt subsidiary corporations whose				
52	actions are within the standard of care in Article 3.1 of				
53	Chapter 1 of Title 51.1 shall be held personally liable				
54	for losses suffered by the Fund on investments made				
55	under the authority of this chapter. The Fund shall				
56	annually reimburse the Virginia Retirement System for				
57	all reasonable costs incurred and associated, directly				
58	and indirectly, with the administration of this chapter				
59	and management and investment of the Fund.				

ITEM 267.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	C. In addition to any other benefit provided by law, an			
2	additional death benefit in the amount of \$20,000 for			
3	the surviving spouses and dependents of certain			
4	members of the National Guard and United States			
5	military reserves killed in action in any armed conflict			
6	on or after October 7, 2001, are payable from this Item			
7	pursuant to § 44-93.1.B., Code of Virginia. The			
8	Department of Accounts, with support from the			
9	Department of Military Affairs, shall determine			
10	eligibility for this benefit. The Director, Department of			
11	Planning and Budget, is authorized to transfer sufficient			
12	funding from Item 473 of this act to make any required			
13	payments.			
14	Total for Department of Accounts Transfer Payments .....		<b>\$148,649,406</b>	<b>\$134,436,906</b>
15			<b>\$148,856,062</b>	<b>\$128,758,752</b>
16	Fund Sources: General .....		\$78,698,803	\$58,678,276
17			\$76,264,287	\$56,598,131
18	Trust and Agency .....		\$1,044,778	\$1,044,778
19	Dedicated Special Revenue .....		\$68,905,825	\$74,713,852
20			\$71,546,997	\$71,115,843
21	Grand Total for Department of Accounts.....		<b>\$160,919,244</b>	<b>\$146,751,468</b>
22			<b>\$161,025,900</b>	<b>\$140,268,173</b>
23	General Fund Positions.....		122.00	122.00
24				105.00
25	Nongeneral Fund Positions.....		3.00	3.00
26				22.00
27	Position Level .....		125.00	125.00
28				127.00
29	Fund Sources: General .....		\$90,548,998	\$70,573,195
30			\$88,014,482	\$67,687,909
31	Special.....		\$419,643	\$419,643
32	Trust and Agency .....		\$1,044,778	\$1,044,778
33	Dedicated Special Revenue .....		\$68,905,825	\$74,713,852
34			\$71,546,997	\$71,115,843
35	<b>§ 1-84. DEPARTMENT OF PLANNING AND BUDGET (122)</b>			
36	268.	Planning, Budgeting, and Evaluation Services (71500)....		\$8,580,623
37		Budget Development and Budget Execution Services		\$8,580,623
38		(71502) .....	\$4,921,588	\$4,921,588
39		Legislation and Executive Order Review Service		
40		(71504) .....	\$65,363	\$65,363
41		Forecasting and Regulatory Review Services (71505).....	\$700,249	\$700,249
42		Program Evaluation Service (71506) .....	\$2,399,974	\$2,399,974
43		Administrative Services (71598) .....	\$493,449	\$493,449
44		Fund Sources: General .....	\$8,330,623	\$8,330,623
45		Special.....	\$250,000	\$250,000
46		Authority: Title 2.2, Chapter 15 and Chapter 26, Article		
47		8, Code of Virginia.		
48		A. The Department of Planning and Budget shall be		
49		responsible for continued development and coordination		
50		of an integrated, systematic policy analysis, planning,		
51		budgeting, performance measurement and evaluation		
52		process within state government. The department shall		
53		collaborate with the Governor's Secretaries and all		
54		other agencies of state government and other entities as		



ITEM 268.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	necessary to ensure that information generated from			
3	these processes is useful for managing and improving			
4	the efficiency and effectiveness of state government			
	operations.			
5	B. The Department of Planning and Budget shall be			
6	responsible for the continued development and			
7	coordination of a review process for strategic plans and			
8	performance measures of the state agencies. The review			
9	process shall assess on a periodic basis the structure			
10	and content of the plans and performance measures, the			
11	processes used to develop and implement the plans and			
12	measures, the degree to which agencies achieve			
13	intended goals and results, and the relation between			
14	intended and actual results and budget requirements.			
15	C.1. Notwithstanding § 2.2-1508, Code of Virginia, or			
16	any other provisions of law, on or before December 20,			
17	the Department of Planning and Budget shall deliver to			
18	the presiding officer of each house of the General			
19	Assembly a copy of the budget document containing			
20	the explanation of the Governor's budget			
21	recommendations. This copy may be in electronic			
22	format.			
23	2. The Department of Planning and Budget shall			
24	include in the budget document the amount of projected			
25	spending and projected net tax-supported state debt for			
26	each year of the biennium on a per capita basis. The			
27	budget document shall also include the amount of			
28	projected spending, less funding for personal property			
29	tax relief, for the same fiscal years, on a per capita			
30	basis. For this purpose, "spending" is defined as total			
31	appropriations from all funds for the cited fiscal years			
32	as shown in the Budget Bill. The most current			
33	population estimates from the Weldon Cooper Center			
34	for Public Services shall be used to make the			
35	calculations.			
36	D.1. The Department of Planning and Budget shall			
37	provide staffing and operational support to the			
38	Commonwealth Competition Council. Other state			
39	agencies and institutions of the Commonwealth shall			
40	also assist the Commonwealth Competition Council in			
41	its work upon the request of the chairman of the			
42	Council.			
43	2. There is hereby created upon the books of the			
44	Comptroller a special, nonreverting fund known as the			
45	"Commonwealth Competition Council Savings			
46	Recovery Fund." This Fund shall provide a nongeneral			
47	fund appropriation of \$250,000 each year for use by the			
48	Department of Planning and Budget in defraying the			
49	costs of providing staff and operational support to the			
50	council.			
51	3. Prior to April 1 each year, the Director, Department			
52	of Planning and Budget shall notify the Auditor of			
53	Public Accounts of any savings recommendations put			
54	forth by the Commonwealth Competition Council for			
55	which savings are likely to be realized in the current			
56	fiscal year or in the fiscal year beginning on the next			
57	July 1 after such notification. The Auditor of Public			
58	Accounts shall audit the implementation of these			

ITEM 268.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	savings recommendations and shall certify to the State			
2	Comptroller by June 1 each year the total savings			
3	realized by state agencies or institutions as a result of			
4	the savings recommendations put forth by the			
5	Commonwealth Competition Council. By July 1 each			
6	year, the State Comptroller shall transfer 10 percent of			
7	these certified savings to the Commonwealth			
8	Competition Council Savings Recovery Fund for			
9	support of the council's operations. However, if these			
10	savings have since accrued to the benefit of the general			
11	fund, either by subsequent budgetary action or by			
12	reversion, then following the certification of the savings			
13	by the Auditor of Public Accounts, the State			
14	Comptroller shall transfer the equivalent of 10 percent			
15	of the affected certified savings from the general fund			
16	to the Commonwealth Competition Council Savings			
17	Recovery Fund. The total amount transferred to the			
18	Commonwealth Competition Council Savings Recovery			
19	Fund pursuant to these provisions shall not exceed			
20	\$500,000 in any one fiscal year.			
21	E.1. Out of this appropriation, <del>\$1,062,500</del> \$335,947 the			
22	first year and <del>\$1,062,500</del> \$325,993 the second year			
23	from the general fund is provided to support the			
24	continuation of the school efficiency reviews program.			
25	Any school division undergoing an efficiency review			
26	shall provide a report to the Department of Planning			
27	and Budget indicating what action has been taken on			
28	each recommendation identified in the efficiency review			
29	along with any budget savings realized for each			
30	recommendation. The report shall also include a			
31	schedule for implementation of the remaining			
32	recommendations not implemented to date. The			
33	Department of Planning and Budget shall forward			
34	copies of the reports to the Chairmen of the House			
35	Appropriations, House Finance, and Senate Finance			
36	Committees within 30 days of receiving such reports.			
37	The first report shall be made within six months			
38	following the receipt of the final efficiency review, and			
39	subsequent follow-up reports shall be submitted			
40	annually by June 30th until 100 percent of the			
41	recommendations have been implemented or rationale			
42	reported that explain and address the division's lack of			
43	such implementation. The Department of Planning and			
44	Budget shall provide the format for such report that			
45	shall include budget savings realized for each			
46	recommendation implemented.			
47	2. Commencing in fiscal year 2007, each participating			
48	school division shall pay 25 percent of the cost			
49	incurred by the state for that school division's			
50	efficiency review to be conducted.			
51	Consistent with language and intent contained in Item			
52	135, any school division that elects to participate in a			
53	school efficiency review as a component unit of a			
54	division level academic review shall be exempt from			
55	the 25 percent payment of the costs of the review but			
56	will not be exempt from paying a recovery cost of 25			
57	percent if the school division does not initiate at least			
58	50 percent of the review's recommendations within 24			
59	months of receiving their final school efficiency review			
60	report.			

ITEM 268.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Payment shall occur in the fiscal year immediately			
2	following the completion of the final school efficiency			
3	review report. The cost shall include the direct cost			
4	incurred by the state for that fiscal year to coordinate			
5	the school efficiency review and 100 percent of the			
6	costs awarded to the contractor(s) to conduct that			
7	school division's review.			
8	3. Additionally, commencing in fiscal year 2007, a			
9	recovery of a separate and additional 25 percent			
10	payment of the cost of individual reviews shall be			
11	made in the fiscal year beginning not less than 12			
12	months and not more than 24 months following the			
13	release of a final efficiency review report for an			
14	individual school division. Such recovery shall occur if			
15	the affected school division superintendent or			
16	superintendent's designee has not certified that at least			
17	half the recommendations have been initiated or at least			
18	half of the equivalent savings of such efficiency review			
19	have been realized. Lacking such certification the			
20	school division shall reimburse the state for 25 percent			
21	of the cost of the school efficiency review. Such			
22	reimbursement shall be paid into the general fund of			
23	the state treasury. The Department of Planning and			
24	Budget shall provide the format for such certification.			
25	F. The Director of the Department of Planning and			
26	Budget shall report to the Chairman of the House			
27	Appropriation and Senate Finance Committees by			
28	October 1, 2008, concerning the cost impact of state			
29	employee salary increases to facilities and institutions			
30	operated by the Department of Mental Health, Mental			
31	Retardation and Substance Abuse Services			
32	(DMHMRSAS) which are supported in whole or in part			
33	from Medicaid reimbursements. The report shall include			
34	the estimated increase in costs incurred at the facilities			
35	from the salary adjustments, the portion of these costs			
36	that are reimbursable through Medicaid, and a			
37	description of the manner in which the department			
38	includes funding for the general fund portion of the			
39	salary adjustment for these employees in the calculation			
40	of state employee salary increases.			
41	268.05.			
42	<i>Executive Management (71300) .....</i>		(\$997,805)	(\$1,030,774)
	<i>Savings From Management Actions (71301).....</i>	(\$997,805)	(\$1,030,774)	
43	<i>Fund Sources: General.....</i>	(\$997,805)	(\$1,030,774)	
44	<i>Authority: Discretionary Inclusion</i>			
45	<i>Appropriation reductions in this Item and specified in</i>			
46	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
47	<i>any language and amounts to the contrary within other</i>			
48	<i>Items of this act.</i>			
49	Total for Department of Planning and Budget.....		<b>\$8,580,623</b>	<b>\$8,580,623</b>
50			<b>\$7,582,818</b>	<b>\$7,549,849</b>
51	General Fund Positions.....	71.00	71.00	
52		67.00	67.00	
53	Nongeneral Fund Positions.....	2.00	2.00	
54	Position Level .....	73.00	73.00	
55		69.00	69.00	

ITEM 268.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$8,330,623	\$8,330,623	
2		\$7,332,818	\$7,299,849	
3	Special.....	\$250,000	\$250,000	
4	<b>§ 1-85. DEPARTMENT OF TAXATION (161)</b>			
5	269. Planning, Budgeting, and Evaluation Services (71500)....			\$3,068,003
6	Tax Policy Research and Analysis (71507).....	\$1,397,999	\$1,397,999	
7	Appeals and Rulings (71508).....	\$974,210	\$974,210	
8	Revenue Forecasting (71509).....	\$695,794	\$695,794	
9	Fund Sources: General.....	\$3,068,003	\$3,068,003	
10	Authority: §§ 2.2-1503, 15.2-2502, 58.1-202, 58.1-207,			
11	58.1-210, 58.1-213, 58.1-816, and 58.1-3406, and Title			
12	10.1, Chapter 14, Code of Virginia.			
13	The Department of Taxation shall continue the staffing			
14	and responsibility for the revenue forecasting of the			
15	Commonwealth Transportation Funds, including the			
16	Department of Motor Vehicles Special Fund, as			
17	provided in § 2.2-1503, Code of Virginia. The			
18	Department of Motor Vehicles shall provide the			
19	Department of Taxation with direct access to all data			
20	records and systems required to perform this function.			
21	The Department of Planning and Budget shall effectuate			
22	the transfer of three full-time equivalent positions and			
23	sufficient funding to ensure the successful consolidation			
24	of this function.			
25	270. Revenue Administration Services (73200).....			\$60,647,483
26				\$60,807,983
27	Tax Return Processing (73214).....	\$13,747,908	\$13,708,408	
28	Customer Services (73217).....	\$10,146,696	\$10,146,696	
29	Compliance Audit (73218).....	\$19,136,439	\$19,136,439	
30	Compliance Collections (73219).....	\$17,616,440	\$17,616,440	
31			\$17,816,440	
32	Fund Sources: General.....	\$51,568,909	\$51,529,409	
33	Special.....	\$8,613,155	\$8,613,155	
34	Trust and Agency.....	\$452,457	\$452,457	
35			\$652,457	
36	Dedicated Special Revenue.....	\$12,962	\$12,962	
37	Authority: Title 3.1, Chapters 18, 25.3 and 27; Title			
38	58.1, Code of Virginia.			
39	A. Pursuant to § 58.1-1803, Code of Virginia, the Tax			
40	Commissioner is hereby authorized to contract with			
41	private collection agencies for the collection of			
42	delinquent accounts. The State Comptroller is hereby			
43	authorized to deposit collections from such agencies			
44	into the Contract Collector Fund (§ 58.1-1803, Code of			
45	Virginia). Revenue in the Contract Collector Fund may			
46	be used to pay private collection agencies/attorneys and			
47	perform oversight of their operations, upgrade audit and			
48	collection systems and data interfaces, and retain			
49	experts to perform analysis of receivables and collection			
50	techniques. Any balance in the fund remaining after			
51	such payment shall be deposited into the appropriate			
52	general, nongeneral, or local fund no later than June 30			
53	of each year.			
54	B. There is hereby appropriated, for each year of the			

ITEM 270.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	biennium, revenues from the sales tax on fuel in certain				
2	transportation districts and certain authorities to cover				
3	only the direct cost of administration incurred by the				
4	Department in collecting these taxes as provided by				
5	§ 58.1-1724 and §58.1-1724.6, Code of Virginia.				
6	C.1. The Department of Taxation is authorized to				
7	retain, as special revenue, its reasonable share of any				
8	court fines and fees to reimburse the Department for				
9	any ongoing operational collection expenses.				
10	2. Any form of state debt assigned to the Department				
11	of Taxation for collection may be collected by the				
12	Department in the same manner and means as state				
13	taxes may be collected pursuant to Title 58.1, Chapter				
14	18, Code of Virginia.				
15	D. The Department of Taxation is authorized to make				
16	tax incentive payments to small tobacco product				
17	manufacturers who do not participate in the 1998				
18	Tobacco Master Settlement Agreement, pursuant to				
19	Chapter 901 of the 2005 Acts of Assembly.				
20	E. The Department of Taxation is hereby appropriated				
21	revenues from the Communications Sales and Use Tax				
22	Trust Fund to recover the direct cost of administration				
23	incurred by the department in implementing and				
24	collecting this tax as provided by § 58.1-662, Code of				
25	Virginia.				
26	<del>F. The Department of Taxation is hereby appropriated</del>				
27	<del>revenues from the retail sales and use tax imposed on</del>				
28	<del>motor vehicle repair labor and services pursuant to</del>				
29	<del>§58.1-605K(2) and § 58.1-606 H(2), Code of Virginia,</del>				
30	<del>to recover the direct cost of administration incurred by</del>				
31	<del>the department in implementing and collecting such tax.</del>				
32	G. The Tax Commissioner shall have the authority to				
33	waive penalties and grant extensions of time to file a				
34	return or pay a tax, or both, to any class of taxpayers				
35	when the Tax Commissioner in his discretion finds that				
36	the normal due date has, or would, cause undue				
37	hardship to taxpayers who were, or would be, unable to				
38	use electronic means to file a return or pay a tax				
39	because of a power or systems failure that causes the				
40	Department's electronic filing or payment systems to be				
41	nonfunctional for all or a portion of a day on or about				
42	the due date for a return or payment.				
43	<i>H. The Department of Taxation is hereby appropriated</i>				
44	<i>Land Conservation Incentive Act fees imposed under</i>				
45	<i>§58.1-513 C. 2., Code of Virginia, on the transferring</i>				
46	<i>of the value of the donated interest. The Code of</i>				
47	<i>Virginia specifies such fees will be used by the</i>				
48	<i>Departments of Taxation and Conservation and</i>				
49	<i>Recreation to recover the direct cost of administration</i>				
50	<i>incurred in implementing the Virginia Land</i>				
51	<i>Conservation Act.</i>				
52	271. Tax Value Assistance to Localities (73400).....			\$1,279,415	\$1,279,415
53					\$1,883,515

ITEM 271.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Training for Local Assessors (73401).....	\$81,401	\$81,401	
2	Valuation and Assessment Assistance for Localities			
3	(73410) .....	\$1,198,014	<del>\$1,198,014</del>	
4			<i>\$1,802,114</i>	
5	Fund Sources: General .....	\$905,886	\$905,886	
6	Special .....	\$373,529	<del>\$373,529</del>	
7			<i>\$977,629</i>	
8	Authority: Title 58.1, Chapters 32, 34, 35, 36, and 39			
9	and §§ 58.1-202, subdivisions 6, 10, and 11, 58.1-206;			
10	§§ 58.1-2655, 58.1-3239, 58.1-3278, and 58.1-3374,			
11	Code of Virginia.			
12	A. The Department is hereby authorized to recover			
13	from participating localities, as special funds, the direct			
14	costs associated with assessor/property tax and local			
15	valuation and assessments training classes. In			
16	accordance with § 58.1-206, Code of Virginia, the			
17	assessing officers and board members attending shall			
18	continue to be reimbursed for the actual expenses			
19	incurred by their attendance at the programs.			
20	B. In the expenditure of funds out of its appropriations			
21	for determination of true values of locally taxable real			
22	estate for use by the Board of Education in state school			
23	fund distributions, the Department of Taxation shall use			
24	a sufficiently representative sampling of parcels, in			
25	accordance with the classification system as established			
26	in § 58.1-208, Code of Virginia, to reflect actual true			
27	values; further, the Department shall, upon request of			
28	any local school board, review its initial determination			
29	and promptly inform the Board of Education of			
30	corrections in such determination.			
31	272. On and after July 1, 2006, the Department of Taxation			
32	shall cease its current interpretive application of the			
33	"true object" test to contractors who provide services to			
34	the United States, the Commonwealth, or any political			
35	subdivision or instrumentality thereof. Effective for			
36	"work orders", "statements of work" and "task orders,"			
37	entered into on and after July 1, 2006, the Department			
38	of Taxation shall make a taxability determination			
39	regarding the true object of the transaction entered into			
40	with the government entity based upon the true object			
41	of each separate "work order", "statement of work" and			
42	"task order," rather than the true object of the			
43	underlying contract between the government entity and			
44	such contractor. Nothing in this paragraph shall be			
45	construed to extend an exemption to materials,			
46	equipment, or other tangible personal property			
47	purchased by a contractor for use in real estate			
48	construction contracts with a governmental entity.			
49	273. Administrative and Support Services (79900).....		\$32,282,489	\$32,782,489
50			<del>\$34,296,197</del>	<del>\$32,865,521</del>
51	General Management and Direction (79901).....	\$7,589,621	\$8,089,621	
52		\$9,603,329	\$8,172,653	
53	Information Technology Services (79902).....	\$24,692,868	\$24,692,868	
54	Fund Sources: General .....	\$32,215,264	\$32,715,264	
55		\$34,228,972	\$32,798,296	
56	Special .....	\$67,225	\$67,225	

ITEM 273.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Authority: §§ 58.1-200, 58.1-202, and 58.1-213, Code					
2	of Virginia.					
3	A. To defray the costs of administration for voluntary					
4	contributions made on individual income tax returns for					
5	taxable years beginning on or after January 1, 2003, the					
6	Department of Taxation may retain up to five percent					
7	of the contributions made to each organization, not to					
8	exceed a total of \$50,000 from all organizations in any					
9	taxable year.					
10	B. The Department is hereby authorized to request and					
11	receive a treasury loan to fund the necessary start-up					
12	costs associated with the implementation of a local					
13	income tax and/or sales and use tax modification. The					
14	Department shall not incur such costs unless a					
15	locality(ies) takes action to put the tax options on a					
16	referendum. The treasury loan shall be repaid for these					
17	costs from the local income tax and/or sales and use					
18	tax revenues.					
19	273.05. <i>Executive Management (71300)</i> .....			(\$1,860,249)	\$1,010,612	
20	<i>Savings From Management Actions (71301)</i> .....	(\$1,860,249)	\$1,010,612			
21	<i>Fund Sources: General</i> .....	(\$1,860,249)	\$1,010,612			
22	<i>Authority: Discretionary Inclusion</i>					
23	<i>Appropriation reductions in this Item and specified in</i>					
24	<i>Section 4-1.08 of this act shall apply notwithstanding</i>					
25	<i>any language and amounts to the contrary within other</i>					
26	<i>Items of this act.</i>					
27	Total for Department of Taxation .....			<b>\$97,277,390</b>	<b>\$97,737,890</b>	
28				<b>\$97,430,849</b>	<b>\$99,635,634</b>	
29	General Fund Positions.....	910.50	910.50			
30		959.50	959.50			
31	Nongeneral Fund Positions.....	36.00	36.00			
32		37.00	37.00			
33	Position Level .....	946.50	946.50			
34		996.50	996.50			
35	Fund Sources: General .....	\$87,758,062	\$88,218,562			
36		\$87,911,521	\$89,312,206			
37	Special.....	\$9,053,909	\$9,053,909			
38			\$9,658,009			
39	Trust and Agency .....	\$452,457	\$452,457			
40			\$652,457			
41	Dedicated Special Revenue .....	\$12,962	\$12,962			
42	<b>§ 1-86. DEPARTMENT OF THE TREASURY (152)</b>					
43	274. Investment, Trust, and Insurance Services (72500).....			\$6,345,416	\$6,350,244	
44					\$8,007,094	
45	Debt Management (72501) .....	\$1,036,408	\$1,036,408			
46	Insurance Services (72502).....	\$2,081,060	\$2,081,060			
47	Banking and Investment Services (72503) .....	\$3,227,948	\$3,232,776			
48			\$4,889,626			
49	Fund Sources: General .....	\$3,535,319	\$3,535,319			
50			\$5,078,319			
51	Special.....	\$5,600	\$5,600			
52	Commonwealth Transportation .....	\$183,163	\$183,163			

ITEM 274.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Trust and Agency .....	\$2,621,334		
2				\$2,740,012
3	Authority: Title 2.2, Chapter 18, Code of Virginia.			
4	A. The Department of the Treasury shall take into			
5	account the claims experience of each agency and			
6	institution when setting premiums for the general			
7	liability program.			
8	B. Coverage provided by the VARISK plan for			
9	constitutional officers shall be extended to any action			
10	filed against a constitutional officer or appointee of a			
11	constitutional officer before the Equal Employment			
12	Opportunity Commission or the Virginia State Bar.			
13	C. By January 15 of each year the Department of the			
14	Treasury shall report to the chairmen of the House			
15	Appropriations and Senate Finance Committees, in a			
16	unified report mutually agreeable to them, summarizing			
17	changes in required debt service payments from the			
18	general fund as the result of any refinancing, refunding,			
19	or issuance actions taken or expected to be taken by the			
20	Commonwealth within the next twelve months.			
21	275. Revenue Administration Services (73200).....		\$10,637,372	\$10,637,372
22				\$10,832,565
23	Unclaimed Property Administration (73207).....	\$4,366,487		
24				\$4,399,187
25	Accounting and Trust Services (73213).....	\$1,449,783		
26				\$1,489,699
27	Check Processing and Bank Reconciliation (73216) .....	\$3,090,024		
28				\$3,015,024
29	Administrative Services (73220).....	\$1,731,078		
30				\$1,928,655
31	Fund Sources: General.....	\$4,289,707		
32				\$4,214,707
33	Special.....	\$422,355		
34				\$432,591
35	Trust and Agency .....	\$5,321,059		
36				\$5,581,016
37	Dedicated Special Revenue.....	\$604,251		
				\$604,251
38	Authority: Title 2.2, Chapter 18 and §§ 55-210.1			
39	through 55-210.30, Code of Virginia.			
40	A. Included in this Item is a sum sufficient nongeneral			
41	fund appropriation for personal services and other			
42	operating expenses to process checks issued by the			
43	Department of Social Services. The estimated cost,			
44	excluding actual postage costs, is \$85,000 the first year			
45	and \$85,000 the second year.			
46	B. Included in this Item is a sum sufficient nongeneral			
47	fund appropriation for administrative expenses to			
48	process the Virginia Employment Commission (VEC)			
49	and Virginia Retirement System (VRS) checks. The			
50	estimated cost for VEC is \$2,500 the first year and			
51	\$2,500 the second year, and for VRS is \$24,000 the			
52	first year and \$24,000 the second year.			
53	C.1. The amounts for Unclaimed Property			
54	Administration are for administrative and related			



ITEM 275.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	support costs of the Uniform Disposition of Unclaimed				
2	Property Act, to be paid solely from revenues derived				
3	pursuant to the Act.				
4	2. The amounts also include a sum sufficient				
5	nongeneral fund amount estimated at \$900,000 the first				
6	year and \$900,000 the second year to pay fees for				
7	compliance services and securities portfolio custody				
8	services for unclaimed property administration.				
9	3. Any revenue derived from the sale of the				
10	Department of the Treasury's new unclaimed property				
11	system is hereby appropriated to the Department for use				
12	in unclaimed property customer service and system				
13	enhancements.				
14	D. The State Treasurer is authorized to charge				
15	institutions of higher education participating in the				
16	private college financing program of the Virginia				
17	College Building Authority an administrative fee of up				
18	to 10 basis points of the amount financed for each				
19	project in addition to a share of direct costs of issuance				
20	as determined by the State Treasurer. Revenue collected				
21	from this administrative fee shall be deposited to a				
22	special fund in the Department of the Treasury to				
23	compensate the Department for direct and indirect staff				
24	time and expenses involved with this program.				
25	E. The State Treasurer is authorized to sell any				
26	securities remitted as unclaimed demutualization				
27	proceeds of insurance companies at any time after				
28	delivery, pursuant to legislation enacted by the 2003				
29	Session of the General Assembly. The funds derived				
30	from the sale of said securities shall be handled in				
31	accordance with § 55-210.19, Code of Virginia.				
32	F.1. The State Treasurer is authorized to charge				
33	qualified public depositories holding public deposits, as				
34	defined in §2.2-4401, Code of Virginia, an annual				
35	administrative fee of not more than one-half of one				
36	basis point of their average public deposit balances over				
37	a twelve month period. The State Treasurer shall issue				
38	guidelines to effect the implementation of this fee.				
39	However, the total fees collected from all qualified				
40	depositories shall not exceed \$100,000 in any one year.				
41	2. Any regulations or guidelines necessary to implement				
42	or change the amount of the fee may be adopted				
43	without complying with the Administrative Process Act				
44	(§2.2-4000 et seq.) provided that input is solicited from				
45	qualified public depositories. Such input requires only				
46	that notice and an opportunity to submit written				
47	comments be given.				
48	276. 1. There is hereby appropriated to the Department of				
49	the Treasury a sum sufficient for the transfer to the				
50	federal government, in accordance with the provisions				
51	of the federal Cash Management Improvement Act of				
52	1990 and related federal regulations, of the interest				
53	owed by the state on federal funds advanced to the				
54	state for federal assistance programs, where such funds				
55	are held by the state from the time they are deposited				
56	in the state's bank account until they are paid out to				
57	redeem warrants, checks or payments by other means.				

ITEM 276.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	This sum sufficient appropriation is funded from the			
2	interest earned on federal funds deposited and invested			
3	by the state. The actual amount for transfer shall be			
4	established by the State Comptroller.			
5	2. When permitted by applicable federal laws or			
6	administrative regulations, the State Comptroller shall			
7	first offset and reduce the amount to be transferred by			
8	any and all amounts of interest payments calculated to			
9	be received by the state from the federal government,			
10	where such payments are due to the state because the			
11	state was required to disburse its own funds for federal			
12	program purposes prior to the receipt of federal funds.			
13	3. Should the interest payments calculated to be made			
14	by the federal government to the state exceed the			
15	interest calculated to be transferred from the state to the			
16	federal government, reduced by the federally approved			
17	direct cost reimbursement to the state, the State			
18	Comptroller shall then notify the federal government of			
19	the net amount of interest due to the state and shall			
20	record such net interest, upon its receipt, as interest			
21	revenue earned by the general fund.			
22	276.05.			
23				
	<i>Executive Management (71300)</i> .....			(\$897,204)
	<i>Savings From Management Actions (71301)</i> .....	(\$897,204)	(\$933,553)	(\$933,553)
24	<i>Fund Sources: General</i> .....	(\$897,204)	(\$933,553)	
25	<i>Authority: Discretionary Inclusion</i>			
26	<i>Appropriation reductions in this Item and specified in</i>			
27	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
28	<i>any language and amounts to the contrary within other</i>			
29	<i>Items of this act.</i>			
30	Total for Department of the Treasury.....			<b>\$16,982,788</b>
31				<b>\$16,085,584</b>
32	General Fund Positions.....	46.50	46.50	
33		39.50	38.50	
34	Nongeneral Fund Positions.....	77.50	77.50	
35		81.50	82.50	
36	Position Level .....	124.00	124.00	
37		121.00	121.00	
38	Fund Sources: General .....	\$7,825,026	\$7,825,026	
39		\$6,927,822	\$8,359,473	
40	Special.....	\$427,955	\$427,955	
41			\$438,191	
42	Commonwealth Transportation .....	\$183,163	\$183,163	
43	Trust and Agency .....	\$7,942,393	\$7,947,221	
44			\$8,321,028	
45	Dedicated Special Revenue .....	\$604,251	\$604,251	
46	<b>Treasury Board (155)</b>			
47	277.			
48				
49	Financial Assistance for Confinement of Inmates in Local and Regional Facilities (35600).....			\$2,633,789
	Financial Assistance for Regional Jails (35605) .....	\$2,633,789	\$2,633,289	\$2,633,289
50	Fund Sources: General .....	\$2,633,789	\$2,633,289	
51	Authority: Title 53.1, Chapter 3, Code of Virginia.			

ITEM 277.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. The Director, Department of Planning and Budget, is			
2	authorized to transfer appropriations between items in			
3	the Treasury Board to accommodate the refinancing of			
4	all, or any part, of Regional Jail Reimbursement			
5	Agreements through the Virginia Public Building			
6	Authority.			
7	B. Out of the amounts for Financial Assistance for			
8	Regional Jails where Regional Jail Reimbursement			
9	Agreements have been signed, the Commonwealth's			
10	share of the cost shall be appropriated from the general			
11	fund and paid as follows:			
12		<b>FY 2009</b>	<b>FY 2010</b>	
13	Arlington Regional Jail	\$1,800,000	\$1,800,000	
14	Chesapeake City Jail	\$833,789	\$833,289	
15				
16	278.	Financial Assistance for Educational, Cultural,		
17		Community, and Artistic Affairs (14300).....		\$3,100,000
18		Community Access to Educational, Economic, and		\$3,100,000
19		Cultural Programming Through Public Television		
20		(14303) .....	\$3,100,000	\$3,100,000
21		Fund Sources: General.....	\$3,100,000	\$3,100,000
22		Authority: Chapter 1073, 2000 Acts of Assembly, Item		
23		89F.		
24		Out of the amounts for Community Access to		
25		Educational, Economic and Cultural Programming		
26		through Public Television, and pursuant to a payment		
27		agreement between the Virginia Public Broadcasting		
28		Board and the Treasury Board, there is hereby		
29		appropriated amounts needed for the quarterly payments		
30		on the obligations issued to finance grants to local		
31		public television stations.		
32	279.	Economic Development Services (53400).....		\$5,307,070
33		Financial Assistance for Economic Development		\$5,300,000
34		(53410) .....	\$5,307,070	\$5,300,000
35		Fund Sources: General.....	\$5,307,070	\$5,300,000
36		Authority: Chapter 790, 1998 Acts of Assembly.		
37		Out of the amounts for Financial Assistance for		
38		Economic Development shall be paid the		
39		Commonwealth's share of the cost of the Virginia		
40		Advanced Shipbuilding and Carrier Integration Center		
41		to be located in the City of Newport News pursuant to		
42		a contractual agreement entered into by the Treasury		
43		Board and approved by the Governor pursuant to Item		
44		290 of Chapter 1073, 2000 Acts of Assembly.		
45	280.	Bond and Loan Retirement and Redemption (74300) .....		\$464,912,430
46				\$452,954,149
47		Debt Service Payments on General Obligation Bonds		
48		(74301) .....	\$114,269,480	\$126,479,588
49			\$116,852,580	\$127,282,087
50		Capital Lease Payments (74302).....	\$14,077,649	\$14,101,031
51		Debt Service Payments on Public Building Authority		
52		Bonds (74303).....	\$215,168,635	\$256,058,577

ITEM 280.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1		\$204,155,694		\$233,650,900
2	Debt Service Payments on College Building Authority			
3	Bonds (74304).....	\$121,396,666	\$132,967,131	
4		\$117,868,226	\$151,806,551	
5	Fund Sources: General.....	\$453,645,949	\$518,341,810	
6		\$441,687,668	\$515,576,052	
7	Special.....	\$2,423,879	\$2,421,915	
8	Higher Education Operating.....	\$8,842,602	\$8,842,602	
9	Authority: Title 2.2, Chapter 18; Title 33.1, Chapter 3,			
10	Article 5, Code of Virginia; Article X, Section 9,			
11	Constitution of Virginia.			
12	A. The Director of the Department of Planning and			
13	Budget is authorized to transfer appropriations between			
14	Items in the Treasury Board to address legislation			
15	affecting the Treasury Board passed by the General			
16	Assembly.			
17	B.1. Out of the amounts for Debt Service Payments on			
18	General Obligation Bonds, the following amounts are			
19	hereby appropriated from the general fund for debt			
20	service on general obligation bonds issued pursuant to			
21	Article X, Section 9 (b), of the Constitution of			
22	Virginia:			
23	<b>Series</b>	<b>FY 2009</b>		<b>FY 2010</b>
24	1998 Refunding	\$6,370,077		\$6,081,920
25	1999	\$1,111,674		\$0
26	2002 Refunding	\$9,992,600		\$9,603,800
27	2003A	\$4,068,788		\$3,943,038
28	2004A	\$14,496,688		\$14,066,938
29	2004B Refunding	\$12,032,050		\$12,705,300
30	2005	\$10,903,352		\$10,673,152
31	2006A Refunding	\$11,131,950		\$10,596,950
32	2006	\$11,052,838		\$10,756,838
33	2007	\$11,927,963		\$11,615,463
34	Projected debt service & expenses	\$21,181,500		\$36,436,189
35		\$23,764,600		\$37,238,688
36	<b>Total Service Area</b>	<b>\$114,269,480</b>		<b>\$126,479,588</b>
37		<b>\$116,852,580</b>		<b>\$127,282,087</b>
38	2. Out of the amounts for Debt Service Payments on			
39	General Obligation Bonds, sums needed to fund			
40	issuance costs and other expenses are hereby			
41	appropriated.			
42	C. Out of the amounts for Capital Lease Payments, the			
43	following amounts are hereby appropriated for capital			
44	lease payments:			
45			<b>FY 2009</b>	<b>FY 2010</b>
46	Big Stone Gap RHA (DOC) (Wallens Ridge, 1995)		\$6,034,975	\$6,037,050
47	Norfolk RHA (VCCS-TCC), Series 1995		\$2,018,729	\$2,018,154
48	Innovative Technology Authority (VEDP) (1997)		\$1,325,051	\$1,342,208
49	Virginia Biotech Research Park, 2001		\$4,698,894	\$4,703,619
50	<b>Total Capital Lease Payments</b>		<b>\$14,077,649</b>	<b>\$14,101,031</b>
51	D.1. Out of the amounts for Debt Service Payments on			
52	Virginia Public Building Authority Bonds shall be paid			
53	to the Virginia Public Building Authority the following			

ITEM 280.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	amounts for use by the Authority for its various bond				
2	issues:				
3	FY 2009		FY 2010		
4					
5	<b>Series</b>	<b>General Fund</b>	<b>Special Funds</b>	<b>General Fund</b>	<b>Special Funds</b>
6	1992B Refunding	\$15,235,000	\$0	\$15,230,000	\$0
7	1998 Refunding	\$20,560,863	\$604,867	\$16,364,655	\$376,081
8		\$17,522,258		\$0	\$0
9	1998	\$1,952,625	\$0	0	\$0
10	1999	\$3,167,259	\$0	0	\$0
11		\$3,167,250			
12	1999B	\$2,024,810	\$0	\$2,024,375	\$0
13	2000	\$5,058,943	\$0	\$5,035,949	\$0
14	2001	\$2,749,533	\$0	\$2,748,333	\$0
15	2002	\$4,191,425	\$0	\$4,193,625	\$0
16	2003 Refunding	\$4,888,522	\$177,166	\$4,877,168	\$176,770
17			\$177,116		
18	2004A	\$23,954,844	\$0	\$23,965,006	\$0
19	2004B	\$19,123,100	\$0	\$19,109,350	\$0
20	2004C	\$4,533,625	\$0	\$4,540,900	\$0
21	2004D	\$5,483,238	\$0	\$5,484,494	\$0
22	2005A Refunding	\$4,968,625	\$0	\$4,967,625	\$0
23	2005B Refunding	\$9,922,129	\$1,641,896	\$19,251,086	\$1,869,064
24	2005C	\$6,021,063	\$0	\$6,020,563	\$0
25	STARS 2005C	12,248,750	\$0	\$12,251,875	\$0
26	2005D	\$2,613,750	\$0	\$2,613,750	\$0
27	2006A	\$5,955,005	\$0	\$5,954,993	\$0
28	STARS 2006A	\$7,145,663	\$0	\$7,143,250	\$0
29	2006B	\$13,998,175	\$0	\$13,999,175	\$0
30	STARS 2006B	\$4,466,250	\$0	\$4,466,500	\$0
31	2007A	\$14,718,731	\$0	\$14,716,600	\$0
32	STARS 2007A	\$7,517,157	\$0	\$7,515,875	\$0
33	Projected debt service and expenses	\$10,245,675	\$0	\$51,179,515	\$0
34		\$2,271,344		\$45,118,493	\$376,081
35	<b>Total Service Area</b>	<b>\$212,744,760</b>	<b>\$2,423,929</b>	<b>\$253,654,662</b>	<b>\$2,421,915</b>
36		<b>\$201,731,815</b>	<b>\$2,423,879</b>	<b>\$231,228,985</b>	
37					
38	2a. Funding is included in this Item for the				
39	Commonwealth's reimbursement of a portion of the				
40	approved capital costs as determined by the Board of				
41	Corrections and other interest costs as provided in				
42	§§ 53.1-80 through 53.1-82 of the Code of Virginia for				
43	the following:				
44	Riverside Regional Jail Expansion				
45	Reimbursement may be made in two installments, the				
46	first following completion of the addition to the				
47	Pre-Release Center.				
48	Hampton City Jail				
49	Loudoun County Adult Detention Center				
50	Botetourt-Craig Regional Jail				
51	Virginia Beach Local Jail				
52	Northwest Virginia Regional Jail				
53	Rappahannock Regional Jail Expansion				
54	Western Virginia Regional Jail				
55	<i>The total reimbursement for the Western Virginia</i>				
56	<i>Regional Jail shall not exceed the amount approved by</i>				
57	<i>the Board of Corrections at its meeting on August 31,</i>				
58	<i>2005.</i>				

ITEM 280.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Gloucester County Jail			
2	Prince William Manassas Regional Adult Detention Center			
3	Reimbursement may be made in two installments, the			
4	first following completion of the 200-bed expansion,			
5	and the second following completion of the renovation			
6	of the main jail facility.			
7	Culpeper County Jail			
8	Blue Ridge Regional Jail Expansion			
9	New River Valley Regional Jail			
10	Rappahannock, Shenandoah, Warren Regional Jail			
11	Newport News Adult Detention Center			
12	Patrick County Jail			
13	b. This paragraph shall constitute the authority for the			
14	Virginia Public Building Authority to issue bonds for			
15	the foregoing projects pursuant to § 2.2-2261 of the			
16	Code of Virginia.			
17	E.1. Out of the amounts for Debt Service Payments on			
18	Virginia College Building Authority Bonds shall be			
19	paid to the Virginia College Building Authority the			
20	following amounts for use by the Authority for			
21	payments on obligations issued for financing authorized			
22	projects under the 21stCentury College Program:			
23	<b>Series</b>	<b>FY 2009</b>	<b>FY 2010</b>	
24	1998	\$2,957,263	\$2,955,025	
25	1999	\$1,062,130	\$1,065,155	
26	2000	\$663,863	\$0	
27	2001	\$1,078,969	\$1,076,175	
28	2002	\$4,674,875	\$4,674,075	
29	2003A	\$8,370,963	\$8,367,713	
30	2004A	\$10,514,245	\$10,512,495	
31	2004B Refunding	\$5,759,950	\$6,424,950	
32	2005A	\$5,082,950	\$5,082,700	
33	2006	\$9,481,033	\$9,445,648	
34		\$5,191,357	\$5,191,357	
35	2007A Refunding	\$2,937,300	\$2,937,300	
36	2007B	\$3,688,625	\$3,692,625	
37	Projected 21st Century debt service & expenses	\$4,819,000	\$15,342,190	
38		\$5,951,871	\$48,432,731	
39	<b>Subtotal 21st Century</b>	<b>\$61,091,066</b>	<b>\$71,576,051</b>	
40		<b>\$57,934,361</b>	<b>\$100,412,301</b>	
41	2. Out of the amounts for Debt Service Payments on			
42	Virginia College Building Authority Bonds shall be			
43	paid to the Virginia College Building Authority the			
44	following amounts for the payment of debt service on			
45	authorized bond issues to finance equipment:			
46	<b>Series</b>	<b>FY 2009</b>	<b>FY 2010</b>	
47	2004	\$8,541,750	\$0	
48	2005	\$11,433,000	\$11,434,500	
49	2006	\$12,948,250	\$12,949,000	
50	2007B	\$18,779,250	\$18,776,750	
51	Projected debt service & expenses	\$8,603,250	\$18,230,830	
52		\$8,231,615	\$8,234,000	
53	Subtotal Equipment	\$60,305,500	\$61,391,080	
54		\$59,933,865	\$51,394,250	
55	<b>Total Service Area</b>	<b>\$121,396,666</b>	<b>\$132,967,131</b>	
56		<b>\$117,868,226</b>	<b>\$151,806,551</b>	
57	3. Out of the amounts for Debt Service Payments on			
58	Virginia College Building Authority Bonds, the			

ITEM 280.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	following nongeneral fund amounts from a capital fee				
2	charged to out-of-state students at institutions of higher				
3	education shall be paid to the Virginia College Building				
4	Authority in each year for debt service on bonds issued				
5	under the 21st Century Program:				
6	<b>Institution</b>	<b>FY 2009</b>	<b>FY 2010</b>		
7	George Mason University	\$311,338	\$311,338		
8	Old Dominion University	\$193,298	\$193,298		
9	University of Virginia	\$760,448	\$760,448		
10	Virginia Polytechnic Institute and State University	\$794,424	\$794,424		
11	Virginia Commonwealth University	\$289,108	\$289,108		
12	College of William and Mary	\$241,596	\$241,596		
13	Christopher Newport University	\$11,324	\$11,324		
14	University of Virginia's College at Wise	\$7,800	\$7,800		
15	James Madison University	\$457,402	\$457,402		
16	Norfolk State University	\$113,258	\$113,258		
17	Longwood University	\$21,646	\$21,646		
18	University of Mary Washington	\$102,204	\$102,204		
19	Radford University	\$71,570	\$71,570		
20	Virginia Military Institute	\$65,262	\$65,262		
21	Virginia State University	\$142,136	\$142,136		
22	Richard Bland College	\$1,448	\$1,448		
23	Virginia Community College System	\$415,738	\$415,738		
24	<b>TOTAL</b>	<b>\$4,000,000</b>	<b>\$4,000,000</b>		

25 4. Out of the amounts for Debt Service Payments of  
 26 College Building Authority Bonds, the following is the  
 27 estimated general and nongeneral fund breakdown of  
 28 each institution's share of the debt service on the  
 29 Virginia College Building Authority bond issues to  
 30 finance equipment. The nongeneral fund amounts shall  
 31 be paid to the Virginia College Building Authority in  
 32 each year for debt service on bonds issued under the  
 33 equipment program:

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

		FY 2009		FY 2010	
	Institution	General Fund	Nongeneral Fund	General Fund	Nongeneral Fund
41	College of William & Mary	\$1,577,344	\$259,307	\$1,788,127	\$259,307
42	University of Virginia	\$10,663,802	\$1,088,024	\$11,682,365	\$1,088,024
43	Virginia Polytechnic Institute and				
44	State University	\$9,962,105	\$992,321	\$10,732,194	\$992,321
45	Virginia Military Institute	\$666,838	\$88,844	\$743,497	\$88,844
46	Virginia State University	\$1,001,831	\$108,886	\$1,131,316	\$108,886
47	Norfolk State University	\$1,394,485	\$108,554	\$1,502,769	\$108,554
48	Longwood University	\$556,060	\$54,746	\$611,731	\$54,746
49	University of Mary Washington	\$569,948	\$97,063	\$608,727	\$97,063
50	James Madison University	\$1,891,790	\$254,504	\$2,020,629	\$254,504
51	Radford University	\$1,157,821	\$135,235	\$1,294,846	\$135,235
52	Old Dominion University	\$3,585,060	\$374,473	\$3,961,850	\$374,473
53	Virginia Commonwealth University	\$7,931,604	\$401,647	\$8,796,182	\$401,647
54	Richard Bland College	\$135,477	\$2,027	\$144,055	\$2,027
55	Christopher Newport University	\$627,161	\$17,899	\$662,430	\$17,899
56					

ITEM 280.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	University of Virginia's College at				
2	Wise	\$241,101	\$19,750	\$259,953	\$19,750
3	George Mason University	\$4,605,140	\$205,665	\$3,985,874	\$205,665
4	Virginia Community College System	\$10,246,713	\$633,657	\$11,172,831	\$633,657
5	Virginia Institute of Marine Science	\$521,746	\$0	\$592,214	\$0
6	Roanoke Higher Education Authority	\$78,742	\$0	\$65,628	\$0
7	Southwest Virginia Higher Education				
8	Center	\$108,367	\$0	\$62,181	\$0
9	Institute for Advanced Learning and				
10	Research	\$828,694	\$0	\$861,234	\$0
11	Southern Virginia Higher Education				
12	Center	\$11,073	\$0	\$17,747	\$0
13	<b>TOTAL</b>	<b>\$58,362,902</b>	<b>\$4,842,602</b>	<b>\$62,698,478</b>	<b>\$4,842,602</b>
14	F. Pursuant to various Payment Agreements between				
15	the Treasury Board and the Commonwealth				
16	Transportation Board, funds required to pay the debt				
17	service due on the following Commonwealth				
18	Transportation Board bonds shall be paid to the Trustee				
19	for the bondholders by the Treasury Board after transfer				
20	of these funds to the Treasury Board from the				
21	Commonwealth Transportation Board pursuant to Item				
22	459, paragraph E of this act and §§ 58.1-815,				
23	58.1-815.1 and 58.1-816.1, Code of Virginia, as				
24	follows:				
25			<b>FY 2009</b>	<b>FY 2010</b>	
26	Transportation Contract Revenue Refunding Bonds, Series				
27	2002 (Route 28)		\$7,530,713	\$7,528,150	
28	Commonwealth of Virginia Transportation Revenue Bonds				
29	U.S. Route 58 Corridor Development Program:				
30	Series 1999B		\$6,667,538	\$0	
31	Series 2001B		\$3,758,363	\$3,757,863	
32	Series 2002B (Refunding)		\$7,239,438	\$7,237,688	
33	Series 2003A (Refunding)		\$9,915,275	\$9,921,275	
34	Series 2004B		\$14,048,050	\$23,093,800	
35	Series 2006C		\$3,173,000	\$3,173,000	
36	Series 2007B		\$4,197,750	\$4,197,750	
37	Northern Virginia Transportation District Program:				
38	Series 1999A		\$1,083,938	\$0	
39	Series 2001A		\$2,823,663	\$2,825,163	
40	Series 2002A		\$12,363,944	\$12,362,194	
41	Series 2004A		\$6,152,000	\$8,294,500	
42	Series 2006B		\$973,363	\$973,363	
43	Series 2007A		\$1,987,600	\$4,523,000	
44	Transportation Program Revenue Bonds, Series 2006A (Oak				
45	Grove Connector, City of Chesapeake)		\$2,225,775	\$2,227,325	
46	G. Under the authority of this act, an agency may				
47	transfer funds to the Treasury Board for use as lease,				
48	rental, or debt service payments to be used for any type				
49	of financing where the proceeds are used to acquire				
50	equipment and to finance associated costs, including but				
51	not limited to issuance and other financing costs. In the				
52	event such transfers occur, the transfers shall be				
53	deemed an appropriation to the Treasury Board for the				
54	purpose of making the lease, rental, or debt service				
55	payments described herein.				
56	281. A. There is hereby appropriated to the Treasury Board				
57	a sum sufficient from the general fund to pay				
58	obligations incurred pursuant to Article X, Sections 9				
59	(a), 9 (c), and 9 (d), of the Constitution of Virginia, as				
60	follows:				



ITEM 281.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	1. Section 9 (a) To meet emergencies and redeem				
2	previous debt obligations.				
3	2. Section 9 (c) Debt for certain revenue-producing				
4	capital projects.				
5	3. Section 9 (d) Debt for variable rate obligations				
6	secured by general fund appropriations and a payment				
7	agreement with the Treasury Board.				
8	4. For payment of the principal of and the interest on				
9	obligations, issued in accordance with the cited Sections				
10	9 (c) and 9 (d), in the event pledged revenues are				
11	insufficient to meet the obligation of the				
12	Commonwealth.				
13	B. There is hereby appropriated to the Treasury Board a				
14	sum sufficient to pay arbitrage rebate amounts and				
15	other penalties to the United States Government for				
16	bonds issued by the Commonwealth pursuant to Article				
17	X, Sections 9 (a), 9 (b), and 9 (c), of the Constitution				
18	of Virginia.				
19	Total for Treasury Board.....			<b>\$475,953,289</b>	<b>\$540,639,616</b>
20				<b>\$463,995,008</b>	<b>\$537,873,858</b>
21	Fund Sources: General.....	\$464,686,808	\$529,375,099		
22		\$452,728,527	\$526,609,341		
23	Special.....	\$2,423,879	\$2,421,915		
24	Higher Education Operating.....	\$8,842,602	\$8,842,602		
25	Grand Total for Department of the Treasury .....			<b>\$492,936,077</b>	<b>\$557,627,232</b>
26				<b>\$480,080,592</b>	<b>\$555,779,964</b>
27	General Fund Positions.....	46.50	46.50		
28		39.50	38.50		
29	Nongeneral Fund Positions.....	77.50	77.50		
30		81.50	82.50		
31	Position Level .....	124.00	124.00		
32		121.00	121.00		
33	Fund Sources: General.....	\$472,511,834	\$537,200,125		
34		\$459,656,349	\$534,968,814		
35	Special.....	\$2,851,834	\$2,849,870		
36			\$2,860,106		
37	Higher Education Operating.....	\$8,842,602	\$8,842,602		
38	Commonwealth Transportation .....	\$183,163	\$183,163		
39	Trust and Agency .....	\$7,942,393	\$7,947,221		
40			\$8,321,028		
41	Dedicated Special Revenue.....	\$604,251	\$604,251		
42	TOTAL FOR OFFICE OF FINANCE.....			<b>\$760,370,800</b>	<b>\$811,354,679</b>
43				<b>\$746,777,625</b>	<b>\$803,888,466</b>
44	General Fund Positions.....	1,155.00	1,155.00		
45		1,193.00	1,175.00		
46	Nongeneral Fund Positions.....	118.50	118.50		
47		123.50	143.50		
48	Position Level .....	1,273.50	1,273.50		
49		1,316.50	1,318.50		
50	Fund Sources: General.....	\$659,806,983	\$704,979,971		
51		\$643,572,636	\$699,923,624		
52	Special.....	\$12,575,386	\$12,573,422		

ITEM 281.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1					
2	Higher Education Operating.....	\$8,842,602	\$8,842,602		
3	Commonwealth Transportation.....	\$183,163	\$183,163		
4	Trust and Agency.....	\$9,439,628	\$9,444,456		
5				\$10,018,263	
6	Dedicated Special Revenue.....	\$69,523,038	\$75,331,065		
7		\$72,164,210	\$71,733,056		

ITEM 282.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>OFFICE OF HEALTH AND HUMAN RESOURCES</b>			
<b>2</b>	<b>§ 1-87. SECRETARY OF HEALTH AND HUMAN RESOURCES (188)</b>			
<b>3</b>	282. Administrative and Support Services (79900).....		\$1,804,722	\$1,804,722
<b>4</b>	General Management and Direction (79901).....	\$1,804,722	\$1,804,722	
<b>5</b>	Fund Sources: General.....	\$1,804,722	\$1,804,722	
<b>6</b>	Authority: Title 2.2, Chapter 2; Article 6, and			
<b>7</b>	§ 2.2-201A, Code of Virginia.			
<b>8</b>	A. Out of this appropriation, \$1,000,000 the first year			
<b>9</b>	and \$1,000,000 the second year from the general fund			
<b>10</b>	shall be used to expand statewide services provided			
<b>11</b>	through child advocacy centers. The Secretary, with			
<b>12</b>	assistance from relevant Health and Human Resources			
<b>13</b>	agencies, shall develop a request for proposals to			
<b>14</b>	distribute one-third of the funding for each of the three			
<b>15</b>	categories of child advocacy centers including: (i) fully			
<b>16</b>	accredited members, (ii) associate centers, and (iii)			
<b>17</b>	other centers that are currently operating, developing, or			
<b>18</b>	exploring development based on standards set by the			
<b>19</b>	National Children’s Alliance with input from the			
<b>20</b>	Children’s Advocacy Centers of Virginia.			
<b>21</b>	B.1. The Secretary of Health and Human Resources, in			
<b>22</b>	collaboration with the Office of the Attorney General			
<b>23</b>	and the Secretary of Public Safety, shall present a			
<b>24</b>	six-year forecast of the adult offender population			
<b>25</b>	presently incarcerated in the Department of Corrections			
<b>26</b>	and approaching release who meet the criteria set forth			
<b>27</b>	in Chapter 863 and Chapter 914 of the 2006 Acts of			
<b>28</b>	Assembly, and who may be eligible for evaluation as			
<b>29</b>	sexually violent predators (SVPs) for each fiscal year			
<b>30</b>	within the six-year forecasting period. As part of the			
<b>31</b>	forecast, the Secretary shall report on: (i) the number			
<b>32</b>	of Commitment Review Committee (CRC) evaluations			
<b>33</b>	to be completed; (ii) the number of eligible inmates			
<b>34</b>	recommended by the CRC for civil commitment,			
<b>35</b>	conditional release, and full release; (iii) the number of			
<b>36</b>	civilly committed residents of the Virginia Center for			
<b>37</b>	Behavioral Rehabilitation who are eligible for annual			
<b>38</b>	review; and (iv) the number of individuals civilly			
<b>39</b>	committed to the Virginia Center for Behavioral			
<b>40</b>	Rehabilitation and granted conditional release from civil			
<b>41</b>	commitment in a state SVP facility. The Secretary			
<b>42</b>	shall complete a summary report of current SVP cases			
<b>43</b>	and a forecast of SVP eligibility, civil commitments,			
<b>44</b>	and SVP conditional releases, including projected bed			
<b>45</b>	space requirements, to the Governor and Senate Finance			
<b>46</b>	and House Appropriations Committees by October 1 of			
<b>47</b>	each year.			
<b>48</b>	2. As part of the forecast process, the Department of			
<b>49</b>	Corrections shall administer a STATIC-99 screening to			
<b>50</b>	all potential Sexually Violent Predators eligible for civil			
<b>51</b>	commitment pursuant to § 37.2-900 et seq., Code of			
<b>52</b>	Virginia, within 6 months of admission to the			
<b>53</b>	Department of Corrections. The results of such			
<b>54</b>	screenings shall be provided to the Commissioner of			
<b>55</b>	the Department of Mental Health, Mental Retardation			
<b>56</b>	and Substance Abuse Services (DMHMRSAS) on a			

ITEM 282.	Item Details(\$)		Appropriations(\$)	
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1				
2	monthly basis and used for the SVP population forecast process.			
3	3. The Office of the Attorney General shall also			
4	provide to the Commissioner of DMHMRSAS, on a			
5	monthly basis, the status of all SVP cases pending			
6	before their office for purposes of forecasting the SVP			
7	population.			
8	C. The Secretary of Health and Human Resources, in			
9	consultation with the Executive Secretary of the			
10	Supreme Court, shall develop a reporting system to			
11	collect relevant information on emergency custody			
12	orders (ECOs), involuntary commitment orders (TDOs),			
13	and mental health commitment hearings by fiscal year.			
14	The data collected shall include, but not be limited to,			
15	the number of ECOs, TDOs, and commitment hearings			
16	that occur each fiscal year by locality, and the			
17	estimated cost, duration, location, and disposition of			
18	each proceeding. The information collected shall			
19	comply with all relevant state and federal health			
20	privacy laws and shall not include any personal			
21	identifiable information. The data collected shall be			
22	reported to the Governor, the Chairmen of the Senate			
23	Finance and House Appropriations Committees, and the			
24	Supreme Court by November 1, 2008, and each year			
25	thereafter.			
26	D. The Secretary of Health and Human Resources and			
27	the State Board of Social Services shall develop a plan			
28	to allow for the portability of Auxiliary Grants (AG) to			
29	pay for housing of consumers who receive case			
30	management services from a community services board			
31	or behavioral health authority and who are found			
32	eligible for or are currently receiving auxiliary grants.			
33	The plan shall include a description of individualized			
34	services and housing supports based on Report			
35	Document 30 (2008) - "Auxiliary Grant Portability: A			
36	Report on the Feasibility of Restructuring Auxiliary			
37	Grants for Certain CSB Case Management Consumers."			
38	The plan shall include eligibility criteria for Assisted			
39	Living Facility (ALF) residents displaced from			
40	AG-funded beds that close and those for whom the			
41	services and housing supports would lead to reductions			
42	in higher-cost institutional care, and (i) whose needs are			
43	not being met by their current living arrangement, or			
44	(ii) who are living in localities without ALFs, or (iii)			
45	who are ready for discharge from a state hospital and			
46	are without access to an ALF placement. The plan shall			
47	include information on eligibility, the number of			
48	consumers to be served, financing, program monitoring			
49	and quality assurance, as well as information on the			
50	roles and responsibilities of state agencies, community			
51	services boards, local departments of social services,			
52	and local governments in determining eligibility,			
53	administering the program, providing case management			
54	and other support services, and the continued provision			
55	of financial support through local matching funds. The			
56	Secretary shall submit the plan to the Governor, the			
57	Chairmen of the House Appropriations and Senate			
58	Finance Committees, and the Joint Commission on			
59	Health Care, by November 1, 2008.			

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1 282.05. Executive Management (71300).....			\$0	(\$3,072)
2 Savings From Management Actions (71301).....	\$0	(\$3,072)		
3 Fund Sources: General.....	\$0	(\$3,072)		
4 Authority: Discretionary Inclusion				
5 Appropriation reductions in this Item and specified in				
6 Section 4-1.08 of this act shall apply notwithstanding				
7 any language and amounts to the contrary within other				
8 Items of this act.				
9 Total for Secretary of Health and Human Resources .....			<b>\$1,804,722</b>	<b>\$1,804,722</b>
10				<b>\$1,801,650</b>
11 General Fund Positions.....	6.00	6.00		
12 Position Level .....	6.00	6.00		
13 Fund Sources: General.....	\$1,804,722	<u>\$1,804,722</u>		
14		<u>\$1,801,650</u>		
15 <b>§ 1-88. COMPREHENSIVE SERVICES FOR AT-RISK YOUTH AND FAMILIES (200)</b>				
16 283. Protective Services (45300).....			\$361,491,012	\$377,213,889
17 Financial Assistance for Child and Youth Services				
18 (45303) .....	\$361,491,012	\$377,213,889		
19 Fund Sources: General.....	\$307,917,687	\$323,640,564		
20 Federal Trust.....	\$53,573,325	\$53,573,325		
21 Authority: Title 2.2, Chapter 52, Code of Virginia.				
22 A. The Department of Education shall serve as fiscal				
23 agent to administer funds cited in paragraphs B and C.				
24 B.1.a. Out of this appropriation, \$234,911,142 from the				
25 general fund and \$51,607,746 from nongeneral funds				
26 the first year and <del>\$254,816,296</del> \$248,874,252 from the				
27 general fund and \$51,607,746 from nongeneral funds				
28 the second year, shall be used for the state pool of				
29 funds, pursuant to § 2.2-5211, Code of Virginia. This				
30 appropriation shall consist of a Medicaid pool				
31 allocation, and a non-Medicaid pool allocation.				
32 b. The Medicaid state pool allocation shall consist of				
33 \$32,526,197 from the general fund and \$43,187,748				
34 from nongeneral funds the first year and \$32,526,197				
35 from the general fund and \$43,187,748 from nongeneral				
36 funds the second year. The Office of Comprehensive				
37 Services will transfer these funds to the Department of				
38 Medical Assistance Services as they are needed to pay				
39 Medicaid provider claims.				
40 c. The non-Medicaid state pool allocation shall consist				
41 of \$202,384,945 from the general fund and \$8,419,998				
42 in nongeneral funds the first year and				
43 <del>\$222,290,099</del> \$216,348,055 from the general fund and				
44 \$8,419,998 in nongeneral funds the second year. The				
45 nongeneral funds shall be transferred from the				
46 Department of Social Services.				
47 d. The Office of Comprehensive Services, with the				
48 concurrence of the Department of Planning and Budget,				
49 shall have the authority to transfer the general fund				

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1	allocation between the Medicaid and non-Medicaid state			
2	pools in the event that a shortage should exist in either			
3	of the funding pools.			
4	e. The Office of Comprehensive Services, per the			
5	policy of the State Executive Council, shall deny state			
6	pool funding to any locality not in compliance with			
7	federal and state requirements pertaining to the			
8	provision of special education and foster care services			
9	funded in accordance with § 2.2-5211, Code of			
10	Virginia.			
11	2.a. Out of this appropriation, <del>\$66,119,312</del> \$64,786,545			
12	from the general fund and \$1,000,000 from nongeneral			
13	funds the first year and \$66,119,312 from the general			
14	fund and \$1,000,000 from nongeneral funds the second			
15	year shall be set aside to pay for the state share of			
16	supplemental requests from localities that have			
17	exceeded their state allocation for mandated services.			
18	The nongeneral funds shall be transferred from the			
19	Department of Social Services.			
20	b. In each year, the director of the Office of			
21	Comprehensive Services for At-Risk Youth and			
22	Families may approve and obligate supplemental			
23	funding requests in excess of the amount in 2a above,			
24	for mandated pool fund expenditures up to 10 percent			
25	of the total general fund appropriation authority in B1a			
26	in this Item.			
27	c. The State Executive Council shall maintain local			
28	government performance measures to include, but not			
29	be limited to, use of federal funds for state and local			
30	support of the Comprehensive Services Act.			
31	d. Pursuant to § 2.2-5200, Code of Virginia,			
32	Community Policy and Management Teams shall seek			
33	to ensure that services and funding are consistent with			
34	the Commonwealth's policies of preserving families and			
35	providing appropriate services in the least restrictive			
36	environment, while protecting the welfare of children			
37	and maintaining the safety of the public. Each locality			
38	shall submit to the Office of Comprehensive Services			
39	information on utilization of residential facilities for			
40	treatment of children and length of stay in such			
41	facilities. By December 15 of each year, the Office of			
42	Comprehensive Services shall report to the Governor			
43	and Chairmen of the House Appropriations and Senate			
44	Finance Committees on utilization rates and average			
45	lengths of stays statewide and for each locality.			
46	3. Each locality receiving funds for activities under the			
47	Comprehensive Services Act (CSA) shall have a			
48	utilization management process, approved by the State			
49	Executive Council, covering all CSA services. Utilizing			
50	a secure electronic site, each locality shall also provide			
51	information as required by the Office of Comprehensive			
52	Services to include, but not be limited to case specific			
53	information, expenditures, number of youth served in			
54	specific CSA activities, length of stay for residents in			
55	core licensed residential facilities, and proportion of			
56	youth placed in treatment settings suggested by a			
57	uniform assessment instrument. Only non-identifying			
58	demographic, service, cost and outcome information			

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1	shall be released publicly. Localities requesting funding				
2	from the set aside in paragraph 2.a. and 2.b. must				
3	demonstrate compliance with all CSA provisions to				
4	receive pool funding.				
5	4. The Secretary of Health and Human Resources, in				
6	consultation with the Secretaries of Education and				
7	Public Safety, shall direct the actions for the				
8	Departments of Social Services, Education, Juvenile				
9	Justice, Medical Assistance Services, Health, and				
10	Mental Health, Mental Retardation and Substance				
11	Abuse Services, to implement, as part of ongoing				
12	information systems development and refinement,				
13	changes necessary for state and local agencies to fulfill				
14	CSA reporting needs.				
15	5. The State Executive Council shall provide localities				
16	with technical assistance on ways to control costs and				
17	on opportunities for alternative funding sources beyond				
18	funds available through the state pool.				
19	6. Out of this appropriation, \$50,000 the first year and				
20	\$50,000 the second year from the general fund is				
21	provided for a combination of regional and statewide				
22	meetings for technical assistance to local community				
23	policy and management teams, family assessment and				
24	planning teams, and local fiscal agents. Training shall				
25	include, but not be limited to, cost containment				
26	measures, utilization management, use of alternate				
27	revenue sources, and administrative and fiscal issues. A				
28	state-supported institution of higher education, in				
29	cooperation with the Virginia Association of Counties,				
30	the Virginia Municipal League, and the State Executive				
31	Council, may assist in the provisions of this paragraph.				
32	Any funds unexpended for this purpose in the first year				
33	shall be reappropriated for the same use in the second				
34	year.				
35	7. The State Executive Council shall establish a				
36	Memorandum of Understanding between the Office of				
37	Comprehensive Services for At Risk Youth and				
38	Families and the Department of Mental Health, Mental				
39	Retardation and Substance Abuse Services to provide				
40	utilization management of residential placements				
41	provided to youth under the Comprehensive Services				
42	Act who are not eligible for Medicaid benefits. Out of				
43	this appropriation, \$175,000 the first year and \$175,000				
44	the second year from the general fund shall be available				
45	for such utilization management services. The Office of				
46	Comprehensive Services and the Department of Mental				
47	Health, Mental Retardation and Substance Abuse				
48	Services, in cooperation with representatives of the				
49	Virginia Association of Counties, the Virginia				
50	Municipal League, and the State Executive Council,				
51	shall develop the criteria and guidelines to be followed				
52	when providing these utilization management services.				
53	8. Out of this appropriation, \$70,000 the first year and				
54	\$70,000 the second year from the general fund is				
55	provided for the Office of Comprehensive Services to				
56	contract for the support of uniform CSA reporting				
57	requirements.				
58	9. The State Executive Council shall require a uniform				

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1				
	assessment instrument.			
2	10. The Office of Comprehensive Services, in			
3	conjunction with the Department of Social Services,			
4	shall determine a mechanism for reporting Temporary			
5	Assistance for Needy Families Maintenance of Effort			
6	eligible costs incurred by the Commonwealth and local			
7	governments for the Comprehensive Services Act for			
8	At-Risk Youth and Families.			
9	11. For purposes of defining cases involving only the			
10	payment of foster care maintenance, pursuant to			
11	§ 2.2-5209, Code of Virginia, the definition of foster			
12	care maintenance used by the Virginia Department of			
13	Social Services for federal Title IV-E shall be used.			
14	C. The funding formula to carry out the provisions of			
15	the Comprehensive Services Act for At-Risk Youth and			
16	Families is as follows:			
17	1. Allocations. The allocations for the Medicaid and			
18	non-Medicaid pools shall be the amounts specified in			
19	paragraphs B 1 b and B 1 c in this Item. These funds			
20	shall be distributed to each locality in each year of the			
21	biennium based on the greater of that locality's			
22	percentage of actual 1997 Comprehensive Services Act			
23	pool fund program expenditures to total 1997 pool fund			
24	program expenditures or the latest available three-year			
25	average of actual pool fund program expenditures as			
26	reported to the state fiscal agent.			
27	2. Local Match. All localities are required to			
28	appropriate a local match for the base year funding			
29	consisting of the actual aggregate local match rate			
30	based on actual total 1997 program expenditures for the			
31	Comprehensive Services Act for At-Risk Youth and			
32	Families. This local match rate shall also apply to all			
33	reimbursements from the state pool of funds in this			
34	Item and carryforward expenditures submitted prior to			
35	September 30 each year for the preceding fiscal year,			
36	including administrative reimbursements under			
37	paragraph C 4 in this Item.			
38	3.a. Notwithstanding the provisions of C 2 of this Item,			
39	beginning July 1, 2008, the Secretary of Health and			
40	Human Resources shall oversee the implementation of a			
41	system of financial incentives that is consistent with the			
42	statutory purposes of the Comprehensive Services Act.			
43	The financial incentive system shall use the			
44	methodology in place on July 1, 2007, for calculating			
45	the base rate for each locality. The Secretary shall			
46	establish a work group to implement the changes in			
47	state and local match rates for the Comprehensive			
48	Services Act (CSA) program. The work group shall			
49	include representatives from the Virginia Association of			
50	Counties, the Virginia Municipal League, the Virginia			
51	League of Social Services Executives, the Virginia			
52	Association of Community Service Boards, the Virginia			
53	Coalition of Private Providers, the Virginia Association			
54	of School Superintendents, the Department of			
55	Education, the Department of Juvenile Justice, and the			
56	Office of the Executive Secretary of the Supreme			
57	Court. The work group shall examine the impact of the			
58	match rate changes on local and state administration of			



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1	the program, reporting requirements, service				
2	development and delivery, quality assurance, utilization				
3	management, and care coordination to ensure that				
4	children continue to receive appropriate and				
5	cost-effective services.				
6	The work group shall also consider future actions to				
7	improve the quality of care, maximize cost				
8	effectiveness, and achieve administrative efficiencies in				
9	the program, such as (i) the feasibility of using a				
10	managed care approach to coordinate care and provide				
11	utilization management and quality assurance of				
12	services; (ii) participation of community service boards				
13	in providing care coordination and monitoring of				
14	emotionally disturbed and behaviorally challenged				
15	children receiving services through CSA; (iii) better				
16	communication, cooperation and coordination in the				
17	development of individualized education plans and				
18	plans of care for children in special education receiving				
19	services through CSA; and (iv) better communication				
20	and coordination with court service units, Juvenile and				
21	Domestic Relations Court judges, and the Department				
22	of Juvenile Justice on the plans of care for "Children in				
23	Need of Services" as defined under the interagency				
24	guidelines on foster care services or children at risk for				
25	residential placement through an order by a judge of				
26	the Juvenile and Domestic Relations Court. Materials				
27	related to or used by the work group shall be				
28	considered public documents under the Virginia				
29	Freedom of Information Act and not covered under the				
30	exemption for Governor's working papers.				
31	b. Community Based Services. Beginning July 1, 2008,				
32	the local match rate for community based services for				
33	each locality shall be reduced by 50 percent.				
34	c. Localities shall review their caseloads for those				
35	individuals who can be served appropriately by				
36	community-based services and transition those cases to				
37	the community for services. Beginning January 1, 2009,				
38	the local match rate for residential services for each				
39	locality shall be increased by 15 percent above the				
40	fiscal year 2007 base rate after a locality has incurred a				
41	total of \$100,000 in residential care expenditures for the				
42	period of January 1, 2009, through June 30, 2009.				
43	Beginning July 1, 2009, the local match rate for				
44	residential services for each locality shall be 25 percent				
45	above the fiscal year 2007 base rate after a locality has				
46	incurred a total of \$200,000 in residential care				
47	expenditures.				
48	d. The State Executive Council (SEC) shall monitor the				
49	implementation of the incentives and disincentives				
50	included in this item, provide technical assistance, and				
51	recommend evidence-based best practices to assist				
52	localities in transitioning individuals into				
53	community-based care. Beginning November 1, 2008,				
54	and each year thereafter, the SEC shall provide an				
55	update to the Governor and the Chairmen of the House				
56	Appropriations and Senate Finance Committees on the				
57	outcomes of this initiative.				
58	4. Local Administrative Costs. Out of this				
59	appropriation, an amount equal to two percent of the				

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1	fiscal year 1997 pool fund allocations, not to exceed			
2	\$1,560,000 each year from the general fund, shall be			
3	allocated among all localities for administrative costs.			
4	Every locality shall be required to appropriate a local			
5	match based on the local match contribution in			
6	paragraph C 2 of this Item. Inclusive of the state			
7	allocation and local matching funds, every locality shall			
8	receive the larger of \$12,500 or an amount equal to two			
9	percent of the total pool allocation. No locality shall			
10	receive more than \$50,000, inclusive of the state			
11	allocation and local matching funds. Localities are			
12	encouraged to use administrative funding to hire a			
13	full-time or part-time local coordinator for the			
14	Comprehensive Services Act program. Localities may			
15	pool this administrative funding to hire regional			
16	coordinators.			
17	5. Definition. For purposes of the funding formula in			
18	the Comprehensive Services Act for At-Risk Youth and			
19	Families, "locality" means city or county.			
20	D. Any unexpended general fund balance in this Item			
21	on June 30 each year shall not revert to the general			
22	fund but shall be reappropriated for expenditure in the			
23	succeeding year.			
24	E. Community Policy and Management Teams shall use			
25	Medicaid-funded services whenever they are available			
26	for the appropriate treatment of children and youth			
27	receiving services under the Comprehensive Services			
28	Act for At-Risk Children and Youth. Effective July 1,			
29	2009, pool funds shall not be spent for any service that			
30	can be funded through Medicaid for Medicaid-eligible			
31	children and youth except when Medicaid-funded			
32	services are unavailable or inappropriate for meeting the			
33	needs of a child.			
34	F. Pursuant to subdivision 3 of §2.2-52.06, Code of			
35	Virginia, Community Policy and Management Teams			
36	shall enter into agreements with the parents or legal			
37	guardians of children receiving services under the			
38	Comprehensive Services Act for At-Risk Children and			
39	Youth. The Office of Comprehensive Services shall be			
40	a party to any such agreement. If the parent or legal			
41	guardian fails or refuses to pay the agreed upon sum on			
42	a timely basis and a collection action cannot be referred			
43	to the Division of Child Support Enforcement of the			
44	Department of Social Services, upon the request of the			
45	community policy management team, the Office of			
46	Comprehensive Services shall make a claim against the			
47	parent or legal guardian for such payment through the			
48	Department of Law's Division of Debt Collection in the			
49	Office of the Attorney General.			
50	G. The Office of Comprehensive Services, in			
51	cooperation with the Department of Medical Assistance			
52	Services, shall provide technical assistance and training			
53	to assist residential and treatment foster care providers			
54	who provide Medicaid-reimbursable services through			
55	the Comprehensive Services Act for At-Risk Children			
56	and Youth (CSA) to become Medicaid-certified			
57	providers.			
58	H. The Office of Comprehensive Services shall work			

ITEM 283.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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ITEM 283.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 283.05. Executive Management (71300) .....			(\$6,200,000)	(\$6,800,000)
2 Savings From Management Actions (71301).....	(\$6,200,000)	(\$6,800,000)		
3 Fund Sources: General.....	(\$6,200,000)	(\$6,800,000)		
4 Authority: Discretionary Inclusion				
5 Appropriation reductions in this Item and specified in				
6 Section 4-1.08 of this act shall apply notwithstanding				
7 any language and amounts to the contrary within other				
8 Items of this act.				
9 Total for Comprehensive Services for At-Risk Youth				
10 and Families .....			<b>\$361,491,012</b>	<b>\$377,213,889</b>
11			<b>\$355,291,012</b>	<b>\$370,413,889</b>
12 Fund Sources: General .....	\$307,917,687	\$323,640,564		
13	\$301,717,687	\$316,840,564		
14 Federal Trust.....	\$53,573,325	\$53,573,325		
15	<b>§ 1-89. DEPARTMENT FOR THE AGING (163)</b>			
16 284. Individual Care Services (45500).....			\$30,343,128	\$30,268,128
17				\$30,328,128
18 Financial Assistance for Local Services to the Elderly				
19 (45504) .....	\$28,481,346	\$28,406,346		
20		\$28,466,346		
21 Rights and Protection for the Elderly (45506).....	\$1,861,782	\$1,861,782		
22 Fund Sources: General .....	\$12,407,416	\$12,332,416		
23 Special.....	\$100,000	\$100,000		
24		\$160,000		
25 Federal Trust.....	\$17,835,712	\$17,835,712		
26 Authority: Title 2.2, Chapter 7, Code of Virginia.				
27 A.1. Out of this appropriation, \$536,716 the first year				
28 and \$536,716 the second year from the general fund				
29 shall be provided to continue a statewide Respite Care				
30 Initiative program for the elderly and persons suffering				
31 from Alzheimer's Disease.				
32 2. Out of this appropriation, <del>\$320,334</del> \$301,700 the				
33 first year and <del>\$320,334</del> \$177,287 the second year from				
34 the general fund shall be transferred to the Virginia				
35 Respite Care Grant Fund authorized by §2.2-716, Code				
36 of Virginia, to provide grants to community respite care				
37 organizations.				
38 B.1. Out of this appropriation, \$923,000 the first year				
39 and \$923,000 the second year from the general fund				
40 shall be provided to support local programs of the				
41 Virginia Public Guardian and Conservator Program. Up				
42 to \$5,000 of this appropriation each year may be used				
43 for activities of the Virginia Public Guardian and				
44 Conservator Program Advisory Board, including but not				
45 limited to, paying expenses for the members to attend				
46 four meetings per year.				
47 2. Out of this appropriation, \$75,050 the first year and				
48 \$75,050 the second year from the general fund shall be				
49 provided for the administration of the public				
50 guardianship programs and for no other purpose.				

ITEM 284.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. Out of this appropriation, \$132,000 the first year and				
2	\$132,000 the second year from the general fund shall				
3	be used to expand services through the Virginia Public				
4	Guardian and Conservator Program to individuals with				
5	mental illness and/or mental retardation who are 18				
6	years of age and older.				
7	C. Out of this appropriation, <del>\$140,613</del> \$126,552 the				
8	first year and <del>\$140,613</del> \$126,552 the second year from				
9	the general fund shall be provided to support adult day				
10	care services at the Oxbow Center in Wise County.				
11	D. Out of this appropriation, <del>\$50,925</del> \$38,194 the first				
12	year and <del>\$50,925</del> \$38,194 the second year from the				
13	general fund shall be provided for the Norfolk Senior				
14	Center.				
15	E. Out of this appropriation, <del>\$19,002</del> \$9,501 the first				
16	year and <del>\$19,002</del> \$9,501 the second year from the				
17	general fund shall be provided for the Korean				
18	Intergenerational and Multi-purpose Senior Center.				
19	F. Out of this appropriation, <del>\$93,109</del> \$83,380 the first				
20	year and <del>\$93,109</del> \$83,380 the second year from the				
21	general fund shall be provided from the general fund				
22	for the Jewish Family Service of Tidewater.				
23	G. Out of this appropriation, <del>\$76,008</del> \$68,066 the first				
24	year and <del>\$76,008</del> \$68,066 the second year from the				
25	general fund shall be provided for a companion care				
26	program to be administered by Mountain Empire Older				
27	Citizens, Inc.				
28	H. Out of this appropriation, <del>\$346,569</del> \$269,713 the				
29	first year and <del>\$346,569</del> \$269,713 the second year from				
30	the general fund shall be provided for the Pharmacy				
31	Connect Program in Southwest Virginia, administered				
32	by Mountain Empire Older Citizens, Inc.				
33	I. Out of this appropriation, <del>\$21,113</del> \$18,907 the first				
34	year and <del>\$21,113</del> \$18,907 the second year from the				
35	general fund shall be provided for the development of				
36	adult day care services to be managed by Mountain				
37	Empire Older Citizens, Inc. and the Junction Center for				
38	Independent Living, Inc.				
39	J. Out of this appropriation, \$237,500 the first year and				
40	\$237,500 the second year from the general fund shall				
41	be provided to support the distribution of				
42	comprehensive health and aging information to				
43	Virginia's senior population, their families and				
44	caregivers.				
45	K. Out of this appropriation, <del>\$370,500</del> \$321,760 the				
46	first year and <del>\$370,500</del> \$314,326 the second year from				
47	the general fund shall be provided to Bay Aging. Of				
48	these amounts, <del>\$85,500</del> \$66,539 the first year and				
49	<del>\$85,500</del> \$66,539 the second year shall be used to				
50	address unmet local needs and <del>\$285,000</del> \$255,221 the				
51	first year and <del>\$285,000</del> \$247,787 the second year from				
52	the general fund shall be used to supplement private				
53	donations and other resources for Adult Day Break				
54	Services provided by Bay Aging in partnership with				
55	local churches.				

ITEM 284.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	L. Out of this appropriation, \$1,268,734 the first year				
2	and \$1,268,734 the second year from the general fund				
3	shall be provided to Area Agencies on Aging against				
4	losses due to the application of population data from				
5	the 2000 decennial census. The Commissioner,				
6	Virginia Department for the Aging, shall distribute				
7	these funds in compliance with the Funding Formula				
8	Task Force recommendation, House Document 63				
9	(2005).				
10	M. The Peninsula Agency on Aging, Bay Aging, Senior				
11	Services of Southeastern Virginia, and Valley Program				
12	for Aging Services shall be authorized to use funding				
13	provided for care coordination for the elderly to				
14	conduct a pilot program providing mobile, brief				
15	intervention and service linking as a form of care				
16	coordination. The Virginia Department for the Aging,				
17	in collaboration with the four pilot Area Agencies on				
18	Aging, shall analyze the resulting impact in these pilot				
19	agencies and determine if this model of service delivery				
20	is an appropriate and beneficial use of these funds. The				
21	Virginia Department for the Aging shall report the				
22	result of this analysis to the Governor and the				
23	Chairmen of the House Appropriations and Senate				
24	Finance Committees by June 30, 2009.				
25	N. Area Agencies on Aging shall be designated as the				
26	lead agency in each respective area for No Wrong				
27	Door.				
28	O. Out of this appropriation, <del>\$100,000</del> \$85,000 the first				
29	year and <del>\$100,000</del> \$85,000 the second year from the				
30	general fund shall be provided to the Aging Together				
31	Partnership, an initiative of the Rappahannock Rapidan				
32	Community Services Board and Area Agency on				
33	Aging. The partnership operates a five-county				
34	collaborative located in the Rappahannock Rapidan				
35	region that is building support services to address the				
36	growth in the older population.				
37	P. Out of this appropriations, <del>\$75,000</del> \$67,163 the first				
38	year from the general fund shall be provided to the				
39	Central Virginia Area Agency on Aging for Bedford				
40	Ride.				
41	285.	Nutritional Services (45700).....		\$17,212,165	\$17,212,165
42		Meals Served in Group Settings (45701) .....	\$6,727,761	\$6,727,761	
43		Distribution of Food (45702) .....	\$378,549	\$378,549	
44		Delivery of Meals to Home-Bound Individuals (45703) ..	\$10,105,855	\$10,105,855	
45		Fund Sources: General .....	\$5,160,265	\$5,160,265	
46		Federal Trust.....	\$12,051,900	\$12,051,900	
47		Authority: Title 2.2, Chapter 7, Code of Virginia.			
48		Home delivered meals shall not require cost-sharing			
49		until such time as federal law permits cost-sharing with			
50		Older Americans Act funding.			
51	286.	Administrative and Support Services (49900).....		\$3,050,331	\$3,050,331
52		General Management and Direction (49901).....	\$3,050,331	\$3,050,331	
53		Fund Sources: General .....	\$1,311,311	\$1,311,311	
54		Federal Trust.....	\$1,739,020	\$1,739,020	

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 286.					
1	Authority: Title 2.2, Chapter 7, Code of Virginia.				
2	Included in the Federal Trust appropriation are amounts				
3	estimated at \$41,192 the first year and \$41,192 the				
4	second year, to pay for statewide indirect cost				
5	recoveries of this agency. Actual recoveries of statewide				
6	indirect costs, up to the level of these estimates, shall				
7	be exempt from payment into the general fund, as				
8	provided in § 4-2.03 of this act. Amounts recovered in				
9	excess of these estimates shall be deposited to the				
10	general fund.				
11	287. A. Area agencies on aging are encouraged to continue				
12	seeking funds from a variety of sources which include				
13	cost-sharing in programs where not prohibited by				
14	funding sources; private sector voluntary contributions				
15	from older persons receiving services; families of				
16	individuals receiving services; and churches, service				
17	groups and other organizations. Such appropriations				
18	shall not be included in the appropriations used to				
19	match Older Americans Act funding. Revenue				
20	generated as a result of these projects shall be retained				
21	by the participating area agencies for use in meeting				
22	critical care needs of older Virginians. These revenues				
23	shall supplement, not supplant, general fund resources.				
24	B. It is the intent of the General Assembly that all area				
25	agencies on aging use any new general fund revenue,				
26	with the exception of funding provided for the				
27	Long-term Care Ombudsman program, to implement				
28	sliding fees for services. However, priority for services				
29	should be given to applicants in the greatest need,				
30	regardless of ability to pay. Revenue from fees shall be				
31	retained by the area agencies on aging for use in				
32	meeting critical care needs of older Virginians. These				
33	revenues shall supplement, not supplant, general fund				
34	resources.				
35	C. It is the intent of the General Assembly that Older				
36	Americans Act funds and general fund moneys be				
37	targeted to services which can assist the elderly to				
38	function independently for as long as possible.				
39	D. At the request of the Commissioner of the				
40	Department for the Aging, the Director, Department of				
41	Planning and Budget may transfer state general fund				
42	appropriations for services provided by area agencies on				
43	aging between service categories. The amounts to be				
44	transferred between categories shall not exceed 40				
45	percent of the total state general fund appropriations				
46	allocated for each category. Under no circumstances				
47	shall any funds be transferred from direct services to				
48	administration. State general fund appropriations shall				
49	be available to the area agencies on aging beginning				
50	July 1 of each year of the biennium, in compliance				
51	with the Department's General Fund Cash Management				
52	Policy.				
53	287.05. <i>Executive Management (71300)</i> .....			(\$237,069)	(\$348,449)
54	<i>Savings From Management Actions (71301)</i> .....	(\$237,069)	(\$348,449)		
55	<i>Fund Sources: General</i> .....	(\$237,069)	(\$348,449)		
56	<i>Authority: Discretionary Inclusion</i>				

ITEM 287.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Appropriation reductions in this Item and specified in</i>			
2	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
3	<i>any language and amounts to the contrary within other</i>			
4	<i>Items of this act.</i>			
5	Total for Department for the Aging.....		<b>\$50,605,624</b>	<b>\$50,530,624</b>
6			<b>\$50,368,555</b>	<b>\$50,242,175</b>
7	General Fund Positions.....	13.00	13.00	
8		12.00	12.00	
9	Nongeneral Fund Positions.....	14.00	14.00	
10	Position Level .....	27.00	27.00	
11		26.00	26.00	
12	Fund Sources: General.....	\$18,878,992	\$18,803,992	
13		\$18,641,923	\$18,455,543	
14	Special.....	\$100,000	\$100,000	
15			\$160,000	
16	Federal Trust.....	\$31,626,632	\$31,626,632	
17	<b>§ 1-90. DEPARTMENT FOR THE DEAF AND HARD-OF-HEARING (751)</b>			
18	288. Social Services Research, Planning, and Coordination			
19	(45000) .....		\$15,763,679	\$15,763,679
20	Technology Services for Deaf and Hard-Of-Hearing			
21	(45004) .....	\$14,805,149	\$14,805,149	
22	Consumer, Interpreter, and Community Support			
23	Services (45005).....	\$621,380	\$621,380	
24	Administrative Services (45006) .....	\$337,150	\$337,150	
25	Fund Sources: General.....	\$1,374,601	\$1,374,601	
26	Special.....	\$14,389,078	\$14,389,078	
27	Authority: Title 51.5, Chapter 13, Code of Virginia.			
28	A. The Virginia Department for the Deaf and			
29	Hard-of-Hearing shall locate the Relay Center in			
30	Norton, Virginia. In developing the request for			
31	proposals for the Relay Center, the department shall			
32	include a provisions to require that basic relay services			
33	be provided from the center located in Norton, Virginia			
34	and that the center shall not fall below 105 full-time			
35	equivalent positions.			
36	B. Out of this appropriation, \$40,000 the first year and			
37	\$40,000 the second year from the general fund shall be			
38	provided to the Connie Reasor Deaf Resource Center in			
39	Planning District 1.			
40	288.05. Executive Management (71300) .....		\$0	(\$2,701)
41	Savings From Management Actions (71301).....	\$0	(\$2,701)	
42	Fund Sources: General.....	\$0	(\$2,701)	
43	Authority: Discretionary Inclusion			
44	<i>Appropriation reductions in this Item and specified in</i>			
45	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
46	<i>any language and amounts to the contrary within other</i>			
47	<i>Items of this act.</i>			
48	Total for Department for the Deaf and			
49	Hard-Of-Hearing.....		<b>\$15,763,679</b>	<b>\$15,763,679</b>
50				<b>\$15,760,978</b>



ITEM 288.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	12.00	12.00		
2	Nongeneral Fund Positions.....	2.00	2.00		
3	Position Level .....	14.00	14.00		
4	Fund Sources: General.....	\$1,374,601	<del>\$1,374,601</del>		
5			\$1,371,900		
6	Special.....	\$14,389,078	\$14,389,078		
7	<b>§ 1-91. DEPARTMENT OF HEALTH (601)</b>				
8	289. Higher Education Student Financial Assistance (10800)..			\$2,008,196	\$2,008,196
9	Scholarships (10810).....	\$2,008,196	\$2,008,196		
10	Fund Sources: General.....	\$1,480,964	\$1,480,964		
11	Dedicated Special Revenue.....	\$225,000	\$225,000		
12	Federal Trust.....	\$302,232	\$302,232		
13	Authority: §§ 23-35.9 through 23-35.13, 23-37.1				
14	through 23-37.5, and 32.1-122.5:1 through 32.1-122.10,				
15	Code of Virginia.				
16	A. Out of this appropriation, <del>\$830,964</del> \$50,000 for the				
17	first year and <del>\$830,964</del> for the second year from the				
18	general fund is provided for physician financial				
19	incentives, such as loan repayment, one-time salary				
20	bonuses and travel expenses to physicians, including				
21	psychiatrists who commit to practice in underserved				
22	areas of the state. Any unexpended financial incentives				
23	and repaid money due to default shall revert to the pool				
24	of funding for financial incentives to recruit physicians,				
25	including psychiatrists. All financial incentives shall be				
26	awarded in accordance with regulations promulgated by				
27	the Board of Health. The department shall maintain an				
28	accounting of the numbers and amount of the awards				
29	made each year and the specialties of the physicians				
30	receiving the awards.				
31	B. Out of this appropriation, \$25,000 for the first year				
32	and \$25,000 for the second year from the general fund				
33	is provided for five nurse practitioner scholarships				
34	pursuant to § 32.1-122.6:02, Code of Virginia.				
35	C. Out of this appropriation, \$100,000 for the first year				
36	and \$100,000 for the second year from the general fund				
37	is provided for nursing scholarships and loan				
38	repayments. All financial incentives shall be awarded				
39	in accordance with regulations promulgated by the				
40	Board of Health. Any unexpended financial incentives				
41	and repaid money due to default shall revert to the pool				
42	of funding for nursing scholarships and loan				
43	repayments. The department shall maintain an				
44	accounting of the numbers and amount of the awards				
45	made each year.				
46	D. Out of this appropriation, \$200,000 for the first year				
47	and \$200,000 for the second year from the general fund				
48	is provided for scholarships and loan repayments for				
49	nursing students pursuing an advanced degree towards				
50	becoming nursing faculty at the college level. Priority				
51	shall be given to master's degree candidates who will				
52	teach in the community colleges.				
53	E. <del>Out of this appropriation, \$325,000 for the first year</del>				
54	and <del>\$325,000 for the second year from the general fund</del>				

ITEM 289.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	is provided for scholarships and loan repayments for			
2	scholarships for dental students and loan repayments for			
3	dentists.— The department is authorized to use these			
4	funds to award either a scholarship or a loan			
5	repayment, depending on the needs of the individual			
6	dental student or dentist being recruited to a dental			
7	underserved area of the Commonwealth.— Any			
8	unexpended financial incentives and repaid money due			
9	to default shall revert to the pool of funding for			
10	financial incentives for dental scholarships or loan			
11	repayments.— All scholarships or loan repayments shall			
12	be awarded in accordance with regulations promulgated			
13	by the Board of Health.— The department shall maintain			
14	an accounting of the number and amount of the			
15	scholarship and loan repayment awards made each year.			
16	F. The department may move appropriation between			
17	scholarship or loan repayment program as long as the			
18	scholarship or loan repayment is in accordance with the			
19	regulations promulgated by the Board of Health.			
20	<i>G. Pursuant to Section 4-1.05.a.4 of this act, \$91,874</i>			
21	<i>of the June 30, 2008, balances required to be</i>			
22	<i>reappropriated have been transferred to the general</i>			
23	<i>fund.</i>			
24	290.			\$36,848,204
25				\$36,848,204
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ITEM 290.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	D. The Commissioner of Health shall review current				
2	funding provided to trauma centers to offset				
3	uncompensated care losses, report on feasible long-term				
4	financing mechanisms, and examine and identify				
5	potential funding sources on the federal, state and local				
6	level that may be available to Virginia's trauma centers				
7	to support the system's capacity to provide quality				
8	trauma services to Virginia citizens. As sources are				
9	identified, the Commissioner shall work with any				
10	federal and state agencies and the Trauma System				
11	Oversight and Management Committee to assist in				
12	securing additional funding for the trauma system.				
13	E. Notwithstanding any other provision of law or				
14	regulation, the Board of Health shall not modify the				
15	geographic service areas of designated regional				
16	emergency medical services councils in effect on				
17	January 1, 2008, or make such modifications a criterion				
18	in approving or renewing applications for such				
19	designation or receiving and disbursing state funds.				
20	291. Medical Examiner and Anatomical Services (40300).....			\$8,208,676	\$8,461,404
21				\$8,233,356	\$8,891,807
22	Anatomical Services (40301).....	\$210,785	\$210,785		
23	Medical Examiner Services (40302).....	\$7,997,891	\$8,250,619		
24		\$8,022,571	\$8,681,022		
25	Fund Sources: General.....	\$7,321,047	\$7,573,775		
26		\$7,345,727	\$8,004,178		
27	Special.....	\$374,522	\$374,522		
28	Federal Trust.....	\$513,107	\$513,107		
29	Authority: §§ 32.1-277 through 32.1-304, Code of				
30	Virginia.				
31	292. Vital Records and Health Statistics (40400).....			\$6,779,897	\$6,779,897
32	Health Statistics (40401).....	\$936,738	\$936,738		
33	Vital Records (40402).....	\$5,843,159	\$5,843,159		
34	Fund Sources: Special.....	\$6,779,897	\$6,779,897		
35	Authority: §§ 8.01-217, 32.1-249 through 32.1-276, and				
36	32.1-305 through 32.1-309, Code of Virginia; and P.L.				
37	93-353, as amended, Federal Code.				
38	A. Effective July 1, 2004, the standard vital records fee				
39	shall be \$12.00 and the fee for the expedited record				
40	search shall be \$48.00.				
41	B.I. Notwithstanding §32.1-273.1. Code of Virginia,				
42	two dollars of each fee collected by the State Registrar				
43	shall be deposited by the Comptroller to the Virginia				
44	Vital Statistics Automation Fund and two dollars of				
45	each fee collected shall be used to fund health care				
46	services.				
47	2. Notwithstanding §32.1-273.1, Code of Virginia,				
48	\$518,421 the second year from the Vital Statistics				
49	Automation Fund shall be used to supplant general				
50	fund support from the Communicable Disease				
51	Prevention and Control Program.				
52	293. Communicable Disease Prevention and Control (40500) .			\$50,482,056	\$50,394,722
53				\$50,444,660	\$50,875,747

ITEM 293.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Immunization Program (40502) .....	\$9,657,860	\$9,570,526	
2		\$9,656,449	\$9,569,115	
3	Tuberculosis Prevention and Control (40503).....	\$1,962,046	\$1,962,046	
4		\$1,958,431	\$2,131,238	
5	Sexually Transmitted Disease Prevention and Control			
6	(40504) .....	\$2,040,496	\$2,040,496	
7	Disease Investigation and Control Services (40505).....	\$3,983,245	\$3,983,245	
8		\$3,850,578	\$4,023,385	
9	HIV/Aids Prevention and Treatment Services (40506).....	\$32,838,409	\$32,838,409	
10		\$32,938,706	\$33,111,513	
11	Fund Sources: General .....	\$11,321,860	\$11,321,860	
12	Special .....	\$783,423	\$783,423	
13			\$1,301,844	
14	Federal Trust .....	\$38,376,773	\$38,289,439	
15		\$38,339,377	\$38,252,043	
16	Authority: §§ 32.1-11.1 through 32.1-11.2, 32.1-35			
17	through 32.1-73, Code of Virginia; and P.L. 91-464, as			
18	amended, Federal Code.			
19	A. Out of this appropriation, \$50,000 the first year and			
20	\$50,000 the second year from the general fund shall be			
21	used to purchase medications for individuals who have			
22	tuberculosis but who do not qualify for free or reduced			
23	prescription drugs and who do not have adequate			
24	income or insurance coverage to purchase the required			
25	prescription drugs.			
26	B. Out of this appropriation, \$40,000 the first year and			
27	\$40,000 the second year from the general fund shall be			
28	provided to the Division of Tuberculosis Control for the			
29	purchase of medications and supplies for individuals			
30	who have drug-resistant tuberculosis and require			
31	treatment with expensive, second-line antimicrobial			
32	agents.			
33	C. The requirement for testing of tuberculosis isolates			
34	set out in § 32.1-50 E of the Code of Virginia shall be			
35	satisfied by the submission of samples to the Division			
36	of Consolidated Laboratory Services, or such other			
37	laboratory as may be designated by the Board of			
38	Health.			
39	D. Out of this appropriation, \$280,110 the first year			
40	and \$280,110 the second year from the general fund			
41	and \$840,288 the first year and \$840,288 the second			
42	year from nongeneral funds shall be used to purchase			
43	the Tdap (tetanus/diphtheria/pertussis) vaccine for			
44	children without insurance.			
45	E. Out of this appropriation, \$285,000 the first year			
46	and \$285,000 the second year from the general fund			
47	shall be provided to the State Pharmaceutical Assistance			
48	Program (SPAP) for insurance premium payments,			
49	coinsurance payments, and other out-of-pocket costs for			
50	individuals participating in the Virginia AIDS Drug			
51	Assistance Program (ADAP) with incomes between 135			
52	percent and 300 percent of the federal poverty income			
53	guidelines and who are Medicare Part D beneficiaries.			

ITEM 293.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 294.			\$13,051,364	\$13,051,364
2	Health Research, Planning, and Coordination (40600) .....			
3	Health Research, Planning and Coordination (40603) .....	\$2,870,020	\$2,870,020	
4	Regulation of Health Care Facilities (40607) .....	\$8,944,978	\$8,944,978	
5	Certificate of Public Need (40608) .....	\$1,236,366	\$1,236,366	
6	Fund Sources: General .....	\$2,890,814	\$2,890,814	
7	Special .....	\$1,975,089	\$1,975,089	
8	Dedicated Special Revenue .....	\$451,798	\$451,798	
9	Federal Trust .....	\$7,733,663	\$7,733,663	
10	Authority: §§ 32.1-102.1 through 32.1-102.12;			
11	32.1-122.01 through 32.1-122.08; and 32.1-123 through			
12	32.1-138.5, Code of Virginia; and P.L. 96-79, as			
13	amended, Federal Code; and Title XVIII and Title XIX			
14	of the U.S. Social Security Act, Federal Code.			
15	A. Supplemental funding for the regional health			
16	planning agencies shall be provided <i>the first year only</i>			
17	from the following sources:			
18	1. Special funds from Certificate of Public Need			
19	(40608) application fees in excess of those required to			
20	operate the COPN Program, provided the Program may			
21	retain special fund balances each year equal to of one			
22	month's operational needs in case of revenue shortfalls			
23	in the subsequent year.			
24	2. The Department of Health shall revise annual			
25	agreements with the regional health planning agencies			
26	to require an annual independent financial audit to			
27	examine the use of state funds and the reasonableness			
28	of those expenditures.			
29	B. Failure of any regional health planning agency to			
30	establish or sustain business operations <i>the first year</i>			
31	<i>only</i> shall cause funds to revert to the Central Office to			
32	support health planning and Certificate of Public Need			
33	functions.			
34	C. <i>Notwithstanding §§ 32.1-102.1, 32.1-102.1:1,</i>			
35	<i>32.1-102.2:1, 32.1-102.3, 32.1-102.6, 32.1-102.12,</i>			
36	<i>32.1-122.01, 32.1-122.03, 32.1-122.04, 32.1-122.05,</i>			
37	<i>32.1-122.06, 32.1-122.07, 32.1-122.08, and 65.2-1300,</i>			
38	<i>Code of Virginia, beginning July 1, 2009, the</i>			
39	<i>Department of Health shall be responsible for all</i>			
40	<i>activities relating to the Certificate of Public Need</i>			
41	<i>process previously performed by the regional health</i>			
42	<i>planning agencies. Regional health planning agencies</i>			
43	<i>shall have no role in the Certification of Public Need</i>			
44	<i>process. Public hearings shall not be required and</i>			
45	<i>shall only occur if deemed necessary by the State</i>			
46	<i>Health Commissioner or upon request of the locality.</i>			
47	<i>The Division of Certificate of Public Need within the</i>			
48	<i>Office of Licensure and Certification shall conduct any</i>			
49	<i>public hearings deemed necessary by the State Health</i>			
50	<i>Commissioner or upon request of the locality. The</i>			
51	<i>Board of Health shall promulgate regulations</i>			
52	<i>establishing criteria for the State Health Commissioner</i>			
53	<i>to consider in conducting such public hearings.</i>			
54	€. D. The Commissioner of Health shall continue			
55	implementation of the "Five-Year Action Plan:			
56	Improving Access to Primary Health Care Services in			
	Medically Underserved Areas and Populations of the			

ITEM 294.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Commonwealth." A minimum of \$150,000 the first year				
2	and \$150,000 the second year from the general fund				
3	shall be provided to the Virginia Office of Rural				
4	Health, as the state match for the federal Office of				
5	Rural Health Policy Grant. The Commissioner is				
6	authorized to contract for services to accomplish the				
7	plan.				
8	D. E. Out of the Special Fund appropriation for this				
9	Item, \$278,000 the first year and \$278,000 the second				
10	year is appropriated from statewide indirect cost				
11	recoveries of this agency to match federal funds and				
12	support the programs of the <del>Center for Quality Health</del>				
13	<del>Care Services and Consumer Protection Office of</del>				
14	<del>Licensure and Certification</del> . Amounts recovered in				
15	excess of these appropriations shall be deposited to the				
16	general fund.				
17	E. F. The Commissioner of Health may issue a				
18	Certificate of Public Need approving an application for				
19	an increase of 30 licensed nursing home beds in				
20	Planning District 13 for each nursing home that has				
21	reported to the Virginia Health Information, an entity				
22	that collects nursing home data, an average annual				
23	occupancy rate of 99 percent or higher for fiscal years				
24	2006 and 2007, provided that the application is filed on				
25	or before December 1, 2008, and the approved				
26	additional nursing home beds are not put into service				
27	prior to July 1, 2009.				
28	295.	State Health Services (43000).....		\$119,758,739	\$120,058,739
29		Child and Adolescent Health Services (43002).....	\$13,737,112	\$13,737,112	
30		Women's and Infant's Health Services (43005).....	\$6,336,192	\$6,336,192	
31		Chronic Disease Prevention, Health Promotion, and			
32		Oral Health (43015).....	\$5,487,712	\$5,787,712	
33		Injury and Violence Prevention (43016).....	\$4,719,203	\$4,719,203	
34		Women, Infants, and Children (WIC) and Community			
35		Nutrition Services (43017) .....	\$89,478,520	\$89,478,520	
36		Fund Sources: General.....	\$5,905,804	\$7,220,104	
37		Special.....	\$3,740,147	\$3,740,147	
38		Dedicated Special Revenue.....	\$79,913,511	\$79,913,511	
39		Federal Trust.....	\$30,199,277	\$29,184,977	
40	Authority: §§ 32.1-11, 32.1-77, and 32.1-89 through				
41	32.1-90, Code of Virginia; P.L. 94-566, as amended,				
42	Title V of the U.S. Social Security Act and Title X of				
43	the U.S. Public Health Service Act, Federal Code; and				
44	P.L. 95-627, as amended, Federal Code.				
45	A. 1. Out of this appropriation, \$176,800 the first year				
46	from the federal Temporary Assistance to Needy				
47	Families block grant and \$176,800 the second year				
48	from the general fund shall be designated for the				
49	Resource Mothers Sibling program.				
50	2. Notwithstanding § 4-1.03 of this act, general fund				
51	and nongeneral fund appropriations in this item for				
52	activities associated with the Resource Mothers				
53	Program shall not be transferred to support other public				
54	health programs or any other purpose.				
55	B. Out of this appropriation, \$765,000 the first year and				
56	\$382,500 the second year from the federal Temporary				

ITEM 295.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Assistance to Needy Families block grant and \$382,500				
2	the second year from the general fund shall be				
3	designated for the Partners in Prevention Program.				
4	C. Out of this appropriation, \$910,000 the first year and				
5	\$455,000 the second year from the federal Temporary				
6	Assistance to Needy Families block grant and \$455,000				
7	the second year from the general fund shall be				
8	designated for the operation of the teenage pregnancy				
9	prevention programs in the health districts of				
10	Richmond, Norfolk, Alexandria, Roanoke City, Crater,				
11	Portsmouth, and Eastern Shore.				
12	D. Out of this appropriation, \$952,807 the first year				
13	and \$952,807 the second year from special funds is				
14	provided to support the newborn screening program and				
15	its expansion pursuant to Chapters 717 and 721, Act of				
16	Assembly of 2005. Fee revenues sufficient to fund the				
17	Department of Health's costs of the program and its				
18	expansion shall be transferred from the Division of				
19	Consolidated Laboratory Services.				
20	E. The Special Supplemental Nutrition Program for				
21	Women, Infants, and Children is exempt from the				
22	requirements of the Administrative Process Act				
23	(§ 2.2-4000 et seq.).				
24	F. Out of this appropriation, \$200,000 the first year and				
25	\$200,000 the second year from the general fund shall				
26	be provided to the department's sickle cell program to				
27	address rising pediatric caseloads in the current				
28	program. Any remaining funds shall be used to develop				
29	transition services for youth who will require adult				
30	services to ensure appropriate medical services are				
31	available and provided for youth who age out of the				
32	current program.				
33	296. Community Health Services (44000).....			\$246,647,592	\$246,539,875
34				\$243,839,469	\$243,532,752
35	Local Dental Services (44002).....	\$9,226,147	\$9,226,147		
36		\$9,113,265	\$9,095,174		
37	Restaurant and Food Safety, Well and Septic				
38	Permitting and other Environmental Health Services				
39	(44004) .....	\$41,657,852	\$41,957,885		
40		\$39,706,312	\$39,988,254		
41	Local Family Planning Services (44005).....	\$19,815,169	\$19,815,169		
42		\$19,445,722	\$19,427,631		
43	Support for Local Management, Business, and				
44	Facilities (44009) .....	\$52,963,446	\$52,555,696		
45		\$51,240,769	\$50,814,928		
46	Local Maternal and Child Health Services (44010).....	\$47,841,531	\$47,841,531		
47		\$50,109,342	\$50,091,252		
48	Local Immunization Services (44013) .....	\$9,148,094	\$9,148,094		
49		\$8,976,032	\$8,957,941		
50	Local Communicable Disease Investigation, Treatment,				
51	and Control (44014).....	\$19,065,238	\$19,065,238		
52		\$18,714,433	\$18,696,342		
53	Local Home Health and Personal Care Services				
54	(44015) .....	\$5,820,116	\$5,820,116		
55		\$5,784,966	\$5,766,875		
56	Local Chronic Disease and Prevention Control (44016) ..	\$12,915,470	\$12,915,470		
57		\$12,883,242	\$12,865,151		
58	Local Laboratory and Pharmacy Services (44017) .....	\$10,707,950	\$10,707,950		

ITEM 296.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1		\$10,570,328		\$10,552,237
2	Local Nutrition Services (44018).....	\$17,486,579		\$17,486,579
3		\$17,295,058		\$17,276,967
4	Fund Sources: General.....	\$102,746,359		\$101,588,609
5	Special.....	\$105,845,012		\$106,895,045
6		\$103,036,889		\$103,887,922
7	Dedicated Special Revenue.....	\$1,595,974		\$1,595,974
8	Federal Trust.....	\$36,460,247		\$36,460,247
9	Authority: §§ 32.1-11 through 32.1-12, 32.1-31,			
10	32.1-163 through 32.1-176, 32.1-198 through 32.1-211,			
11	32.1-246, and 35.1-1 through 35.1-26, Code of			
12	Virginia; Title V of the U.S. Social Security Act; and			
13	Title X of the U.S. Public Health Service Act.			
14	A. 1. Notwithstanding §32.1-163 through §32.1-176,			
15	Code of Virginia, the Commissioner of Health shall			
16	increase, by no more than \$280.00, those existing fees			
17	associated with the application for a construction permit			
18	for on-site sewage systems designed for less than 1,000			
19	gallons per day, and alternative discharging systems not			
20	supported with certified work from an authorized onsite			
21	soil evaluator or a professional engineer working in			
22	consultation with an authorized onsite soil evaluator.			
23	2. Notwithstanding §32.1-163 through §32.1-176, Code			
24	of Virginia, the Commissioner of the Health shall			
25	increase, by no more than \$225.00, those fees			
26	associated with the application for a certification letter			
27	less than 1,000 gallons per day not supported with			
28	certified work from an authorized onsite soil evaluator			
29	or a professional engineer working in consultation with			
30	an authorized onsite soil evaluator.			
31	3. Notwithstanding §32.1-163 through §32.1-176, Code			
32	of Virginia, the Commissioner of the Health shall			
33	increase, by no more than \$125.00, those fees			
34	associated with the application for a construction permit			
35	or certification letter less than 1,000 gallons per day			
36	supported with certified work from an authorized onsite			
37	soil evaluator or a professional engineer working in			
38	consultation with an authorized onsite soil evaluator.			
39	4. Notwithstanding §32.1-163 through §32.1-176, Code			
40	of Virginia, the Commissioner of Health shall increase,			
41	by no more than \$165.00, those existing fees associated			
42	with the application for a construction permit for a			
43	private well.			
44	5. Notwithstanding §32.1-163 through §32.1-176, Code			
45	of Virginia, the Commissioner of Health shall increase,			
46	by no more than \$1,000.00, those existing fees			
47	associated with the application for a construction permit			
48	or certification letter designed for more than 1,000			
49	gallons per day.			
50	B. The Commissioner of Health is authorized to			
51	develop, in consultation with the regulated entities, a			
52	plan and specification review fee, not to exceed \$75,			
53	and an annual permit renewal fee, each not to exceed			
54	\$100 per year, to be collected from all establishments,			
55	except K-12 public schools, that are subject to			
56	inspection by the Department of Health pursuant to			



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 296.					
1	§§ 35.1-13, 35.1-14, 35.1-16, and 35.1-17, Code of				
2	Virginia; however, any such establishment that is				
3	subject to any health permit fee, application fee,				
4	inspection fee, risk assessment fee or similar fee				
5	imposed by any locality as of January 1, 2008, shall be				
6	subject to this annual permit renewal fee only to the				
7	extent that the Department of Health fee and the locally				
8	imposed fee, when combined, do not exceed \$100. This				
9	fee structure shall be subject to the approval of the				
10	Secretary of Health and Human Resources.				
11	C. Out of this appropriation, \$100,000 the first year and				
12	\$100,000 the second year from the general fund shall				
13	be provided to the Virginia Department of Health to				
14	provide case management services to pregnant women				
15	in rural communities who lose obstetrical services.				
16	<del>D. Out of this appropriation, \$75,000 the first year and</del>				
17	<del>\$75,000 the second year from the general fund shall be</del>				
18	<del>used to match available special funds for the</del>				
19	<del>development and implementation of an electronic</del>				
20	<del>medical records system for local health departments.</del>				
21	<del>Release of this appropriation shall be contingent upon</del>				
22	<del>the Virginia Department of Health collaborating with</del>				
23	<del>the Secretary of Technology to pursue a multi-source</del>				
24	<del>procurement. This procurement will ensure</del>				
25	<del>interoperability and be consistent with federal standards</del>				
26	<del>for the electronic exchange of health information.</del>				
27	E. Pursuant to the Department of Health's Policy				
28	Implementation Manual (#07-01), individuals who				
29	participate in a local festival, fair, or other community				
30	event where food is sold, shall be exempt from the				
31	annual temporary food establishment permit fee of				
32	\$100.00 provided the event is held only one time each				
33	calendar year and the event takes place within the				
34	locality where the individual resides.				
35	F. Out of this appropriation, \$911,955 the first year and				
36	\$504,205 the second year from the general fund and				
37	\$362,947 the first year and \$362,947 the second year				
38	from nongeneral funds is provided to address the cost				
39	of leasing new or expanding existing local health				
40	department facilities. First priority shall be given to				
41	Prince William, Isle of Wight, Suffolk, and Roanoke				
42	City.				
43	297. Financial Assistance to Community Human Services				
44	Organizations (49200).....			\$17,007,022	\$15,257,022
45	Payments to Human Services Organizations (49204) .....	\$17,007,022	\$15,257,022		
46	Fund Sources: General.....	\$14,865,132	\$14,186,077		
47	Federal Trust.....	\$2,141,890	\$1,070,945		
48	Authority: § 32.1-2, Code of Virginia.				
49	A.1. Out of this appropriation, \$571,000 the first year				
50	and \$1,641,945 the second year from the general fund				
51	is provided to the Comprehensive Health Investment				
52	Project (CHIP) of Virginia.				
53	2. The Department of Social Services shall provide				
54	\$2,141,890 the first year and \$1,070,945 the second				
55	year from the federal Temporary Assistance for Needy				

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Families (TANF) grant to the CHIP of Virginia.			
2	3. In addition, the CHIP of Virginia shall receive			
3	\$100,000 the first year and \$100,000 the second year			
4	from other nongeneral funds subject to the availability			
5	of foster care prevention funding transferred from the			
6	Department of Social Services.			
7	4. The purpose of the program is to develop, expand,			
8	and operate a network of local public-private			
9	partnerships providing comprehensive care coordination,			
10	family support and preventive medical and dental			
11	services to low-income, at-risk children.			
12	5. The general fund appropriation in this Item for the			
13	CHIP of Virginia projects shall not be used for			
14	administrative costs.			
15	6. CHIP of Virginia shall continue to pursue raising			
16	funds and in-kind contributions from local communities.			
17	It is the intent of the General Assembly that the CHIP			
18	program increases its efforts to raise funds from local			
19	communities and other private or public sources with			
20	the goal of reducing reliance on general fund			
21	appropriations in the future.			
22	7. Of this appropriation, from the amounts in paragraph			
23	A.1., \$49,358 the first year and \$49,358 the second			
24	year from the general fund is provided to the CHIP of			
25	Roanoke and shall be used as matching funds to add			
26	three full-time equivalent public health nurse positions			
27	to expand services in the Roanoke Valley and			
28	Allegheny Highlands.			
29	B. Out of this appropriation shall be provided <del>\$90,844</del>			
30	<del>\$86,302</del> the first year and <del>\$90,844</del> <del>\$81,760</del> the second			
31	year from the general fund for the Alexandria			
32	Neighborhood Health Services, Inc. The organization			
33	shall pursue raising funds and in-kind contributions			
34	from the local community.			
35	C. Out of this appropriation shall be provided <del>\$10,687</del>			
36	<del>\$9,187</del> the first year and <del>\$10,687</del> <del>\$9,187</del> the second			
37	year from the general fund for the Louisa County			
38	Resource Council. The Council shall continue to pursue			
39	raising funds and in-kind contributions from the local			
40	community.			
41	D. Out of this appropriation, <del>\$14,535</del> <del>\$12,035</del> the first			
42	year and <del>\$14,535</del> <del>\$12,035</del> the second year from the			
43	general fund shall be provided to the Olde Towne			
44	Medical Center.			
45	E.1. Out of this appropriation, \$433,750 the first year			
46	and \$433,750 the second year from the general fund			
47	shall be provided to the Virginia Community			
48	Healthcare Association for the purchase of			
49	pharmaceuticals and medically necessary pharmacy			
50	supplies, and to provide pharmacy services to			
51	low-income, uninsured patients of the Community and			
52	Migrant Health Centers throughout Virginia. The			
53	uninsured patients served with these funds shall have			
54	family incomes no greater than 200 percent of the			
55	federal poverty level. The amount allocated to each			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Community and Migrant Health Center shall be			
2	determined through an allocation methodology			
3	developed by the Virginia Community Healthcare			
4	Association. The allocation methodology shall ensure			
5	that funds are distributed such that the Community and			
6	Migrant Health Centers are able to serve the pharmacy			
7	needs of the greatest number of low-income, uninsured			
8	persons. The Virginia Community Healthcare			
9	Association shall establish accounting and reporting			
10	mechanisms to track the disbursement and expenditure			
11	of these funds.			
12	2. Out of this appropriation, \$750,000 the first year and			
13	\$750,000 the second year from the general fund shall			
14	be provided to the Virginia Community Healthcare			
15	Association to expand existing or develop new			
16	community health centers in medically underserved and			
17	economically disadvantaged areas of the			
18	Commonwealth. The Association shall consult with the			
19	Virginia Health Care Foundation on funding allocation			
20	decisions. It is the intent of the General Assembly that			
21	funding be used to match funding solicited by the			
22	Virginia Community Healthcare Association from local			
23	and federal sources, and other public or private			
24	organizations. The Virginia Community Healthcare			
25	Association shall report on the use of the funding to the			
26	Chairmen of the House Appropriations and Senate			
27	Finance Committees and the Joint Commission on			
28	Health Care on September 1 of each year.			
29	3. Out of this appropriation, \$175,000 the first year and			
30	\$175,000 the second year from the general fund shall			
31	be provided to the Virginia Community Healthcare			
32	Association to expand access to care provided through			
33	community health centers.			
34	4. Out of this appropriation, \$1,800,000 the first year			
35	and \$900,000 the second year from the general fund			
36	shall be provided to the Virginia Community			
37	Healthcare Association to support community health			
38	center operating costs for services provided to			
39	uninsured clients. The amount allocated to each			
40	Community and Migrant Health Center shall be			
41	determined through an allocation methodology			
42	developed by the Virginia Community Healthcare			
43	Association. The allocation methodology shall ensure			
44	that funds are distributed such that the Community and			
45	Migrant Health Centers are able to serve the needs of			
46	the greatest number of uninsured persons. The Virginia			
47	Community Healthcare Association shall establish			
48	accounting and reporting mechanisms to track the			
49	disbursement and expenditure of these funds.			
50	F.1. Out of this appropriation, \$1,321,400 the first year			
51	and \$1,321,400 the second year from the general fund			
52	shall be provided to the Virginia Association of Free			
53	Clinics for the purchase of pharmaceuticals and			
54	medically necessary pharmacy supplies, and to provide			
55	pharmacy services to low-income, uninsured patients of			
56	the Free Clinics throughout Virginia. The amount			
57	allocated to each Free Clinic shall be determined			
58	through an allocation methodology developed by the			
59	Virginia Association of Free Clinics. The allocation			
60	methodology shall ensure that funds are distributed			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	such that the Free Clinics are able to serve the			
2	pharmacy needs of the greatest number of low-income,			
3	uninsured adults. The Virginia Association of Free			
4	Clinics shall establish accounting and reporting			
5	mechanisms to track the disbursement and expenditure			
6	of these funds.			
7	2. Out of this appropriation, \$175,000 the first year and			
8	\$175,000 the second year from the general fund shall			
9	be provided to the Virginia Association of Free Clinics			
10	to expand access to health care services.			
11	3. Out of this appropriation, \$1,700,000 the first year			
12	and \$850,000 the second year from the general fund			
13	shall be provided to the Virginia Association of Free			
14	Clinics to support free clinic operating costs for			
15	services provided to uninsured clients. The amount			
16	allocated to each free clinic shall be determined through			
17	an allocation methodology developed by the Virginia			
18	Association of Free Clinics. The allocation			
19	methodology shall ensure that funds are distributed			
20	such that the free clinics are able to serve the needs of			
21	the greatest number of uninsured persons. The Virginia			
22	Association of Free Clinics shall establish accounting			
23	and reporting mechanisms to track the disbursement			
24	and expenditure of these funds.			
25	4. Out of this appropriation, <del>\$25,000</del> \$22,500 the first			
26	year and <del>\$25,000</del> \$20,000 the second year from the			
27	general fund shall be provided to expand services at the			
28	Jeanie Schmidt Free Clinic.			
29	G. Out of this appropriation, <del>\$281,124</del> \$267,068 the			
30	first year and <del>\$281,124</del> \$253,012 the second year from			
31	the general fund are provided to support the			
32	development of the Southwest Virginia Graduate			
33	Medical Education Consortium to create and support			
34	medical residency preceptor sites in rural and			
35	underserved communities in Southwest Virginia.			
36	H. Out of this appropriation, <del>\$574,750</del> \$546,012 the			
37	first year and <del>\$574,750</del> \$546,012 the second year is			
38	provided from the general fund to support the regional			
39	AIDS resource and consultation centers and one local			
40	early intervention and treatment center.			
41	I. Out of this appropriation, <del>\$109,012</del> \$99,012 the first			
42	year and <del>\$109,012</del> \$89,012 the second year is provided			
43	from the general fund to support the Arthur Ashe			
44	Health Center in Richmond.			
45	J. Out of this appropriation, <del>\$21,375</del> \$16,375 the first			
46	year and <del>\$21,375</del> \$16,375 the second year from the			
47	general fund shall be provided to the Fan Free Clinic			
48	for AIDS related services.			
49	K.I. Out of this appropriation, \$4,080,571 the first year			
50	and \$4,080,571 the second year from the general fund			
51	shall be paid to the Virginia Health Care Foundation.			
52	These funds shall be matched with local public and			
53	private resources and shall be awarded to proposals			
54	which enhance access to primary health care for			
55	Virginia's uninsured and medically underserved			
56	residents, through innovative service delivery models.			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	The Foundation, in coordination with the Virginia			
2	Department of Health, the Area Health Education			
3	Centers program, the Joint Commission on Health Care,			
4	and other appropriate organizations, is encouraged to			
5	undertake initiatives to reduce health care workforce			
6	shortages. The Foundation shall account for the			
7	expenditure of these funds by providing the Governor,			
8	the Secretary of Health and Human Resources, the			
9	Chairmen of the House Appropriations and Senate			
10	Finance Committees, the State Health Commissioner,			
11	and the Chairman of the Joint Commission on Health			
12	Care with a certified audit and full report on			
13	Foundation initiatives and results, including evaluation			
14	findings, not later than October 1 of each year for the			
15	preceding fiscal year ending June 30.			
16	2. On or before October 1 of each year, the Foundation			
17	shall submit to the Governor and the Chairmen of the			
18	House Appropriations and Senate Finance Committees a			
19	report on the actual amount, by fiscal year, of private			
20	and local government funds received by the Foundation			
21	since its inception. The report shall include certification			
22	that an amount equal to the state appropriation for the			
23	preceding fiscal year ending June 30 has been matched			
24	from private and local government sources during that			
25	fiscal year.			
26	3. Of this appropriation, from the amounts in paragraph			
27	in K.1., \$125,000 the first year and \$125,000 the			
28	second year from the general fund shall be paid to the			
29	Virginia Health Care Foundation to expand the			
30	Pharmacy Connection software program to unserved or			
31	underserved regions of the Commonwealth.			
32	4. Of this appropriation, as noted in K.1., \$105,000 the			
33	first year and \$105,000 the second year from the			
34	general fund shall be provided to the Virginia Health			
35	Care Foundation for the Rx Partnership to improve			
36	access to free medications for low-income Virginians.			
37	5. Of this appropriation, from the amounts in paragraph			
38	in K.1., \$1,850,000 the first year and \$1,850,000 the			
39	second year from the general fund shall be provided to			
40	the Virginia Health Care Foundation to increase the			
41	capacity of the Commonwealth's health safety net			
42	providers to expand services to unserved or underserved			
43	Virginians. Of this amount, (i) \$850,000 the first year			
44	and \$850,000 the second year shall be used to			
45	underwrite service expansions and/or increase the			
46	number of patients served at existing sites or at new			
47	sites, (ii) \$850,000 the first year and \$850,000 the			
48	second year shall be used for Medication Assistance			
49	Coordinators who provide outreach assistance, and (iii)			
50	\$150,000 the first year and \$150,000 the second year			
51	shall be made available for locations with existing			
52	medication assistance programs.			
53	L. Out of this appropriation, <del>\$25,436</del> \$20,436 in the			
54	first year and <del>\$25,436</del> \$20,436 in the second year from			
55	the general fund shall be provided to the Chesapeake			
56	Adult General Medical Clinic.			
57	M. Out of this appropriation, <del>\$290,957</del> \$247,313 the			
58	first year and <del>\$290,957</del> the second year from the			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	general fund is provided to support the administration			
2	of the patient level data base, including the outpatient			
3	data reporting system.			
4	N. Out of this appropriation, <del>\$95,000</del> \$90,250 in the			
5	first year and <del>\$95,000</del> \$90,250 in the second year from			
6	the general fund shall be provided to the St. Mary's			
7	Health Wagon.			
8	O. The Governor shall establish an Advisory			
9	Committee on Electronic Health Records for the			
10	purpose of developing recommendations for the design			
11	and implementation of electronic health records systems			
12	in Virginia that will advance interoperability while			
13	protecting patient privacy. Members of the Advisory			
14	Committee shall be appointed by the Governor and			
15	shall be composed of a representative from the hospital			
16	industry, a practicing physician, a representative of a			
17	pharmaceutical manufacturer, a representative of a			
18	licensed health insurance carrier, a corporate purchaser			
19	of health care, consumers, the Department of Medical			
20	Assistance Services, the Department of Mental Health,			
21	Mental Retardation and Substance Abuse Services, the			
22	Virginia Information Technology Agency, the			
23	Department of Human Resource Management, and other			
24	members as appointed by the Governor. The Secretary			
25	of Health and Human Resources and the Secretary of			
26	Technology shall serve as co-chairs of the Advisory			
27	Committee. The Advisory Committee shall submit to			
28	the Governor and the General Assembly an annual			
29	report of its activities, findings and recommendations			
30	by October 1 of each year.			
31	P. Out of this appropriation, <del>\$95,000</del> the first year and			
32	<del>\$95,000</del> the second year shall be used to continue the			
33	pilot project connecting public health providers to			
34	Carilion Health System's electronic health records			
35	system. The clinical sites shall be local health			
36	departments. The Department shall be responsible, in			
37	collaboration with the Carilion Health System, for			
38	designing, implementing, administering, and evaluating			
39	the pilot program. The amount allocated to each clinical			
40	site by the Department of Health shall be used to pay			
41	for operational support, infrastructure, software			
42	licensing, and connectivity.			
43	Q. Out of this appropriation, <del>\$50,000</del> \$42,500 the first			
44	year and <del>\$50,000</del> the second year from the general fund			
45	is provided to the Virginia Transplant Council to			
46	maintain and operate the Virginia Organ and Tissue			
47	Donor Registry.			
48	R. Out of this appropriation, <del>\$150,000</del> \$127,500 the			
49	first year and <del>\$150,000</del> the second year from the			
50	general fund shall be used for start-up costs related to			
51	pilot projects in the Northern Neck and Emporia,			
52	pursuant to Chapter 926 of the 2005 Acts of Assembly,			
53	to provide alternative arrangements for prenatal and			
54	delivery services in areas where obstetrical departments			
55	at community hospitals no longer exist.			
56	S. Out of this appropriation, <del>\$100,000</del> \$95,000 the first			
57	year and <del>\$100,000</del> \$90,000 the second year from the			
58	general fund shall be provided for grants to			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 297.</b>					
1	community-based programs that provide patient				
2	assistance, education, and family-centered support for				
3	individuals suffering from sickle cell disease. The				
4	department shall develop criteria for distributing these				
5	funds including specific goals and outcome measures. A				
6	report shall be submitted to the Chairmen of the House				
7	Appropriations and Senate Finance Committees				
8	detailing program outcomes by June 30 of each year.				
9	T. Out of this appropriation, \$25,000 the first year and				
10	\$25,000 the second year from the general fund shall be				
11	provided to the Virginia Dental Health Foundation for				
12	the Mission of Mercy (M.O.M.) dental project.				
13	U. Out of this appropriation, <del>\$100,000</del> \$90,000 the first				
14	year and <del>\$100,000</del> \$90,000 the second year from the				
15	general fund is provided to the Bedford Hospice House,				
16	Inc.				
17	V. Out of this appropriation, <del>\$250,000</del> \$225,000 the				
18	first year and <del>\$250,000</del> \$225,000 the second year from				
19	the general fund shall be provided to the Patient				
20	Advocate Foundation.				
21	W. Out of this appropriation, \$1,549,691 the first year				
22	and \$500,000 the second year from the general fund				
23	shall be provided to fund the Poison Control Centers.				
24	The Department of Health shall consolidate the services				
25	of all three Poison Control Centers into one statewide				
26	center by June 30, 2010.				
27	298. Drinking Water Improvement (50800).....			\$32,774,958	\$32,774,958
28	Drinking Water Regulation (50801).....	\$9,452,138	\$9,452,138		
29	Drinking Water Construction Financing (50802).....	\$23,092,124	\$23,092,124		
30	Public Health Toxicology (50805).....	\$230,696	\$230,696		
31	Fund Sources: General.....	\$9,629,829	\$9,629,829		
32	Special.....	\$3,753,341	\$3,753,341		
33	Dedicated Special Revenue.....	\$15,992,124	\$15,992,124		
34	Federal Trust.....	\$3,399,664	\$3,399,664		
35	Authority: §§ 32.1-163 through 32.1-176.7, 32.1-246,				
36	32.1-246.1, and 62.1-44.18 through 62.1-44.19:9, Code				
37	of Virginia; and P.L. 92-500, P.L. 93-523 and P.L.				
38	95-217, Federal Code.				
39	A. It is the intent of the General Assembly that the				
40	Virginia Department of Health be the agency designated				
41	to receive and manage general and nongeneral funds				
42	appropriated pursuant to the federal Safe Drinking				
43	Water Act of 1996.				
44	B. It is the intent of the General Assembly that the fee				
45	schedule for charges to community waterworks be				
46	adjusted to the level necessary to cover the cost of				
47	operating the Waterworks Technical Assistance				
48	Program, consistent with § 32.1-171.1, Code of				
49	Virginia.				
50	C. Out of this appropriation for the Drinking Water				
51	State Revolving Fund, the additional \$2,600,000 the				
52	first year and \$2,600,000 the second year from the				
53	general fund shall be distributed as grants.				

ITEM 298.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 299.	Environmental Health Hazards Control (56500) .....		\$7,848,724	\$7,848,724
2				\$7,778,724
3	State Office of Environmental Health Services (56501)...	\$4,058,290	\$4,058,290	
4	Shellfish Sanitation (56502) .....	\$2,177,972	\$2,177,972	
5	Bedding and Upholstery Inspection (56503) .....	\$260,872	\$260,872	
6	Radiological Health and Safety Regulation (56504) .....	\$1,351,590	\$1,351,590	
7				\$1,281,590
8	Fund Sources: General .....	\$5,938,973	\$5,938,973	
9	Special .....	\$628,430	\$628,430	
10				\$558,430
11	Federal Trust .....	\$1,281,321	\$1,281,321	
12	Authority: §§ 2.2-4002 B 16; 28.2-800 through			
13	28.2-825; and 32.1-212 through 32.1-245, Code of			
14	Virginia.			
15	A. Out of this appropriation, \$12,500 the first year and			
16	\$12,500 the second year shall be provided from the			
17	general fund for the activities of the Sewage Appeals			
18	Review Board.			
19	B. The Department of Health shall conduct a study			
20	which will examine the potential general fund savings			
21	of establishing and implementing a fee structure within			
22	the Shellfish Sanitation and Marina Program. The			
23	proposed fee structure would include new fees on			
24	shellfish packers, shippers, and crab meat processors,			
25	marina application, plan review, and permit renewals.			
26	The department shall present their findings and			
27	recommendations to the Secretary of Health and Human			
28	Resources and the Director, Department of Planning			
29	and Budget no later than August 1, 2008.			
30	C. Notwithstanding §32.1-218, Code of Virginia, excess			
31	bedding fee revenues from the second year, not to			
32	exceed \$60,000, shall be deposited into the general			
33	fund.			
34 300.	Emergency Preparedness (77500) .....		\$34,958,274	\$34,958,274
35	Emergency Preparedness and Response (77504) .....	\$34,958,274	\$34,958,274	
36	Fund Sources: Federal Trust .....	\$34,958,274	\$34,958,274	
37	Authority: § 32.1-2, 32.1-39, and 32.1-42, Code of			
38	Virginia.			
39 301.	Administrative and Support Services (49900) .....		\$15,549,158	\$15,549,158
40	General Management and Direction (49901) .....	\$5,497,080	\$5,497,080	
41	Information Technology Services (49902) .....	\$4,593,726	\$4,593,726	
42	Accounting and Budgeting Services (49903) .....	\$2,308,123	\$2,308,123	
43	Human Resources Services (49914) .....	\$1,949,833	\$1,949,833	
44	Procurement and Distribution Services (49918) .....	\$1,200,396	\$1,200,396	
45	Fund Sources: General .....	\$14,354,598	\$14,354,598	
46	Special .....	\$1,194,560	\$1,194,560	
47	Authority: §§ 3.1-530.1 through 3.1-530.9, 3.1-562.1			
48	through 3.1-562.10, 32.1-11.3 through 32.1-16 through			
49	32.1-23, 35.1-1 through 35.1-7, and 35.1-9 through			
50	35.1-28, Code of Virginia.			
51	That, notwithstanding the provisions of the fourth			
52	enactment clause of Chapters 924 and 610 of the 2005			



ITEM 301.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Acts of Assembly, the provisions of § 54.1-3041, Code				
2	of Virginia, that require medication aides to be				
3	registered by the Board of Nursing shall not be				
4	enforced until December 31, 2008.				
5	301.05. Executive Management (71300).....			(\$7,405,458)	(\$12,773,634)
6	Savings From Management Actions (71301).....	(\$7,405,458)	(\$12,773,634)		
7	Fund Sources: General.....	(\$7,405,458)	(\$12,773,634)		
8	Authority: Discretionary Inclusion				
9	Appropriation reductions in this Item and specified in				
10	Section 4-1.08 of this act shall apply notwithstanding				
11	any language and amounts to the contrary within other				
12	Items of this act.				
13	Total for Department of Health.....			<b>\$591,922,860</b>	<b>\$590,530,537</b>
14				<b>\$581,696,563</b>	<b>\$575,591,208</b>
15	General Fund Positions.....	1,678.00	1,678.00		
16		1,608.00	1,579.00		
17	Nongeneral Fund Positions.....	2,120.00	2,120.00		
18		2,067.00	2,043.00		
19	Position Level .....	3,798.00	3,798.00		
20		3,675.00	3,622.00		
21	Fund Sources: General.....	\$176,455,380	\$176,185,603		
22		\$169,074,602	\$163,842,372		
23	Special.....	\$143,971,111	\$145,021,144		
24		\$141,162,988	\$142,462,442		
25	Dedicated Special Revenue.....	\$115,724,338	\$115,724,338		
26	Federal Trust.....	\$155,772,031	\$153,599,452		
27		\$155,734,635	\$153,562,056		
28	<b>§ 1-92. DEPARTMENT OF HEALTH PROFESSIONS (223)</b>				
29	302. Higher Education Student Financial Assistance (10800)..			\$65,000	\$65,000
30	Scholarships (10810).....	\$65,000	\$65,000		
31	Fund Sources: Special.....	\$65,000	\$65,000		
32	Authority: Title 54.1-3011.2, Chapter 30, Code of				
33	Virginia.				
34	303. Regulation of Professions and Occupations (56000) .....			\$27,200,701	\$27,315,877
35	Technical Assistance to Regulatory Boards (56044).....	\$27,200,701	\$27,315,877		
36	Fund Sources: Trust and Agency .....	\$788,798	\$788,798		
37	Dedicated Special Revenue.....	\$26,107,673	\$26,222,849		
38	Federal Trust.....	\$304,230	\$304,230		
39	Authority: Title 54.1, Chapter 25, Code of Virginia.				
40	That, notwithstanding the provisions of the fourth				
41	enactment clause of Chapters 924 and 610 of the 2005				
42	Acts of Assembly, the provisions of § 54.1-3041, Code				
43	of Virginia, that require medication aides to be				
44	registered by the Board of Nursing shall not be				
45	enforced until December 31, 2008.				
46	Total for Department of Health Professions.....			<b>\$27,265,701</b>	<b>\$27,380,877</b>

ITEM 303.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Nongeneral Fund Positions.....	214.00	215.00		
2	Position Level .....	214.00	215.00		
3	Fund Sources: Special.....	\$65,000	\$65,000		
4	Trust and Agency .....	\$788,798	\$788,798		
5	Dedicated Special Revenue .....	\$26,107,673	\$26,222,849		
6	Federal Trust.....	\$304,230	\$304,230		
7	<b>§ 1-93. DEPARTMENT OF MEDICAL ASSISTANCE SERVICES (602)</b>				
8	304. Pre-Trial, Trial, and Appellate Processes (32100).....			\$10,529,376	\$10,753,523
9				\$11,598,106	\$10,472,050
10	Reimbursements for Medical Services Related to				
11	Involuntary Mental Commitments (32107).....	\$10,529,376	\$10,753,523		
12		\$11,598,106	\$10,472,050		
13	Fund Sources: General .....	\$10,529,376	\$10,753,523		
14		\$11,598,106	\$10,472,050		
15	Authority: § 37.2-809, Code of Virginia.				
16	A. Any balance, or portion thereof, in Reimbursements				
17	for Medical Services Related to Involuntary Mental				
18	Commitments (32107), may be transferred between				
19	Items 41, 42, 43, and 304 as needed, to address any				
20	deficits incurred for Involuntary Mental Commitments				
21	by the Supreme Court or the Department of Medical				
22	Assistance Services.				
23	B. Out of this appropriation, payments may be made				
24	from the Involuntary Mental Commitment Fund to				
25	licensed health care providers for medical screening and				
26	assessment services provided to persons with mental				
27	illness while in emergency custody pursuant to				
28	§ 37.2-808, Code of Virginia.				
29	<i>C. Pursuant to Section 4-1.05.a.4 of this act, \$4,472 of</i>				
30	<i>the June 30, 2008, balances required to be</i>				
31	<i>reappropriated have been transferred to the general</i>				
32	<i>fund.</i>				
33	305. Children's Health Insurance Program Delivery (44600)...			\$117,489,589	\$135,050,067
34				\$126,986,191	\$149,427,415
35	Reimbursements for Medical Services Provided Under				
36	the Family Access to Medical Insurance Security Plan				
37	(44602) .....	\$117,489,589	\$135,050,067		
38		\$126,986,191	\$149,427,415		
39	Fund Sources: General.....	\$27,055,729	\$33,201,896		
40		\$30,379,540	\$38,233,968		
41	Dedicated Special Revenue .....	\$14,065,627	\$14,065,627		
42	Federal Trust.....	\$76,368,233	\$87,782,544		
43		\$82,541,024	\$97,127,820		
44	Authority: Title 32.1, Chapter 13, Code of Virginia.				
45	A. Pursuant to Chapter 679, Acts of Assembly of 1997,				
46	the State Corporation Commission shall annually, on or				
47	before June 30, 1998, and each year thereafter,				
48	calculate the premium differential between: (i) 0.75				
49	percent of the direct gross subscriber fee income				
50	derived from eligible contracts and (ii) the amount of				
51	license tax revenue generated pursuant to subdivision A				
52	4 of § 58.1-2501 for the immediately preceding taxable				

ITEM 305.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	year and notify the Comptroller of the Commonwealth			
2	to transfer such amounts to the Family Access to			
3	Medical Insurance Security Plan Trust Fund as			
4	established on the books of the Comptroller.			
5	B. As a condition of this appropriation, revenues from			
6	the Family Access to Medical Insurance Security Plan			
7	Trust Fund, shall be used to match federal funds for the			
8	State Children's Health Insurance Program.			
9	C. Every eligible applicant for health insurance as			
10	provided for in Title 32.1, Chapter 13, Code of			
11	Virginia, shall be enrolled and served in the program.			
12	To the extent that appropriations in this Item are			
13	insufficient, the Director, Department of Planning and			
14	Budget shall transfer general fund appropriations from			
15	Items 306 and 310 into this Item, to be used as state			
16	match for federal Title XXI funds.			
17	D. Effective July 1, 2009, the Department of Medical			
18	Assistance Services shall have the authority to amend			
19	the Family Access to Medical Insurance Security Plan			
20	and related regulations to expand medical coverage to			
21	pregnant women who are over the age of 19 who are			
22	ineligible for Medicaid and have annual family income			
23	less than or equal to 200 percent of the Federal Poverty			
24	Level and to simplify the administration of the			
25	premium assistance program available to families with			
26	children eligible for FAMIS who have access to an			
27	employer-sponsored health insurance program. The			
28	medical coverage period shall apply to a woman during			
29	her pregnancy and extend no longer than the end of the			
30	month in which her 60-day postpartum period ends.			
31	Services provided during this coverage period shall			
32	include all services in the FAMIS State Plan with the			
33	exception of the Early Periodic Screening Diagnosis			
34	and Treatment Program. The department will continue			
35	to ensure the cost effectiveness of the premium			
36	assistance program.			
37	E. The Department of Medical Assistance Services shall			
38	have the authority to provide eligibility in the Family			
39	Access to Medical Insurance Security (FAMIS) Plan to			
40	infants born to mothers enrolled in FAMIS, for the			
41	month of birth plus two additional months, even if			
42	eligibility is not yet established for the newborn. If			
43	federal funds are not available for those months of			
44	eligibility, the department shall use state funding. The			
45	department shall promulgate emergency regulations to			
46	implement this amendment within 280 days or less			
47	from the enactment of this act.			
48	<i>F. Beginning with the June 2009 monthly capitation</i>			
49	<i>payment to managed care organizations, the</i>			
50	<i>Department of Medical Assistance Services shall make</i>			
51	<i>payment for the member months of each month in the</i>			
52	<i>first week of the subsequent month. The department</i>			
53	<i>shall have the authority to implement this</i>			
54	<i>reimbursement schedule change effective upon passage</i>			
55	<i>of this act, and prior to the completion of any</i>			
56	<i>regulatory process undertaken in order to effect such</i>			
57	<i>change.</i>			

ITEM 305.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 306.			\$5,493,345,441	\$5,793,807,165
2			\$5,497,833,213	\$5,933,087,351
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ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Mental Retardation Waiver, the Mental Retardation Day			
2	Support Waiver, or the Individual and Family			
3	Developmental Disabilities Support waiver.			
4	D. Out of this appropriation, the Department of Medical			
5	Assistance Services shall provide coverage of intensive			
6	assisted living care to residents of licensed Adult Care			
7	Residences who are Auxiliary Grant recipients.			
8	Individuals entitled to benefits under this section are			
9	not entitled to benefits under Item 308.			
10	E. If any part, section, subsection, paragraph, clause, or			
11	phrase of this Item or the application thereof is declared			
12	by the United States Department of Health and Human			
13	Services or the Centers for Medicare and Medicaid			
14	Services to be in conflict with a federal law or			
15	regulation, such decisions shall not affect the validity of			
16	the remaining portions of this Item, which shall remain			
17	in force as if this Item had passed without the			
18	conflicting part, section, subsection, paragraph, clause,			
19	or phrase. Further, if the United States Department of			
20	Health and Human Services or the Centers for Medicare			
21	and Medicaid Services determines that the process for			
22	accomplishing the intent of a part, section, subsection,			
23	paragraph, clause, or phrase of this Item is out of			
24	compliance or in conflict with federal law and			
25	regulation and recommends another method of			
26	accomplishing the same intent, the Director of the			
27	Department of Medical Assistance Services, after			
28	consultation with the Attorney General, is authorized to			
29	pursue the alternative method.			
30	F.1. Included in this appropriation is <del>\$64,219,072</del>			
31	\$59,042,780 from the general fund and <del>\$64,219,072</del>			
32	\$59,042,780 from nongeneral funds in the first year and			
33	<del>\$68,714,408</del> \$67,328,586 from the general fund and			
34	<del>\$68,714,408</del> \$67,328,586 from nongeneral funds in the			
35	second year to reimburse the Virginia Commonwealth			
36	University Health System for indigent health care costs.			
37	This funding is comprised of disproportionate share			
38	hospital (DSH) payments, indirect medical education			
39	(IME) payments, and any Medicaid profits realized by			
40	the Health System. Payments made from the federal			
41	DSH fund shall be made in accordance with 42 USC			
42	1396r-4.			
43	2. Included in this appropriation is \$37,306,516 from			
44	the general fund and \$37,306,516 from nongeneral			
45	funds in the first year and \$42,157,704 from the			
46	general fund and \$42,157,704 from nongeneral funds in			
47	the second year to reimburse the University of Virginia			
48	Health System for indigent health care costs. This			
49	funding is comprised of disproportionate share hospital			
50	(DSH) payments, indirect medical education (IME)			
51	payments, and any Medicaid profits realized by the			
52	Health System. Payments made from the federal DSH			
53	fund shall be made in accordance with 42 USC			
54	1396r-4.			
55	G. The department shall establish a program to more			
56	effectively manage those Medicaid recipients who			
57	receive the highest cost care. To implement the			
58	program, the department shall establish uniform criteria			
59	for the program, including criteria for the high cost			

ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	recipients, providers and reimbursement, service limits,			
2	assessment and authorization limits, utilization review,			
3	quality assessment, appeals and other such criteria as			
4	may be deemed necessary to define the program. The			
5	department shall seek any necessary approval from the			
6	Centers for Medicare and Medicaid Services, and shall			
7	promulgate such regulations as may be deemed			
8	necessary to implement this program.			
9	H. The Department of Medical Assistance Services and			
10	the Virginia Department of Health shall work with			
11	representatives of the dental community: to expand the			
12	availability and delivery of dental services to pediatric			
13	Medicaid recipients; to streamline the administrative			
14	processes; and to remove impediments to the efficient			
15	delivery of dental services and reimbursement thereof.			
16	The Department of Medical Assistance Services shall			
17	report its efforts to expand dental services to the			
18	Chairmen of the House Appropriations and Senate			
19	Finance Committees and the Department of Planning			
20	and Budget by December 15 each year.			
21	I. The Department of Medical Assistance Services shall			
22	implement continued enhancements to the prospective			
23	drug utilization review (pro-DUR) program. The			
24	Department shall continue the Pharmacy Liaison			
25	Committee and the pro-DUR Committee. The			
26	department shall continue to work with the Pharmacy			
27	Liaison Committee to implement initiatives for the			
28	promotion of cost-effective services delivery as may be			
29	appropriate. The department shall report on the			
30	Pharmacy Liaison Committee's and the pro-DUR			
31	Committee's activities to the Board of Medical			
32	Assistance Services and to the Chairmen of the House			
33	Appropriations and Senate Finance Committees and the			
34	Department of Planning and Budget no later than			
35	December 15 each year of the biennium.			
36	J. It is the intent of the General Assembly that the			
37	medically needy income limits for the Medicaid			
38	program are adjusted annually to account for changes in			
39	the Consumer Price Index.			
40	K. The Department of Medical Assistance Services			
41	shall not require dentists who agree to participate in the			
42	delivery of Medicaid pediatric dental care services, or			
43	services provided to enrollees in the Family Access to			
44	Medical Insurance Security (FAMIS) Plan or any			
45	variation of FAMIS, to also deliver services to			
46	subscribers enrolled in commercial plans of the			
47	managed care vendor, unless the dentist is a willing			
48	participant in the commercial managed care plan.			
49	L. It is the intent of the General Assembly that the use			
50	of the new atypical medications to treat seriously			
51	mentally ill Medicaid recipients should be supported by			
52	the formularies used to reimburse claims under the			
53	Medicaid fee-for-service and managed care plans.			
54	M.1. The Department of Medical Assistance Services			
55	shall have the authority to seek federal approval of			
56	changes to its MEDALLION waiver and its Medallion			
57	II waiver.			

ITEM 306.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. In order to conform the state regulations to the				
2	federally approved changes and to implement the				
3	provisions of this act, the department shall promulgate				
4	emergency regulations to become effective within 280				
5	days or less from the enactment of this act. The				
6	department shall implement these necessary regulatory				
7	changes to be consistent with federal approval of the				
8	waiver changes.				
9	N. The Department of Medical Assistance Services				
10	shall develop and pursue cost saving strategies				
11	internally and with the cooperation of the Department				
12	of Social Services, Virginia Department of Health,				
13	Office of the Attorney General, Comprehensive				
14	Services Act program, Department of Education,				
15	Department of Juvenile Justice, Department of Mental				
16	Health, Mental Retardation and Substance Abuse				
17	Services, Virginia Department for the Aging,				
18	Department of the Treasury, University of Virginia				
19	Health System, Virginia Commonwealth University				
20	Health System Authority, Department of Corrections,				
21	federally qualified health centers, local health				
22	departments, local school divisions, community service				
23	boards, local hospitals, and local governments, that				
24	focus on optimizing Medicaid claims and cost				
25	recoveries. Any revenues generated through these				
26	activities shall be transferred to the Virginia Health				
27	Care Fund to be used for the purposes specified in this				
28	Item.				
29	O. The Department of Medical Assistance Services				
30	shall retain the savings necessary to reimburse a vendor				
31	for its efforts to implement paragraph N of this Item.				
32	However, prior to reimbursement, the Department shall				
33	identify for the Secretary of Health and Human				
34	Resources each of the vendor's revenue maximization				
35	efforts and the manner in which each vendor would be				
36	reimbursed. No reimbursement shall be made to the				
37	vendor without the prior approval of the above plan by				
38	the Secretary.				
39	P. The Department of Medical Assistance Services in				
40	cooperation with the State Executive Council, shall				
41	provide semi-annual training to local Comprehensive				
42	Services Act teams on the procedures for use of				
43	Medicaid for residential treatment and treatment foster				
44	care services, including, but not limited to, procedures				
45	for determining eligibility, billing, reimbursement, and				
46	related reporting requirements. The department shall				
47	include in this training information on the proper				
48	utilization of inpatient and outpatient mental health				
49	services as covered by the Medicaid State Plan.				
50	Q. Contingent upon approval by the Centers for				
51	Medicare and Medicaid Services to implement a new				
52	Independence Plus Home and Community Based				
53	Services Waiver, the Department of Medical Assistance				
54	Services shall promulgate emergency regulations to				
55	become effective within 280 days or less from the				
56	enactment date of this act. The department shall				
57	implement these necessary regulatory changes to be				
58	consistent with federal approval of the waiver				
59	application developed by the department and				
60	stakeholders. In the event a recipient of a waiver slot				

ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	under the Independence Plus Home and Community			
2	Based Services Waiver exits the program, funding for			
3	the slot shall revert to the waiver program from which			
4	the recipient came.			
5	R.I. Notwithstanding § 32.1-331.12 et seq., Code of			
6	Virginia, the Department of Medical Assistance			
7	Services, in consultation with the Department of Mental			
8	Health, Mental Retardation and Substance Abuse			
9	Services, shall amend the State Plan for Medical			
10	Assistance Services to modify the delivery system of			
11	pharmaceutical products to include a Preferred Drug			
12	List. In developing the modifications, the department			
13	shall consider input from physicians, pharmacists,			
14	pharmaceutical manufacturers, patient advocates, and			
15	others, as appropriate.			
16	2.a. The department shall utilize a Pharmacy and			
17	Therapeutics Committee to assist in the development			
18	and ongoing administration of the Preferred Drug List			
19	program. The Pharmacy and Therapeutics Committee			
20	shall be composed of 8 to 12 members, including the			
21	Commissioner of the Department of Mental Health,			
22	Mental Retardation and Substance Abuse Services, or			
23	his designee. Other members shall be selected or			
24	approved by the department. The membership shall			
25	include a ratio of physicians to pharmacists of 2:1 and			
26	the department shall ensure that at least one-half of the			
27	physicians and pharmacists are either direct providers or			
28	are employed with organizations that serve recipients			
29	for all segments of the Medicaid population. Physicians			
30	on the Committee shall be licensed in Virginia, one of			
31	whom shall be a psychiatrist, and one of whom			
32	specializes in care for the aging. Pharmacists on the			
33	Committee shall be licensed in Virginia, one of whom			
34	shall have clinical expertise in mental health drugs, and			
35	one of whom has clinical expertise in community-based			
36	mental health treatment. The Pharmacy and			
37	Therapeutics Committee shall recommend to the			
38	Department (i) which therapeutic classes of drugs			
39	should be subject to the Preferred Drug List program			
40	and prior authorization requirements; (ii) specific drugs			
41	within each therapeutic class to be included on the			
42	preferred drug list; (iii) appropriate exclusions for			
43	medications, including atypical anti-psychotics, used for			
44	the treatment of serious mental illnesses such as			
45	bi-polar disorders, schizophrenia, and depression; (iv)			
46	appropriate exclusions for medications used for the			
47	treatment of brain disorders, cancer and HIV-related			
48	conditions; (v) appropriate exclusions for therapeutic			
49	classes in which there is only one drug in the			
50	therapeutic class or there is very low utilization, or for			
51	which it is not cost-effective to include in the Preferred			
52	Drug List program; and (vi) appropriate grandfather			
53	clauses when prior authorization would interfere with			
54	established complex drug regimens that have proven to			
55	be clinically effective. In developing and maintaining			
56	the preferred drug list, the cost effectiveness of any			
57	given drug shall be considered only after it is			
58	determined to be safe and clinically effective.			
59	b. The Pharmacy and Therapeutics Committee shall			
60	schedule meetings at least quarterly and may meet at			
61	other times at the discretion of the Chairperson and			



ITEM 306.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	members. At the meetings, the Pharmacy and				
2	Therapeutics committee shall review any drug in a class				
3	subject to the Preferred Drug List that is newly				
4	approved by the Federal Food and Drug Administration,				
5	provided there is at least thirty (30) days notice of such				
6	approval prior to the date of the quarterly meeting.				
7	3. The department shall establish a process for acting				
8	on the recommendations made by the Pharmacy and				
9	Therapeutics Committee, including documentation of				
10	any decisions which deviate from the recommendations				
11	of the Committee.				
12	4. The Preferred Drug List program shall include				
13	provisions for (i) the dispensing of a 72-hour				
14	emergency supply of the prescribed drug when				
15	requested by a physician and a dispensing fee to be				
16	paid to the pharmacy for such supply; (ii) prior				
17	authorization decisions to be made within 24 hours and				
18	timely notification of the recipient and/or the				
19	prescribing physician of any delays or negative				
20	decisions; (iii) an expedited review process of denials				
21	by the department; and (iv) consumer and provider				
22	education, training and information regarding the				
23	Preferred Drug List prior to implementation, and				
24	ongoing communications to include computer access to				
25	information and multilingual material.				
26	5. The Preferred Drug List program shall generate				
27	savings as determined by the department that are net of				
28	any administrative expenses to implement and				
29	administer the program.				
30	6. Notwithstanding § 32.1-331.12 et seq., Code of				
31	Virginia, to implement these changes, the Department				
32	of Medical Assistance Services shall promulgate				
33	emergency regulations to become effective within 280				
34	days or less from the enactment of this act. With				
35	respect to such state plan amendments and regulations,				
36	the provisions of § 32.1-331.12 et seq., Code of				
37	Virginia, shall not apply. In addition, the department				
38	shall work with the Department of Mental Health,				
39	Mental Retardation, and Substance Abuse Services to				
40	consider utilizing a Preferred Drug List program for its				
41	non-Medicaid clients.				
42	7. The Department of Medical Assistance Services shall				
43	exempt antidepressant and anti-anxiety medications used				
44	for the treatment of mental illness from the Medicaid				
45	Preferred Drug List program. The Director of the				
46	Department of Medical Assistance Services, in				
47	cooperation with the Department of Mental Health,				
48	Mental Retardation and Substance Abuse Services, shall				
49	provide a report to the Chairmen of the House				
50	Appropriations and Senate Finance Committees by				
51	December 1, 2008, on the impact on patient care and				
52	costs of including these medications in the Preferred				
53	Drug List in the future.				
54	8. The department shall provide to the Governor; the				
55	House Committees on Appropriations, and Health,				
56	Welfare and Institutions; the Senate Committees on				
57	Finance, and Education and Health; and the Joint				
58	Commission on Health Care a report on the Preferred				

ITEM 306.	Item Details(\$)		Appropriations(\$)	
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1	Drug List (PDL) Program no later than November 1 of			
2	each year. The report shall include the direct savings			
3	attributed to the PDL for the prior fiscal year, an			
4	estimated savings of the program for the next fiscal			
5	year, and the cost to administer the PDL.			
6	S.I. The Department of Medical Assistance Services			
7	shall reimburse school divisions who sign an agreement			
8	to provide administrative support to the Medicaid			
9	program and who provide documentation of			
10	administrative expenses related to the Medicaid			
11	program 50 percent of the Federal Financial			
12	Participation by the department.			
13	2. <i>The department shall retain five percent of the</i>			
14	<i>Federal Financial Participation for reimbursement to</i>			
15	<i>school divisions for medical and transportation</i>			
16	<i>services. This reimbursement will cover the</i>			
17	<i>department's costs in assisting school divisions in</i>			
18	<i>submitting cost reports.</i>			
19	T. In the event that the Department of Medical			
20	Assistance Services decides to contract for			
21	pharmaceutical benefit management services to			
22	administer, develop, manage, or implement Medicaid			
23	pharmacy benefits, the Department shall establish the			
24	fee paid to any such contractor based on the reasonable			
25	cost of services provided. The Department may not			
26	offer or pay directly or indirectly any material			
27	inducement, bonus, or other financial incentive to a			
28	program contractor based on the denial or			
29	administrative delay of medically appropriate			
30	prescription drug therapy, or on the decreased use of a			
31	particular drug or class of drugs, or a reduction in the			
32	proportion of beneficiaries who receive prescription			
33	drug therapy under the Medicaid program. Bonuses			
34	cannot be based on the percentage of cost savings			
35	generated under the benefit management of services.			
36	U.I. The Department of Medical Assistance Services			
37	shall amend the State Plan for Medical Assistance to			
38	modify the reimbursement methodology used to			
39	reimburse for generic drug products. The new			
40	methodology shall reimburse for the product cost based			
41	on a Maximum Allowable Cost list to be established by			
42	the department. Such amendments shall be effective			
43	within 280 days or less from the enactment of this act.			
44	2. In developing the maximum allowable cost (MAC)			
45	reimbursement rate for generic pharmaceuticals, the			
46	department shall: (i) if publicly available, publish the			
47	factors used to set state MAC rates, including the			
48	identity of the reference product used to set the MAC			
49	rate; the GCN number of the reference product; the			
50	factor by which the MAC rate exceeds the reference			
51	product price, which shall be not less than 110 percent			
52	of the lowest-published wholesale acquisition cost for			
53	products widely available for purchase in the state, and			
54	included in national pricing compendia; and the identity			
55	and date of the published compendia used to determine			
56	the reference product and set the MAC rate; (ii)			
57	identify three different suppliers that are able to supply			
58	the product and from whom pharmacies are able to			
59	purchase sufficient quantities of the drug. The drugs			

ITEM 306.		Item Details(\$)		Appropriations(\$)	
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1	considered must be listed as therapeutically and				
2	pharmaceutically equivalent in the FDA's most recent				
3	version of the "Orange Book"; (iii) identify that the use				
4	of a MAC rate is lower than the Federal Upper Limit				
5	(FUL) for the drug, or the development of a MAC rate				
6	that does not have a FUL will not result in the use of				
7	higher-cost innovator brand name or single source				
8	drugs in the Medicaid program; and (iv) distribute the				
9	list of state MAC rates to pharmacy providers in a				
10	timely manner prior to the implementation of MAC				
11	rates and subsequent modifications.				
12	3. The department shall: (i) review and update the list				
13	of MAC rates at least quarterly; (ii) implement and				
14	maintain a procedure to eliminate products from the				
15	list, or modify MAC rates, consistent with changes in				
16	the marketplace; and (iii) provide an administrative				
17	appeals procedure to allow a dispensing provider to				
18	contest a listed MAC rate.				
19	4. The department shall conduct an analysis of the				
20	fiscal impact of the implementation of "Average				
21	Manufacturer Price" (AMP), as required by the federal				
22	Deficit Reduction Act of 2005, Public Law 109-171.				
23	Upon the later of April 15, 2008, or 90 days after the				
24	effective date of the regulation that the United States				
25	Secretary of Health and Human Services must				
26	promulgate under Section 6001(c)(3) of the 'Deficit				
27	Reduction Act of 2005,' Pub. L. No. 109-171, the				
28	department shall report to the Governor and the				
29	chairmen of the Senate Finance and House				
30	Appropriations Committees the amount of savings				
31	anticipated in the Medicaid Forecast as a result of this				
32	change in federal law. In the event that anticipated				
33	pharmacy savings exceed the amount of savings				
34	assumed in the Medicaid Forecast, the department shall				
35	make recommendations concurrently with the report				
36	regarding the adjustment of pharmacy dispensing fees				
37	based on the impact of changes in local pharmacy				
38	reimbursements.				
39	V. 1. Out of this appropriation, the dedicated special				
40	fund appropriation for Medical Assistance Services				
41	includes <del>\$305,917,459</del> \$299,233,251 the first year and				
42	<del>\$303,303,325</del> \$458,719,489 the second year from the				
43	Virginia Health Care Fund.				
44	2. Notwithstanding any other provision of law, the State				
45	Comptroller shall deposit 50 percent of the				
46	Commonwealth's allocation of the Strategic				
47	Contribution Fund payment pursuant to the Master				
48	Settlement Agreement with tobacco product				
49	manufacturers into the Virginia Health Care Fund.				
50	W. The Department of Medical Assistance Services				
51	shall ensure that in the process of developing the				
52	Preferred Drug List, the Pharmacy and Therapeutics				
53	Committee considers the value of including those				
54	prescription medications which improve drug regimen				
55	compliance, reduce medication errors, or decrease				
56	medication abuse through the use of medication				
57	delivery systems that include, but are not limited to,				
58	transdermal and injectable delivery systems.				

ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	X. The Department of Medical Assistance Services, in			
2	cooperation with the Department of Social Services'			
3	Division of Child Support Enforcement, shall identify			
4	and initiate third party recovery actions where there is a			
5	medical support order requiring a noncustodial parent to			
6	contribute to the medical cost of a child who is			
7	enrolled in the Medicaid or Family Access to Medical			
8	Insurance Security (FAMIS) Programs.			
9	Y.1. Within the limits of this appropriation, the			
10	Department of Medical Assistance Services shall work			
11	with its contracted managed care organizations and			
12	fee-for-service health care providers to: (i) raise			
13	awareness among the providers who serve the Medicaid			
14	population about the health risks of chronic kidney			
15	disease; (ii) establish effective means of identifying			
16	patients with this condition; and (iii) develop strategies			
17	for improving the health status of these patients. The			
18	Department shall work with the National Kidney			
19	Foundation to prepare and disseminate information for			
20	physicians and other health care providers regarding			
21	generally accepted standards of clinical care and the			
22	benefits of early identification of individuals at highest			
23	risk of chronic kidney disease.			
24	2. Effective July 1, 2006, the department shall request			
25	any clinical laboratory performing a serum creatinine			
26	test on a Medicaid recipient over the age of 18 years to			
27	calculate and report to the physician the estimated			
28	glomerular filtration rate (eGFR) of the patient and			
29	shall report it as a percent of kidney function			
30	remaining.			
31	Z.1. The Director, Department of Planning and Budget			
32	is authorized to transfer amounts, as needed, from			
33	Medicaid Program Services (program 45600) to			
34	Administrative and Support Services (program 49900)			
35	to fund administrative expenditures associated with			
36	contracts between the Department of Medical			
37	Assistance Services and companies providing disease			
38	state and chronic care management programs services			
39	for Medicaid recipients. The department shall have the			
40	authority to promulgate emergency regulations to			
41	implement this amendment within 280 days or less			
42	from the enactment of this act.			
43	2. The department shall report on its efforts to contract			
44	for and implement disease state and chronic care			
45	management programs in the Medicaid program by			
46	November 1 of each year of the biennium, to the			
47	Chairmen of the Senate Finance and House			
48	Appropriations Committees and the Department of			
49	Planning and Budget. The report shall include			
50	estimates of savings that may result from such			
51	programs.			
52	AA.1. Notwithstanding the provisions of			
53	§ 32.1-325.1:1, Code of Virginia, upon identifying that			
54	an overpayment for medical assistance services has			
55	been made to a provider, the Director, Department of			
56	Medical Assistance Services shall notify the provider of			
57	the amount of the overpayment. Such notification of			
58	overpayment shall be issued within the earlier of (i)			
59	four years after payment of the claim or other payment			

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1				
2	request, or (ii) four years after filing by the provider of			
3	the complete cost report as defined in the Department			
4	of Medical Assistance Services' regulations, or (iii) 15			
5	months after filing by the provider of the final complete			
6	cost report as defined in the Department of Medical			
7	Assistance Services' regulations subsequent to sale of			
8	the facility or termination of the provider.			
9				
10	2. Notwithstanding the provisions of § 32.1-325.1,			
11	Code of Virginia, the director shall issue an informal			
12	fact-finding conference decision concerning provider			
13	reimbursement in accordance with the State Plan for			
14	Medical Assistance, the provisions of § 2.2-4019, Code			
15	of Virginia, and applicable federal law. The informal			
16	fact-finding conference decision shall be issued within			
17	180 days of the receipt of the appeal request. If the			
18	agency does not render an informal fact-finding			
19	conference decision within 180 days of the receipt of			
20	the appeal request, the decision is deemed to be in			
21	favor of the provider. An appeal of the director's			
22	informal fact-finding conference decision concerning			
23	provider reimbursement shall be heard in accordance			
24	with § 2.2-4020 of the Administrative Process Act			
25	(§ 2.2-4020 et seq.) and the State Plan for Medical			
26	Assistance provided for in § 32.1-325, Code of			
27	Virginia. Once a final agency case decision has been			
28	made, the director shall undertake full recovery of such			
29	overpayment whether or not the provider disputes, in			
30	whole or in part, the informal fact-finding conference			
31	decision or the final agency case decision. Interest			
32	charges on the unpaid balance of any overpayment shall			
33	accrue pursuant to § 32.1-313, Code of Virginia, from			
34	the date the Director's agency case decision becomes			
35	final.			
36				
37	BB. Any hospital that was designated a			
38	Medicare-dependent small rural hospital, as defined in			
39	42 U.S.C. §1395ww (d) (5) (G) (iv) prior to October 1,			
40	2004, shall be designated a rural hospital pursuant to 42			
41	U.S.C. §1395ww (d) (8) (ii) (II) on or after September			
42	30, 2004.			
43				
44	CC.1. The Department of Medical Assistance Services			
45	may amend the State Plan for Medical Assistance			
46	Services to modify the delivery system of			
47	pharmaceutical products to include a specialty drug			
48	program. In developing the modifications, the			
49	department shall consider input from physicians,			
50	pharmacists, pharmaceutical manufacturers, patient			
51	advocates, the Pharmacy Liaison Committee, and others			
52	as appropriate.			
53				
54	2. In developing the specialty drug program to			
55	implement appropriate care management and control			
56	drug expenditures, the department shall contract with a			
57	vendor who will develop a methodology for the			
58	reimbursement and utilization through appropriate case			
59	management of specialty drugs and distribute the list of			
	specialty drug rates, authorized drugs and utilization			
	guidelines to medical and pharmacy providers in a			
	timely manner prior to the implementation of the			
	specialty drug program and publish the same on the			
	department's website.			

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	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. In the event that the Department of Medical			
2	Assistance Services contracts with a vendor, the			
3	department shall establish the fee paid to any such			
4	contractor based on the reasonable cost of services			
5	provided. The department may not offer or pay directly			
6	or indirectly any material inducement, bonus, or other			
7	financial incentive to a program contractor based on the			
8	denial or administrative delay of medically appropriate			
9	prescription drug therapy, or on the decreased use of a			
10	particular drug or class of drugs, or a reduction in the			
11	proportion of beneficiaries who receive prescription			
12	drug therapy under the Medicaid program. Bonuses			
13	cannot be based on the percentage of cost savings			
14	generated under the benefit management of services.			
15	4. The department shall: (i) review, update and publish			
16	the list of authorized specialty drugs, utilization			
17	guidelines, and rates at least quarterly; (ii) implement			
18	and maintain a procedure to revise the list or modify			
19	specialty drug program utilization guidelines and rates,			
20	consistent with changes in the marketplace; and (iii)			
21	provide an administrative appeals procedure to allow			
22	dispensing or prescribing provider to contest the listed			
23	specialty drugs and rates.			
24	5. The department shall report on savings and quality			
25	improvements achieved through the implementation			
26	measures for the specialty drug program to the			
27	Chairmen of the House Appropriations and Senate			
28	Finance Committees, the Joint Commission on Health			
29	Care, and the Department of Planning and Budget by			
30	November 1 of each year.			
31	6. The department shall have authority to enact			
32	emergency regulations under § 2.2-4011 of the			
33	Administrative Process Act to effect these provisions.			
34	DD. The Department of Medical Assistance Services			
35	has the authority to implement cost-based			
36	reimbursement for special education health services			
37	furnished by school division providers effective July 1,			
38	2006. School division providers shall file annual cost			
39	reports for these services and the department shall settle			
40	reimbursement to actual costs. Reimbursement to			
41	school divisions shall continue to be subject to the			
42	provisions of § 32.1-326.3(A)(1) of the Code of			
43	Virginia that only the federal share shall be reimbursed			
44	for special education health services and that local			
45	governments fund the state match for special education			
46	health services provided by school divisions.			
47	EE. The Department of Medical Assistance Services			
48	shall work with representatives of the nursing home			
49	provider associations to develop a revised cost-reporting			
50	methodology which improves the timeliness and			
51	efficiency of the current process. A specific goal of			
52	such an enhanced process would be to decrease by one			
53	year the look-back period used within the biennial cost			
54	ceiling rebase determination.			
55	FF. The Department of Medical Assistance Services			
56	shall have the authority to amend the State Plan of			
57	Medical Assistance Services to implement modifications			
58	to the Medicaid program to comply with the mandated			

ITEM 306.		Item Details(\$)		Appropriations(\$)	
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1	provisions of the federal Deficit Reduction Omnibus				
2	Reconciliation Act of 2005. This authorization shall				
3	apply only to those provisions the states are required to				
4	implement within 280 days of enactment of this				
5	Appropriation Act. The department shall have the				
6	authority to enact emergency regulations under				
7	§ 2.2-4011 of the Administrative Process Act to effect				
8	this provision. The department shall notify the				
9	Chairmen of the House Appropriations and Senate				
10	Finance Committees no less than 30 days prior to the				
11	submission of amendments to the State Plan of Medical				
12	Assistance Services.				
13	GG. The Department of Medical Assistance Services, in				
14	consultation with the appropriate stakeholders, shall				
15	develop a long-range blueprint for the development and				
16	implementation of an integrated acute and long-term				
17	care system. This plan shall: (i) explain how the				
18	various community and state level stakeholders will be				
19	involved in the development and implementation of the				
20	new program model(s); (ii) describe the various steps				
21	for development and implementation of the program				
22	model(s), including a review of other states' models,				
23	funding, populations served, services provided,				
24	education of clients and providers, and location of				
25	programs; (iii) describe how the existing system is				
26	funded and how integration will impact funding; and				
27	(iv) describe the evaluation methods that will be used				
28	to ensure that the program provides access, quality, and				
29	consumer satisfaction.				
30	HH. The Department of Medical Assistance Services				
31	shall implement one or more Program for All Inclusive				
32	Care for the Elderly (PACE) programs.				
33	II. The Department of Medical Assistance Services				
34	shall amend its State Plan for Medical Assistance				
35	Services to develop and implement a regional model for				
36	the integration of acute and long-term care services.				
37	This model would be offered to elderly and disabled				
38	clients on a mandatory basis. The Department shall				
39	promulgate emergency regulations to implement this				
40	amendment within 280 days or less from the enactment				
41	of this act.				
42	JJ.1. The Director, Department of Medical Assistance				
43	Services shall seek the necessary waiver from the				
44	United States Centers for Medicare and Medicaid				
45	Services to expand eligibility for Medicaid coverage of				
46	family planning services to individuals with a family				
47	income up to 133 percent of the federal poverty level.				
48	For the purposes of this section, family planning				
49	services shall not cover payment for abortion services				
50	and no funds shall be used to perform, assist,				
51	encourage or make direct referrals for abortions. The				
52	Department of Medical Assistance Services shall				
53	promulgate emergency regulations to implement this				
54	amendment within 280 days or less from the enactment				
55	date of this act.				
56	2. The Department of Medical Assistance Services				
57	shall, if feasible and consistent with federal				
58	requirements, seek the necessary waiver from the				
59	Centers for Medicare and Medicaid Services to expand				

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1	eligibility for Medicaid coverage of family planning			
2	services to individuals with a family income above 133			
3	percent of the federal poverty level up to an eligibility			
4	level that will not compromise federal budget neutrality			
5	for the waiver, but not to exceed 200 percent of the			
6	federal poverty level.			
7	KK.1. Contingent upon approval by the Centers for			
8	Medicare and Medicaid Services as part of the Money			
9	Follows the Person demonstration grant, the Department			
10	of Medical Assistance Services shall seek federal			
11	approval for necessary changes to home and			
12	community-based 1915(c) waivers to allow individuals			
13	transitioning from institutions to receive care in the			
14	community. The Department of Medical Assistance			
15	Services shall promulgate any necessary emergency			
16	regulations within 280 days or less from the enactment			
17	date of this act.			
18	2. The Department of Medical Assistance Services shall			
19	amend the Individual and Family Developmental			
20	Disabilities Support (DD) Waiver to add 30 new slots			
21	(15 each fiscal year) and the Mental Retardation (MR)			
22	Waiver to add 220 new slots (110 each fiscal year)			
23	which will be reserved for individuals transitioning out			
24	of institutional settings through the Money Follows the			
25	Person Demonstration. The Department of Medical			
26	Assistance Services shall seek federal approval for			
27	necessary changes to the DD and MR waiver			
28	applications to add the additional slots. Additionally,			
29	the department shall have authority to implement the			
30	Money Follows the Person Demonstration prior to the			
31	completion of any regulatory process undertaken in			
32	order to affect the program.			
33	LL. The Department of Medical Assistance Services			
34	shall have the authority to amend the managed care			
35	waiver to allow the department to enroll adoption			
36	assistance recipients into managed care organizations as			
37	defined in 12 VAC 30-120-360 through 12 VA			
38	30-120-420. In addition, the department shall have the			
39	authority to amend the State Plans for Titles XIX			
40	(Medical Assistance) and XXI (Family Access to			
41	Medical Insurance Security Plan - FAMIS) of the			
42	Social Security Act, as required by applicable statute			
43	and regulations to provide managed care services to			
44	adoption assistance recipients. The Department of			
45	Medical Assistance Services shall have the authority to			
46	promulgate emergency regulations to implement this			
47	amendment within 280 days or less from the enactment			
48	of this act.			
49	MM. The Department of Medical Assistance Services			
50	shall be authorized, in collaboration with the Virginia			
51	Commonwealth University Health System (VCUHS), to			
52	seek a waiver from the Centers for Medicare and			
53	Medicaid Services (CMS) to permit use of			
54	Disproportionate Share Hospital (DSH) funds to allow			
55	the VCUHS (Hospital and Physician Practice) to			
56	continue the existing partnership with community			
57	physicians and with any community hospitals who are			
58	providing less costly health care services to eligible			
59	indigent patients for VCUHS. As part of the waiver			
60	application process the parties shall develop estimates			



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1	of the cost of the program to the state and federal				
2	governments, and shall report the findings to the				
3	Governor and to the Chairman of the House				
4	Appropriations and the Senate Finance Committees. If				
5	the Director, Department of Planning and Budget,				
6	determines that the waiver program would not require				
7	additional state funds, the program shall be				
8	implemented upon receiving CMS approval. If				
9	additional state funding is needed, the program shall				
10	not be implemented until such funding is authorized				
11	through the budget process.				
12	NN. The Department of Medical Assistance Services				
13	shall, at the direction of the Secretary of Health and				
14	Human Resources, amend the State Plan for Medical				
15	Assistance to count all life estates as a resource in the				
16	determination of Medicaid eligibility for covered groups				
17	for which a resource determination is required,				
18	including those individuals requesting Medicaid				
19	payment of long-term care services. Life estates held in				
20	the property serving as the principal residence at the				
21	time an individual becomes institutionalized are not a				
22	countable resource in the Medicaid determination for				
23	the first six months following admission to a long-term				
24	care facility. This provision shall apply only to life				
25	estates created after the effective date of agency				
26	regulations implementing this provision. The				
27	department shall have the authority to promulgate				
28	emergency regulations to implement this amendment				
29	within 280 days or less from the enactment of this act.				
30	OO. The Department of Medical Assistance Services				
31	shall have the authority to implement prior				
32	authorization and utilization review for				
33	community-based mental health services for children				
34	and adults. The department shall have the authority to				
35	promulgate emergency regulations to implement this				
36	amendment within 280 days or less from the enactment				
37	of this act.				
38	PP. The Department of Medical Assistance Services				
39	shall amend the State Plan of Medical Assistance				
40	Services to implement a "site of service"				
41	reimbursement differential using Medicare facility				
42	relative value units (RVUs) for facility-based services				
43	instead of non-facility RVUs, as defined in the				
44	Resource Based Relative Value System (RBRVS)				
45	methodology prescribed in 12VAC30-80-190, state				
46	agency fee schedule for RBRVS. The implementation				
47	of facility RVUs shall be budget neutral. The				
48	department shall reallocate changes in expenditures				
49	from implementing this site of service payment policy				
50	proportionately to all physician services. The site of				
51	service differential shall be implemented over a				
52	four-year period, effective July 1, 2008. The				
53	department shall have the authority to promulgate				
54	emergency regulations to implement this amendment				
55	within 280 days or less from the enactment of this act.				
56	QQ. The Department of Medical Assistance Services				
57	shall have the authority to seek federal approval of				
58	changes to its managed care waiver to limit the Primary				
59	Case Management program to localities of the state				
60	with only one participating managed care organization.				

ITEM 306.	Item Details(\$)		Appropriations(\$)	
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1	The department shall have the authority to promulgate			
2	emergency regulations to implement this amendment			
3	within 280 days or less from the enactment of this act.			
4	RR. The Department of Medical Assistance Service			
5	shall realign the rates paid for individual supported			
6	employment provided under the Medicaid home- and			
7	community-based waivers to the same level paid by the			
8	Department of Rehabilitative Services (DRS) to			
9	employment services organizations. The Department			
10	shall implement this change effective July 1, 2008, and			
11	subsequently whenever the DRS rates for employment			
12	services organizations are changed. The Department			
13	shall modify state regulations to make this change			
14	permanent.			
15	SS. The Department of Medical Assistance Services			
16	(DMAS) shall develop a plan to amend the State Plan			
17	for Medical Assistance or submit a research and			
18	demonstration project waiver pursuant to Section 1115			
19	of Title XIX of the Social Security Act, as amended, to			
20	implement a system of monetary incentives for			
21	Medicaid recipients to make healthy decisions and to			
22	engage in self-management of their healthcare, and the			
23	deposit of incentive funds in enhanced benefits			
24	accounts to be accessed by enrollees to purchase			
25	healthcare services or items that are not covered under			
26	Virginia Medicaid and which will assist enrollees in			
27	being personally responsible for their own healthcare.			
28	The plan shall include the development of necessary			
29	changes in funding, law or regulations for the			
30	implementation of the changes. The plan is to be			
31	submitted to the Governor, the Secretary of Health and			
32	Human Resources, the Joint Commission on Health			
33	Care, and the Chairmen of the House Appropriations			
34	and Senate Finance Committees by October 30, 2008,			
35	for consideration in the development of amendments to			
36	the 2008-10 Appropriations Act.			
37	TT. Out of this appropriation, \$5,000,000 the first year			
38	and <del>\$5,000,000</del> \$2,777,777 the second year from the			
39	general fund and \$5,000,000 the first year and			
40	<del>\$5,000,000</del> \$2,777,777 the second year from nongeneral			
41	funds shall be used to increase reimbursement rates			
42	paid to providers of congregate residential group home			
43	services for individuals in the Mental Retardation Home			
44	and Community-based Waiver Program. <i>In the first</i>			
45	<i>year, the rates shall be set by 3.6 percent higher than</i>			
46	<i>the rates in effect June 30, 2008, and in the second</i>			
47	<i>year shall be set 2.0 percent higher than the rates in</i>			
48	<i>effect June 30, 2008. That is, the rates in the second</i>			
49	<i>year shall be lower than the rates in the first year, but</i>			
50	<i>higher than the rates effective on June 30, 2008</i>			
51	<i>effective July 1, 2008.</i>			
52	UU. Effective July 1, 2008, and ending after June 30,			
53	2010, the Department shall reduce prospective inpatient			
54	hospital payment rates by 2.683 percent below the rates			
55	that otherwise would be in effect. The Department shall			
56	amend the State Plan to authorize this change, and shall			
57	have the authority to implement this reimbursement			
58	change effective July 1, 2008, and prior to the			
59	completion of any regulatory process undertaken in			
60	order to effect such change. The Department shall not			

ITEM 306.		Item Details(\$)		Appropriations(\$)	
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1	replace through other payment mechanisms the losses				
2	of Type One hospitals from this reimbursement				
3	change. <i>However, the department can reimburse, only</i>				
4	<i>federal funds, if the Type One hospital is able to certify</i>				
5	<i>the public expenditure.</i>				
6	VV. Effective July 1, 2008, and ending after June 30,				
7	2010, the Department of Medical Assistance Services				
8	shall reduce nursing facility direct and indirect care				
9	payment rates by 1.329 percent below the rates that				
10	otherwise would be in effect. The Department of				
11	Medical Assistance Services shall amend the State Plan				
12	to authorize this change, and shall have the authority to				
13	implement this reimbursement change effective July 1,				
14	2008, and prior to the completion of any regulatory				
15	process undertaken in order to effect such change.				
16	WW. <i>The Department of Medical Assistance Services</i>				
17	<i>shall amend the State Plan for Medical Assistance to</i>				
18	<i>decrease the dispensing fee paid to pharmacists from</i>				
19	<i>\$4.00 to \$3.75 per prescription per month. Such</i>				
20	<i>amendments to the State Plan shall become effective</i>				
21	<i>July 1, 2009.</i>				
22	XX. <i>Effective July 1, 2009, the Department of Medical</i>				
23	<i>Assistance Services shall amend the State Plan for</i>				
24	<i>Medical Assistance to convert the current</i>				
25	<i>reimbursement methodology for rehabilitation agencies</i>				
26	<i>to a statewide prospective rate for individual and group</i>				
27	<i>services to achieve estimated savings of \$185,909 the</i>				
28	<i>second year in general funds and \$185,909 the second</i>				
29	<i>year in nongeneral funds. The department shall have</i>				
30	<i>the authority to promulgate emergency regulations to</i>				
31	<i>implement this amendment within 280 days or less from</i>				
32	<i>the enactment of this act. This shall not apply to</i>				
33	<i>rehabilitation services furnished by the Community</i>				
34	<i>Services Boards.</i>				
35	YY. <i>The Department of Medical Assistance Services</i>				
36	<i>shall ensure that the FY 2010 capitation rate increase</i>				
37	<i>for Medallion II does not exceed seven percent. If</i>				
38	<i>other provider rate limitations required by this act</i>				
39	<i>result in corresponding downward adjustments to the</i>				
40	<i>FY 2010 capitation rates, this seven percent limit shall</i>				
41	<i>be reduced by the amount of the impact on Medallion</i>				
42	<i>II rates of those downward adjustments. The</i>				
43	<i>department shall apply the same limit to the calculation</i>				
44	<i>of rates for FAMIS.</i>				
45	ZZ. <i>Effective July 1, 2009, the department shall have</i>				
46	<i>the authority to amend the State Plan for Medical</i>				
47	<i>Assistance to eliminate reimbursement for hospital</i>				
48	<i>acquired conditions in a manner similar to the</i>				
49	<i>Medicare initiative implemented October 1, 2008. The</i>				
50	<i>department shall have the authority to implement this</i>				
51	<i>reimbursement change effective July 1, 2009, and prior</i>				
52	<i>to the completion of any regulatory process undertaken</i>				
53	<i>in order to effect such change. The department shall</i>				
54	<i>also revise its medical necessity criteria to be</i>				
55	<i>consistent with Medicare national coverage</i>				
56	<i>determinations as part of the overall Medicare</i>				
57	<i>initiative.</i>				
58	AAA. <i>Effective July 1, 2009, the Department of Medical</i>				

ITEM 306.	Item Details(\$)		Appropriations(\$)	
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1	<i>Assistance Services shall seek federal approval for the</i>			
2	<i>necessary changes to home and community-based 1915</i>			
3	<i>(c) waivers to ensure that the actual cost of waiver</i>			
4	<i>services for an individual does not exceed the average</i>			
5	<i>annual cost of the alternative institutional setting. The</i>			
6	<i>department shall promulgate emergency regulations to</i>			
7	<i>implement this amendment within 280 days or less from</i>			
8	<i>the enactment of this act.</i>			
9	<i>BBB. Effective July 1, 2009, the Department of Medical</i>			
10	<i>Assistance Services shall amend the State Plan for</i>			
11	<i>Medical Assistance to clarify that existing family</i>			
12	<i>healthcare coverage is a factor in the determination of</i>			
13	<i>cost effectiveness under the Health Insurance Premium</i>			
14	<i>Payment program. Cases which result in a</i>			
15	<i>determination that participation is not cost effective</i>			
16	<i>shall be denied premium assistance. The department</i>			
17	<i>shall promulgate emergency regulations to implement</i>			
18	<i>this amendment within 280 days or less from the</i>			
19	<i>enactment of this act.</i>			
20	<i>CCC. Effective July 1, 2009, the Department of</i>			
21	<i>Medical Assistance Services shall impose an assessment</i>			
22	<i>equal to 5.5 percent of revenue on all Intermediate</i>			
23	<i>Care Facilities for the Mentally Retarded (ICF-MR).</i>			
24	<i>The department shall determine procedures for</i>			
25	<i>collecting the assessment. The Department shall have</i>			
26	<i>the authority to adjust interim rates to cover new</i>			
27	<i>Medicaid costs as a result of this assessment.</i>			
28	<i>DDD. Effective July 1, 2009, the Department of</i>			
29	<i>Medical Assistance Services shall amend the State Plan</i>			
30	<i>for Medical Assistance to reduce reimbursement to</i>			
31	<i>long-stay hospitals to achieve savings in the second</i>			
32	<i>year of \$990,000 general fund and \$990,000</i>			
33	<i>nongeneral fund.</i>			
34	<i>EEE. Effective July 1, 2009, the Department of Medical</i>			
35	<i>Assistance Services shall amend the State Plan for</i>			
36	<i>Medical Assistance to eliminate payment for</i>			
37	<i>extraordinary transportation costs for home health</i>			
38	<i>providers effective July 1, 2009. The department shall</i>			
39	<i>have the authority to promulgate emergency regulations</i>			
40	<i>to implement this amendment within 280 days or less</i>			
41	<i>from the enactment of this act.</i>			
42	<i>FFF. The Department of Medical Assistance Services</i>			
43	<i>shall increase fees paid for consumer-directed personal</i>			
44	<i>care services paid under the department's home care and</i>			
45	<i>community-based care waivers by three percent</i>			
46	<i>effective July 1, 2009. Personal care includes personal</i>			
47	<i>care, respite care and companion care services</i>			
48	<i>provided in the EDCD, HIV/AIDS, MR and DD</i>			
49	<i>waivers.</i>			
50	<i>GGG. Pursuant to Section 4-1.05.a.4. of this act,</i>			
51	<i>\$1,399,287 of the June 30, 2008, general fund balances</i>			
52	<i>required to be reappropriated have been transferred to</i>			
53	<i>the general fund.</i>			
54	<i>HHH. Pursuant to Section 4-1.05.a.4. of this act,</i>			
55	<i>\$9,217,697 of the June 30, 2008, Virginia Health Care</i>			
56	<i>Fund balances required to be reappropriated have been</i>			
57	<i>transferred to the general fund.</i>			

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1	<i>III. Effective July 1, 2009, the Department of Medical</i>			
2	<i>Assistance Services shall seek federal approval for the</i>			
3	<i>necessary changes to the 1915(c) home and</i>			
4	<i>community-based waiver, known as the Elderly or</i>			
5	<i>Disabled with Consumer Direction (EDCD) program,</i>			
6	<i>to cap the enrollment at 15,250 slots. The department</i>			
7	<i>shall develop and implement a statewide waiting list.</i>			
8	<i>Current and potential enrollees in the Virginia Acute</i>			
9	<i>and Long Term Care Integration and Money Follows</i>			
10	<i>the Person programs are a priority and will</i>			
11	<i>automatically receive a slot. All other eligible</i>			
12	<i>individuals will be enrolled in the EDCD waiver as</i>			
13	<i>slots are available. The department shall have the</i>			
14	<i>authority to implement this change effective July 1,</i>			
15	<i>2009, and prior to the completion of any regulatory</i>			
16	<i>process undertaken in order to effect such change. The</i>			
17	<i>department shall have emergency regulatory authority</i>			
18	<i>to implement this change.</i>			
19	<i>JJJ. Effective July 1, 2009, the Department of Medical</i>			
20	<i>Assistance Services shall amend the State Plan for</i>			
21	<i>Medical Assistance governing Medicaid reimbursements</i>			
22	<i>for freestanding psychiatric hospitals, licensed as</i>			
23	<i>hospitals, to rebase rates using FY 2005 base year data</i>			
24	<i>and an adjustment factor of 100 percent. Going</i>			
25	<i>forward, rates for freestanding psychiatric hospitals</i>			
26	<i>shall be rebased on the same schedule as other</i>			
27	<i>hospitals. The department shall have the authority to</i>			
28	<i>implement this reimbursement change effective July 1,</i>			
29	<i>2009, and prior to the completion of any regulatory</i>			
30	<i>process undertaken in order to effect such change.</i>			
31	<i>KKK. Effective July 1, 2009, the Department of</i>			
32	<i>Medical Assistance Services shall amend the State Plan</i>			
33	<i>for Medical Assistance to reduce hospital capital</i>			
34	<i>reimbursement from 80 percent of cost to 75 percent of</i>			
35	<i>cost for Type Two hospitals. This does not apply to</i>			
36	<i>Type Two hospitals whose Virginia Medicaid</i>			
37	<i>utilization, which is defined as patient days, exceeds 50</i>			
38	<i>percent. The department shall have the authority to</i>			
39	<i>implement this reimbursement change effective July 1,</i>			
40	<i>2009, and prior to the completion of any regulatory</i>			
41	<i>process undertaken in order to effect such change.</i>			
42	<i>LLL. Effective July 1, 2009, the Department of Medical</i>			
43	<i>Assistance Services shall amend the State Plan for</i>			
44	<i>Medical Assistance to set the hospital adjustment factor</i>			
45	<i>for Type Two hospitals to 75 percent for general acute</i>			
46	<i>care cases and acute care rehabilitation cases and 81</i>			
47	<i>percent for acute care for psychiatric cases. The</i>			
48	<i>adjustment factors for Type One hospitals shall be</i>			
49	<i>calculated such that the operating rate per case or per</i>			
50	<i>day for Type One hospitals equals the operating rate</i>			
51	<i>per case or per day for Type Two hospitals. This does</i>			
52	<i>not apply to Type Two hospitals for which Virginia</i>			
53	<i>Medicaid utilization, which is defined as patient days,</i>			
54	<i>exceeds 50 percent. The department shall have the</i>			
55	<i>authority to implement this reimbursement change</i>			
56	<i>effective July 1, 2009, and prior to the completion of</i>			
57	<i>any regulatory process undertaken in order to effect</i>			
58	<i>such change.</i>			
59	<i>MMM. Effective July 1, 2009, the Department of</i>			
60	<i>Medical Assistance Services shall amend the State Plan</i>			

ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>for Medical Assistance to restrict additional IME</i>			
2	<i>payments based on NICU utilization in excess of 50</i>			
3	<i>percent as reported to the Department of Medical</i>			
4	<i>Assistance Services as of March 1, 2004, to hospitals</i>			
5	<i>licensed in Virginia. IME payments to Virginia</i>			
6	<i>hospitals shall remain unchanged. The Department</i>			
7	<i>shall have the authority to implement this</i>			
8	<i>reimbursement change effective July 1, 2009, and prior</i>			
9	<i>to the completion of any regulatory process undertaken</i>			
10	<i>in order to effect such change.</i>			
11	<i>NNN. The Department of Medical Assistance Services</i>			
12	<i>shall not adjust rates or the rate ceiling of residential</i>			
13	<i>psychiatric facilities for inflation in FY 2010.</i>			
14	<i>OOO. Effective July 1, 2009, the Department of</i>			
15	<i>Medical Assistance Services shall amend the State Plan</i>			
16	<i>for Medical Assistance to reduce by 50 percent the</i>			
17	<i>inflation adjustment that became effective January 1,</i>			
18	<i>2009, for home health rates, make the next inflation</i>			
19	<i>adjustment July 1, 2010, and make future annual</i>			
20	<i>inflation adjustments effective on July 1. The</i>			
21	<i>department shall have the authority to implement this</i>			
22	<i>reimbursement change effective July 1, 2009, and prior</i>			
23	<i>to the completion of any regulatory process undertaken</i>			
24	<i>in order to effect such change.</i>			
25	<i>PPP. Beginning with the last quarter of FY 2009, the</i>			
26	<i>Department of Medical Assistance Services shall delay</i>			
27	<i>the last quarterly payment of certain quarterly amounts</i>			
28	<i>paid to hospitals, from the end of each state fiscal year</i>			
29	<i>to the first quarter of the following year. Quarterly</i>			
30	<i>payments that shall be delayed from each June to each</i>			
31	<i>July shall be Disproportionate Share Hospital</i>			
32	<i>payments, Indirect Medical Education payments, and</i>			
33	<i>Direct Medical Education payments. The department</i>			
34	<i>shall have the authority to implement this</i>			
35	<i>reimbursement change effective upon passage of this</i>			
36	<i>act, and prior to the completion of any regulatory</i>			
37	<i>process undertaken in order to effect such change.</i>			
38	<i>QQQ. Beginning with the June 2009 monthly capitation</i>			
39	<i>payment to managed care organizations, the</i>			
40	<i>Department of Medical Assistance Services shall make</i>			
41	<i>payment for the member months of each month in the</i>			
42	<i>first week of the subsequent month. The department</i>			
43	<i>shall have the authority to implement this</i>			
44	<i>reimbursement schedule change effective upon passage</i>			
45	<i>of this act, and prior to the completion of any</i>			
46	<i>regulatory process undertaken in order to effect such</i>			
47	<i>change.</i>			
48	<i>RRR. Beginning with the remittance that would</i>			
49	<i>normally be paid to providers on June 26, 2009, the</i>			
50	<i>Department of Medical Assistance Services shall delay</i>			
51	<i>payment of the remittances of all Medicaid and FAMIS</i>			
52	<i>providers for one week longer than has previously been</i>			
53	<i>its practice. This change does not apply to providers</i>			
54	<i>who are paid a per-month capitation payment. The</i>			
55	<i>department shall have the authority to implement this</i>			
56	<i>reimbursement change effective upon passage of this</i>			
57	<i>act, and prior to the completion of any regulatory</i>			
58	<i>process undertaken in order to effect such change.</i>			

ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>SSS. Effective July 1, 2009, the Department of Medical</i>			
2	<i>Assistance Services shall amend the State Plan for</i>			
3	<i>Medical Assistance to eliminate the FY 2010 adjustment</i>			
4	<i>for inflation of hospital operating rates,</i>			
5	<i>disproportionate share hospital payments and graduate</i>			
6	<i>medical education payments. The department shall not</i>			
7	<i>replace through other payment mechanisms the losses</i>			
8	<i>of Type One hospitals from this reimbursement change.</i>			
9	<i>However, the department can reimburse, only federal</i>			
10	<i>funds, if the Type One hospital is able to certify the</i>			
11	<i>public expenditure. This reimbursement change does</i>			
12	<i>not apply to hospitals operated by the Department of</i>			
13	<i>Mental Health, Mental Retardation and Substance</i>			
14	<i>Abuse Services. The department shall have the</i>			
15	<i>authority to implement this reimbursement change</i>			
16	<i>effective July 1, 2009, and prior to the completion of</i>			
17	<i>any regulatory process undertaken in order to effect</i>			
18	<i>such change.</i>			
19	<i>TTT. Effective July 1, 2009, the Department of Medical</i>			
20	<i>Assistance Services shall amend the State Plan for</i>			
21	<i>Medical Assistance to eliminate the adjustment for</i>			
22	<i>inflation of nursing facility operating rates and ceilings</i>			
23	<i>and specialized care rates and ceilings for days of</i>			
24	<i>service in FY 2010. Providers with fiscal years in</i>			
25	<i>progress will have the most recent year's inflation</i>			
26	<i>eliminated from the rate effective July 1, 2009.</i>			
27	<i>Providers with fiscal periods starting July 1, 2009, will</i>			
28	<i>not have inflation applied to the rate for that period.</i>			
29	<i>This reimbursement change does not apply to nursing</i>			
30	<i>facilities operated by the Department of Mental Health,</i>			
31	<i>Mental Retardation and Substance Abuse Services. The</i>			
32	<i>department shall have the authority to implement this</i>			
33	<i>reimbursement change effective July 1, 2009, and prior</i>			
34	<i>to the completion of any regulatory process undertaken</i>			
35	<i>in order to effect such change.</i>			
36	<i>UUU. The Department of Medical Assistance Services</i>			
37	<i>shall examine the methodology for reimbursing durable</i>			
38	<i>medical equipment in response to proposals to</i>			
39	<i>effectuate savings as part of the Enterprise Applications</i>			
40	<i>Master Services Interim Agreement between the</i>			
41	<i>Commonwealth of Virginia and CGI Technologies and</i>			
42	<i>Solutions, Inc. If this examination reveals that changes</i>			
43	<i>in the present reimbursement process are warranted in</i>			
44	<i>order to streamline operations and achieve efficiencies</i>			
45	<i>in this area; such actions shall be considered to fall</i>			
46	<i>under the scope of Item 63, paragraph B. of this act.</i>			
47	<i>The department is authorized to adopt emergency</i>			
48	<i>regulations to implement such savings including but not</i>			
49	<i>limited to changing the rate structure and manner of</i>			
50	<i>such reimbursement.</i>			
51	307.	<b>Indigent Health Care Trust Fund (45900) .....</b>		\$7,485,831
52		<b>Reimbursements to Acute Care Hospitals Providing</b>		
53		<b>Charity Care in Excess of the Median Level of Charity</b>		
54		<b>Care Costs (45901) .....</b>	\$7,485,831	\$7,485,831
55		Fund Sources: <b>General .....</b>	\$4,285,831	\$4,285,831
56		<b>Special .....</b>	\$3,200,000	\$3,200,000
57		Authority: Title 32.1, Chapter 11, Code of Virginia.		
58		Any funds for the Virginia Indigent Health Care Trust		

ITEM 307.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund unexpended at the end of the fiscal year shall not			
2	revert to the general fund but shall remain in the Trust			
3	Fund for use pursuant to Title 32-1, Chapter 11, Code			
4	of Virginia.			
5	<i>A. Notwithstanding the provisions of Title 32.1, Chapter</i>			
6	<i>11 of the Code of Virginia, during FY 2009 and in</i>			
7	<i>subsequent years, the Department of Medical Assistance</i>			
8	<i>Services shall not collect or pay any funds that would</i>			
9	<i>otherwise be due to or from the Indigent Health Care</i>			
10	<i>Trust Fund. If any contributions are collected from</i>			
11	<i>hospitals in FY 2009, the department shall return the</i>			
12	<i>funds to the hospitals that made payments.</i>			
13	<i>B. Pursuant to Section 4-1.05.a.4. of this act, \$16 of</i>			
14	<i>the June 30, 2008, balances required to be</i>			
15	<i>reappropriated have been transferred to the general</i>			
16	<i>fund.</i>			
17	308.			\$1,400,000
18				\$1,400,000
19		\$1,400,000	\$1,400,000	
20		\$1,400,000	\$1,400,000	
21	Authority: Title 63.1, Chapter 9, Code of Virginia.			
22	The Department of Medical Assistance Services is			
23	authorized to provide coverage of payments for			
24	individuals receiving Auxiliary Grant or General Relief			
25	payments in licensed Adult Care Residences when			
26	those individuals meet the criteria established by the			
27	Department of Medical Assistance Services for such			
28	payments. Individuals entitled to assisted living benefits			
29	under this section are not entitled to benefits under Item			
30	306.			
31	309.			\$13,687,481
32				<del>\$13,687,481</del>
33				\$821,702
34		\$12,865,779	<del>\$12,865,779</del>	
35				\$0
36		\$556,702	\$556,702	
37		\$265,000	\$265,000	
38		\$11,647,481	<del>\$11,647,481</del>	
39				\$781,702
40		\$2,000,000	<del>\$2,000,000</del>	
41				\$0
42		\$40,000	\$40,000	
43				\$0
44				\$0
45	Authority: Title 32.1, Chapter 12, Code of Virginia.			
46	A. In administering the State and Local Hospitalization			
47	Program, the Department shall be guided by the			
48	following:			
49	1. The allocation of state funds shall be based on the			
50	estimated total cost of required services in each county			
51	and city less the funds which shall be provided by the			
52	counties and cities. County and city funding shall be			
53	based upon a sliding scale not to exceed 25 percent of			



ITEM 309.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	the total cost of required services.			
2	2. Out of this appropriation, \$113,550 the first year <del>and</del>			
3	<del>\$113,550 the second year</del> from the general fund is			
4	reserved to support the state's share of expenses			
5	associated with inpatient services for migrants on the			
6	Eastern Shore. Reimbursement for costs shall be made			
7	in accordance with the requirements of the State and			
8	Local Hospitalization Program and will require a local			
9	match.			
10	3. Notwithstanding § 32.1-347 D, Code of Virginia, any			
11	general fund balances in the State and Local			
12	Hospitalization Program shall be deposited in the state			
13	treasury on or before June 30, 2009.			
14	B. Included in the appropriation is \$556,702 the first			
15	year and \$556,702 the second year from the general			
16	fund to provide insurance payment assistance for			
17	HIV-infected persons in accordance with § 32.1-330.1,			
18	Code of Virginia, except that the eligibility threshold			
19	for assistance shall allow a maximum income of no			
20	more than 250 percent of the federal poverty threshold.			
21	C. The Director, Department of Planning and Budget,			
22	shall transfer any amounts appropriated for the			
23	Uninsured Medical Catastrophe Fund to that fund,			
24	pursuant to § 32.1-324.3, Code of Virginia.			
25	D. Out of this appropriation, \$225,000 from the general			
26	fund each year shall be transferred to the Uninsured			
27	Medical Catastrophe Fund under § 32.1-324.3, Code of			
28	Virginia.			
29	<i>E. Notwithstanding the provisions of Title 32.1, Chapter</i>			
30	<i>12 of the Code of Virginia, or paragraph A. of this</i>			
31	<i>Item, during fiscal year 2010, the Department of</i>			
32	<i>Medical Assistance Services shall not collect from</i>			
33	<i>localities or pay to health care providers any amounts</i>			
34	<i>that would otherwise be due to or from the State and</i>			
35	<i>Local Hospitalization Program.</i>			
36	310.	Medical Assistance Services for Low Income Children		
37		(46600) .....	\$85,863,515	\$91,720,528
38			\$88,625,326	\$98,425,541
39		Reimbursements for Medical Services Provided to		
40		Low-Income Children (46601) .....	\$85,863,515	\$91,720,528
41			\$88,625,326	\$98,425,541
42		Fund Sources: General .....	\$30,052,230	\$32,102,185
43			\$31,018,864	\$34,448,940
44		Federal Trust .....	\$55,811,285	\$59,618,343
45			\$57,606,462	\$63,976,601
46		Authority: Title 32.1, Chapters 9, 10 and 13, Code of		
47		Virginia; P.L. 89-87, as amended, Title XIX, Social		
48		Security Act, Federal Code.		
49	311.	Administrative and Support Services (49900) .....	\$111,979,815	\$111,266,662
50			\$108,379,383	\$105,977,821
51		General Management and Direction (49901) .....	\$91,894,161	\$91,181,008
52			\$88,503,729	\$87,236,015
53		Information Technology Services (49902) .....	\$12,658,628	\$12,658,628

ITEM 311.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				\$12,039,780
2	Administrative Support for the Family Access to			
3	Medical Insurance Security Plan (49932).....	\$7,427,026	\$7,427,026	
4		\$7,217,026	\$6,702,026	
5	Fund Sources: General.....	\$42,586,756	\$42,246,756	
6		\$40,821,395	\$39,865,220	
7	Special.....	\$815,000	\$815,000	
8	Federal Trust.....	\$68,578,059	\$68,204,906	
9		\$66,742,988	\$65,297,601	
10	Authority: Title 32.1, Chapters 9 and 10, Code of			
11	Virginia; P.L. 89-87, as amended, Title XIX, Social			
12	Security Act, Federal Code.			
13	A. By November 15 of each year, the Department of			
14	Planning and Budget, in cooperation with the			
15	Department of Medical Assistance Services, shall			
16	prepare and submit a forecast of Medicaid expenditures,			
17	upon which the Governor's budget recommendations			
18	will be based, for the current and subsequent two years			
19	to the Chairmen of the House Appropriations and			
20	Senate Finance Committees. <i>The forecast shall include</i>			
21	<i>utilization and enrollment, but shall not include</i>			
22	<i>provider inflation adjustments, rebasing of provider</i>			
23	<i>costs or any other cost adjustments as required by law</i>			
24	<i>or regulation. Inflation and cost adjustments unrelated</i>			
25	<i>to utilization and enrollment shall be forecast</i>			
26	<i>separately and submitted as a separate budget request</i>			
27	<i>as part of the development of the executive budget.</i>			
28	B. The Department of Medical Assistance Services			
29	shall submit expenditure reports of the Medicaid			
30	program in relation to the agency's actual appropriation			
31	to the Department of Planning and Budget and the			
32	Chairmen of the House Appropriations and Senate			
33	Finance Committees. These reports shall be submitted			
34	on a monthly basis.			
35	C. Out of this appropriation, \$50,000 in special fund			
36	revenue is appropriated in each year of the biennium to			
37	the Department of Medical Assistance Services for the			
38	administration of the disbursement of civil money			
39	penalties levied against and collected from Medicaid			
40	nursing facilities for violations of rules identified during			
41	survey and certification as required by federal law and			
42	regulation. Based on the nature and seriousness of the			
43	deficiency, the Agency or the Centers for Medicare and			
44	Medicaid Services may impose a civil money penalty,			
45	consistent with the severity of the violations, for the			
46	number of days a facility is not in substantial			
47	compliance with the facility's Medicaid participation			
48	agreement. Civil money penalties collected by the			
49	Commonwealth must be applied to the protection of the			
50	health or property of residents of nursing facilities			
51	found to be deficient. Penalties collected are to be used			
52	for (1) the payment of costs incurred by the			
53	Commonwealth for relocating residents to other			
54	facilities; (2) payment of costs incurred by the			
55	Commonwealth related to operation of the facility			
56	pending correction of the deficiency or closure of the			
57	facility; and (3) reimbursement of residents for personal			
58	funds or property lost at a facility as a result of actions			
59	by the facility or individuals used by the facility to			

ITEM 311.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	provide services to residents. These funds are to be			
2	administered in accordance with the revised federal			
3	regulations and law, 42 CFR 488.400 and the Social			
4	Security Act § 1919(h), for Enforcement of Compliance			
5	for Long-Term Care Facilities with Deficiencies. Any			
6	special fund revenue received for this purpose, but			
7	unexpended at the end of the fiscal year, shall remain			
8	in the fund for use in accordance with this provision.			
9	D. The Department of Medical Assistance Services, to			
10	the extent permissible under federal law, shall enter into			
11	an agreement with the Department of Mental Health,			
12	Mental Retardation and Substance Abuse Services to			
13	share Medicaid claims and expenditure data on all			
14	Medicaid-reimbursed mental health, mental retardation			
15	and substance abuse services, and any new or expanded			
16	mental health, mental retardation and substance abuse			
17	services that are covered by the State Plan for Medical			
18	Assistance. The information shall be used to increase			
19	the effective and efficient delivery of publicly funded			
20	mental health, mental retardation and substance abuse			
21	services.			
22	E. In addition to any regional offices that may be			
23	located across the Commonwealth, any statewide,			
24	centralized call center facility that operates in			
25	conjunction with a brokerage transportation program for			
26	persons enrolled in Medicaid or the Family Access to			
27	Medical Insurance Security plan shall be located in			
28	Norton, Virginia.			
29	F. The Director, Department of Planning and Budget, is			
30	authorized to transfer amounts, as needed, from			
31	Medicaid Program Services (45600), Medical			
32	Assistance Services for Low Income Children (46600)			
33	and Children's Health Insurance Program Delivery			
34	(44600), to Administrative and Support Services			
35	(49900), to fund administrative expenditures associated			
36	with contracts between the department and companies			
37	providing dental benefit services for Medicaid and			
38	FAMIS recipients.			
39	G. Out of this appropriation, \$340,000 from the general			
40	fund and \$460,000 in nongeneral funds the first year is			
41	provided for the Payment Error Rate Measurement			
42	(PERM) program.			
43	H. The Department of Medical Assistance Services is			
44	authorized to issue a request for proposal (RFP) for a			
45	fiscal agent for the Medicaid Management Information			
46	System (MMIS). The department shall coordinate their			
47	efforts with the Virginia Information Technologies			
48	Agency when necessary.			
49	Total for Department of Medical Assistance Services.....		<b>\$5,841,781,048</b>	<b>\$6,165,171,257</b>
50			<b>\$5,848,509,700</b>	<b>\$6,299,611,880</b>
51	General Fund Positions.....	170.02	171.52	
52		165.02	169.02	
53	Nongeneral Fund Positions.....	192.98	193.48	
54		187.98	190.98	
55	Position Level .....	363.00	365.00	
56		353.00	360.00	

ITEM 311.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$2,645,408,462	\$2,807,740,460		
2		\$2,655,779,844	\$2,711,945,681		
3	Special.....	\$6,015,000	\$6,015,000		
4		\$2,815,000	\$815,000		
5	Dedicated Special Revenue.....	\$312,712,648	\$316,782,722		
6		\$313,338,878	\$472,825,116		
7	Federal Trust.....	\$2,877,644,938	\$3,034,633,075		
8		\$2,876,575,978	\$3,114,026,083		
9	<b>§ 1-94. DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES (720)</b>				
10	312. Regulation of Public Facilities and Services (56100).....			\$2,524,684	\$2,307,732
11	Regulation of Health Care Service Providers (56103).....	\$2,524,684	\$2,307,732		
12	Fund Sources: General.....	\$2,090,460	\$1,873,508		
13	Special.....	\$34,224	\$34,224		
14	Federal Trust.....	\$400,000	\$400,000		
15	Authority: Title 37.1, Chapters 8 and 11, Code of				
16	Virginia.				
17	313. Inspection, Monitoring, and Auditing Services (78700)...			\$499,024	\$499,024
18	Facility and Community Programs Inspection and				
19	Monitoring (78701).....	\$499,024	\$499,024		
20	Fund Sources: General.....	\$338,366	\$338,366		
21	Special.....	\$160,658	\$160,658		
22	314. It is the intent of the General Assembly that the				
23	Department of Mental Health, Mental Retardation and				
24	Substance Abuse Services proceed in transforming its				
25	system of care into a model that embodies best				
26	practices and state-of-the art services. The				
27	consumer-driven system of services and supports shall				
28	promote self-determination, empowerment, recovery,				
29	resilience, health, and the highest possible level of				
30	consumer participation in all aspects of community life.				
31	The transformed system shall include investments in a				
32	suitable array and adequate quantity of				
33	community-based services, with an emphasis on				
34	consumer choice and the appropriate use of facility				
35	resources. State facilities shall be redesigned to ensure				
36	high quality care, efficient operation, and capacity				
37	necessary for persons most in need of such care.				
38	Amounts authorized herein, and in related legislation,				
39	shall be used to support the transformation of the				
40	system of care and to promote the provision of mental				
41	health, mental retardation and substance abuse services				
42	in the most efficient and appropriate setting. The				
43	Department of Mental Health, Mental Retardation and				
44	Substance Abuse Services may consider the use of				
45	public-private partnerships to deliver mental health and				
46	mental retardation services as part of the comprehensive				
47	mental health and mental retardation system of care, in				
48	facilities that are being planned for renovation or				
49	replacement. These partnerships may include contracts				
50	with private entities for facility operations, unless the				
51	Department of Mental Health, Mental Retardation and				
52	Substance Abuse Services can demonstrate that				
53	continued state operation of the facility is at least as				
54	cost effective and provides at least an equivalent or				
55	higher level quality care than operation by a private				
56	entity.				

ITEM 314.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	315.			\$45,833,736	\$46,111,510
2				\$47,084,479	\$48,421,510
3	General Management and Direction (49901).....	\$16,856,603	\$17,134,377		
4			\$18,289,377		
5	Information Technology Services (49902).....	\$7,899,279	\$7,899,279		
6	Architectural and Engineering Services (49904).....	\$887,593	\$887,593		
7		\$1,138,336	\$1,042,593		
8	Collection and Locator Services (49905).....	\$3,485,865	\$3,485,865		
9	Human Resources Services (49914).....	\$1,160,465	\$1,160,465		
10	Planning and Evaluation Services (49916).....	\$229,862	\$229,862		
11	Program Development and Coordination (49933).....	\$15,314,069	\$15,314,069		
12		\$16,314,069	\$16,314,069		
13	Fund Sources: General.....	\$31,725,906	\$32,000,906		
14		\$31,821,649	\$33,155,906		
15	Special.....	\$5,645,397	\$5,648,171		
16		\$5,800,397	\$5,803,171		
17	Federal Trust.....	\$8,462,433	\$8,462,433		
18		\$9,462,433	\$9,462,433		
19	Authority: Title 16.1, Article 18, and Title 37.2,				
20	Chapters 2, 3, 4, 5, 6 and 7, and Title 2.2, Chapters 26				
21	and 53 Code of Virginia; P.L. 102-119, Federal Code.				
22	A. The Commissioner of the Department of Mental				
23	Health, Mental Retardation and Substance Abuse				
24	Services shall, at the beginning of each fiscal year,				
25	establish the current capacity for each facility within				
26	the system. When a facility becomes full, the				
27	Commissioner or his designee shall give notice of the				
28	fact to all sheriffs.				
29	B. The Commissioner of Mental Health, Mental				
30	Retardation and Substance Abuse Services shall work				
31	in conjunction with community services boards to				
32	develop and implement a graduated plan for the				
33	discharge of eligible facility clients to the greatest				
34	extent possible, utilizing savings generated from				
35	statewide gains in system efficiencies.				
36	C. Notwithstanding § 4-5.12 of this act and paragraph				
37	C of § 2.2-1156, Code of Virginia, the Department of				
38	Mental Health, Mental Retardation and Substance				
39	Abuse Services is hereby authorized to deposit the				
40	entire proceeds of the sales of surplus land at				
41	state-owned mental health and mental retardation				
42	facilities into a revolving trust fund. The trust fund may				
43	initially be used for expenses associated with				
44	restructuring such facilities. Remaining proceeds after				
45	such expenses shall be dedicated to continuing services				
46	for current patients as facility services are restructured.				
47	The trust fund will receive any savings resulting from				
48	facility restructuring. Thereafter, the fund will be used				
49	to enhance services to individuals with mental illness,				
50	mental retardation and substance abuse problems.				
51	D. Out of this appropriation, \$2,570,847 the first year				
52	and \$2,570,847 the second year shall be provided from				
53	the general fund for a public-private partnership pilot to				
54	secure short-term inpatient psychiatric services through				
55	competitive contracts with community-based hospitals				
56	or other private health care providers, for purposes of				
57	servicing individuals closer to their homes. Pursuant to				
58	individual agreements with the department, community				

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	services boards will reduce their utilization at a selected			
2	state facility or facilities for short-term (30 days or less)			
3	acute hospitalization by a specified number of beds,			
4	and will contract by competitive bidding with			
5	community-based hospitals for short-term psychiatric			
6	inpatient services. Any savings resulting from the			
7	reduced utilization of short-term acute facility beds will			
8	be made available under agreement with the			
9	department, to permit the community services boards to			
10	contract for additional short-term psychiatric inpatient			
11	services. Specific bed utilization targets and competitive			
12	contract performance expectations will be included in			
13	the performance contracts of these community services			
14	boards.			
15	E. The Department of Mental Health, Mental			
16	Retardation, and Substance Abuse Services, the			
17	Department of Juvenile Justice and the Department of			
18	Medical Assistance Services, in cooperation with the			
19	Office of Comprehensive Services, Community Services			
20	Boards, Court Service Units, and representatives from			
21	community policy and management teams representing			
22	various regions of the Commonwealth shall develop an			
23	integrated policy and plan, including the necessary			
24	legislation and budget amendments, to provide and			
25	improve access by children, including juvenile			
26	offenders to mental health, substance abuse, and mental			
27	retardation services. The plan shall identify the services			
28	needed by children, the cost and source of funding for			
29	the services, the strengths and weaknesses of the			
30	current service delivery system and administrative			
31	structure, and recommendations for improvement. The			
32	plan shall also examine funding restrictions of the			
33	Comprehensive Services Act which impede rural			
34	localities from developing local programs for children			
35	who are often referred to private day and residential			
36	treatment facilities for services and make			
37	recommendations regarding how rural localities can			
38	improve prevention, intervention, and treatment for			
39	high-risk children and families, with the goal of			
40	broadening treatment options and improving quality and			
41	cost effectiveness. The Department of Mental Health,			
42	Mental Retardation, and Substance Abuse Services shall			
43	report the plan to the Chairmen of the Senate Finance			
44	and House Appropriations Committees by June 30 of			
45	each year.			
46	F. The Department of Mental Health, Mental			
47	Retardation, and Substance Abuse Services and the			
48	Department of Medical Assistance Services, in			
49	cooperation with the Community Services Boards, shall			
50	select the specific substance abuse services that shall be			
51	available statewide to children and adults.			
52	G. The Department of Mental Health, Mental			
53	Retardation and Substance Abuse Services shall identify			
54	and create opportunities for public-private partnerships			
55	and develop the incentives necessary to establish and			
56	maintain an adequate supply of acute-care psychiatric			
57	beds for children and adolescents.			
58	H. The Department of Mental Health, Mental			
59	Retardation and Substance Abuse Services, in			
60	cooperation with the Virginia Department of Juvenile			

ITEM 315.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Justice, where appropriate, shall identify and create				
2	opportunities for public-private partnerships and				
3	develop the incentives necessary to establish and				
4	maintain an adequate supply of residential beds for the				
5	treatment of juveniles with mental health treatment				
6	needs, including those who are mentally retarded,				
7	aggressive, or sex offenders, and those juveniles who				
8	need short-term crisis stabilization but not psychiatric				
9	hospitalization.				
10	I. The Commissioner of the Department of Mental				
11	Health, Mental Retardation, and Substance Abuse				
12	Services, in cooperation with Community Services				
13	Boards and private service providers, shall ensure that				
14	consumers are allowed choices in selecting group home				
15	placements and services.				
16	J. The Department of Mental Health, Mental				
17	Retardation and Substance Abuse Services, in				
18	cooperation with the Department of Criminal Justice				
19	Services, shall incorporate information about programs				
20	that divert individuals with mental illness, substance				
21	abuse and co-occurring disorders from jail or secure				
22	detention in the Department's web-based Internet site				
23	that is currently under development.				
24	K. On October 1 of each year, the Commissioner of the				
25	Department of Mental Health, Mental Retardation, and				
26	Substance Abuse Services shall submit a report to the				
27	Chairmen of the Senate Finance and House				
28	Appropriations Committees regarding Community				
29	Services Board contracts with private service providers,				
30	to include contract amounts paid to each private				
31	provider, number of patients served, term of inpatient				
32	treatment, any savings realized by community-based				
33	treatment, and any fiscal impact on state hospitals.				
34	L. In the event the Department of Mental Health,				
35	Mental Retardation, and Substance Abuse Services				
36	pursues the utilization of a Preferred Drug List, the				
37	Commissioner shall ensure the consideration of the				
38	value of including those prescription medications which				
39	improve drug regimen compliance, reduce medication				
40	errors, or decrease medication abuse through the use of				
41	medication delivery systems that include, but are not				
42	limited to, transdermal and injectable delivery systems.				
43	M. The Department of Mental Health, Mental				
44	Retardation and Substance Abuse Services shall				
45	consider the feasibility of entering into a public-private				
46	partnership or contract with a vendor for the operation				
47	of clinical treatment services for the sexually violent				
48	predator program. If the department determines that a				
49	public-private partnership or contract is feasible and				
50	cost-effective, selection criteria shall be developed by				
51	the department. Such criteria may include a requirement				
52	that the vendor have ongoing experience operating				
53	sexually violent predator programs in other states. Such				
54	public-private partnership or contract, if entered into by				
55	the department, shall enable the department to contract				
56	for perimeter security, medical services, transportation,				
57	and dietary services for the program from other state				
58	agencies and facilities.				

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	N. In the event an individual agrees to provide private			
2	funds for the provision of housing and services to the			
3	mentally retarded who are aged, the Commissioner of			
4	Mental Health, Mental Retardation, and Substance			
5	Abuse Services shall submit a proposal to spend the			
6	private funds and an equivalent amount of general fund			
7	dollars for consideration by the 2009 General			
8	Assembly. The general fund amount shall not exceed			
9	\$2,000,000.			
10	O. Out of this appropriation, \$696,911 the first year			
11	and \$696,911 the second year from the general fund			
12	shall be provided for placement and restoration services			
13	for juveniles found to be incompetent to stand trial			
14	pursuant to Title 16.1, Chapter 11, Article 18, Code of			
15	Virginia.			
16	P. The Department of Mental Health, Mental			
17	Retardation and Substance Abuse Services shall ensure			
18	appropriate and medically necessary access to new			
19	atypical, antipsychotic medications funded in this item.			
20	Q. Out of this appropriation, \$50,000 the first year and			
21	\$50,000 the second year from the general fund shall be			
22	used to pay for legal and medical examinations needed			
23	for individuals living in the community and in need of			
24	guardianship services.			
25	R. The Department of Mental Health, Mental			
26	Retardation and Substance Abuse Services may			
27	consider contracting for the operation of the			
28	facility-based sexually violent predator program,			
29	including clinical treatment services, perimeter security,			
30	medical services, transportation, dietary services, and			
31	facility maintenance, unless the Department can			
32	demonstrate that continued state operation of the			
33	facility is at least as cost effective and provides at least			
34	an equivalent or higher level quality care than operation			
35	by a private entity. The Department may use a			
36	public-private partnership or a Request for Proposal to			
37	contract with a vendor for such services, with selection			
38	criteria developed by the Department. Such criteria			
39	shall include a requirement that the vendor have prior			
40	experience in the delivery of mental health care and			
41	custodial services in other states.			
42	S. The Commissioner of the Department of Mental			
43	Health, Mental Retardation, and Substance Abuse			
44	Services shall work with the Rappahannock-Rapidan			
45	Community Services Board to reopen the Madison			
46	County Mental Health Clinic for services as soon as			
47	possible.			
48	T. Out of this appropriation, \$1,228,050 the first year			
49	and \$1,228,050 the second year from the general fund			
50	shall be provided for services for the civil commitment			
51	of sexually violent predators as follows: (i) \$506,250			
52	the first year and \$506,250 the second year for clinical			
53	evaluations and court testimony for sexually violent			
54	predators who are being considered for release from			
55	state correctional facilities and who will be referred to			
56	the Clinical Review Committee for psycho-sexual			
57	evaluations prior to the state seeking civil commitment,			
58	(ii) \$260,200 the first year and \$260,200 the second			



ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	year for conditional release services, including			
2	treatment, and (iii) \$111,600 the first year and			
3	\$111,600 the second year for the costs associated with			
4	contracting with a Global Positioning System service to			
5	closely monitor the movements of individuals who are			
6	civilly committed to the sexually violent predator			
7	program but conditionally released.			
8	U. Out of this appropriation, \$500,000 the first year			
9	and \$500,000 the second year from the general fund			
10	shall be used to expand community-based programs that			
11	divert individuals with mental illness from jails or for			
12	aftercare programs for individuals with mental illness			
13	who have been released from jail. The Department of			
14	Mental Health, Mental Retardation and Substance			
15	Abuse Services shall establish criteria, administer and			
16	evaluate the grants provided for this purpose.			
17	Beginning October 1, 2007, the Department shall report			
18	program information and outcome data annually to the			
19	Chairmen of the Senate Finance and House			
20	Appropriations Committees and the Joint Commission			
21	on Health Care.			
22	V. Out of this appropriation, <del>\$493,000</del> \$413,000 the first			
23	year and <del>\$493,000</del> \$159,803 the second year from the			
24	general fund shall be made available to support			
25	workforce development for children's mental health			
26	services in underserved areas. The Department of			
27	Mental Health, Mental Retardation and Substance			
28	Abuse Services shall define the regions of the			
29	Commonwealth that lack specialized mental health			
30	services for children. The funding shall be used to			
31	provide eight internship positions for individuals			
32	specializing in child psychology or child psychiatry at a			
33	Virginia institution of higher education. Before an			
34	internship is awarded, the individual shall sign a written			
35	contract under the terms of which he agrees to be			
36	employed in a qualified region, as designated by the			
37	department. Such employment shall begin within one			
38	calendar year after the completion of the internship and			
39	continue thereafter until he has been continuously			
40	employed in a qualified job for a period of years equal			
41	in number to the years that he has been or shall be a			
42	beneficiary of the internship program.			
43	W.1. Out of this appropriation, \$270,930 the first year			
44	and \$570,930 the second year from nongeneral funds			
45	shall be used to develop, implement and maintain a			
46	system of electronic medical records, including any			
47	necessary system upgrades, for individuals receiving			
48	services at state mental health and mental retardation			
49	facilities. The Department of Mental Health, Mental			
50	Retardation and Substance Abuse Services shall			
51	collaborate with the Secretary of Technology to pursue			
52	a multi-source procurement. Any agreement signed by			
53	the department for health information technology or a			
54	health information technology system for the retrieval,			
55	storage, or exchange of health information shall be			
56	consistent with federal standards for the electronic			
57	exchange of health information and include a provision			
58	to ensure interoperability.			
59	2. As a condition of this appropriation, the Department			
60	of Mental Health, Mental Retardation and Substance			

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Abuse Services, in cooperation with Community			
2	Services Boards and the Virginia Information			
3	Technologies Agency, shall develop a plan for the			
4	development of electronic health records in Community			
5	Services Boards and other technology initiatives to			
6	further the collection of data to enhance utilization			
7	review and management, the development of outcome			
8	measures, and quality improvement in providing			
9	services for persons with mental illness, mental			
10	retardation and substance use disorders. The plan shall			
11	include provisions to ensure interoperability and			
12	consistency with federal standards for the electronic			
13	exchange of health information.			
14	X. Out of this appropriation, \$25,000 the first year and			
15	\$25,000 the second year from the general fund shall be			
16	used to operate a real-time reporting system for public			
17	and private acute psychiatric beds in the			
18	Commonwealth.			
19	Y. Out of this appropriation, <del>\$3,000,000</del> 2,670,000 the			
20	first year and <del>\$3,000,000</del> 2,670,000 the second year			
21	from the general fund shall be used to develop and			
22	expand jail diversion and reentry services. Funds shall			
23	be distributed to community based contractors based on			
24	need and community preparedness as determined by the			
25	commissioner.			
26	Z. The Department of Mental Health, Mental			
27	Retardation and Substance Abuse Services, in			
28	conjunction with the Virginia Housing Development			
29	Authority, the Department of Housing and Community			
30	Development, the Virginia Association of Community			
31	Services Boards, The Arc of Virginia and the Virginia			
32	Network of Private Providers, as well as with input			
33	from other statewide advocacy organizations, shall			
34	report on investment models and best-practices for the			
35	development of affordable and accessible			
36	community-based housing for persons with intellectual			
37	and related developmental disabilities. The report shall			
38	include how other states have provided financial			
39	incentives for the acquisition, renovation or construction			
40	of community housing. The report shall identify			
41	specific funding options that will increase the			
42	availability of community housing, leverage state			
43	dollars, and promote individualized, person-centered			
44	housing for people with intellectual and related			
45	developmental disabilities. The report shall also include			
46	recommendations on the number of housing units, the			
47	location and type of units as well as an allocation			
48	methodology to ensure equitable statewide distribution.			
49	The report shall also address access to transportation			
50	and use of informal and formal support networks that			
51	are critical components of the success of housing			
52	models for this population. The report shall be			
53	submitted to the Governor and the Chairmen of the			
54	House Appropriations and Senate Finance Committees			
55	by October 1, 2009.			
56	AA. The Commissioner of the Department of Mental			
57	Health, Mental Retardation and Substance Abuse			
58	Services shall ensure that any contracts and agreements			
59	related to the renovation and construction of a new			
60	facility for Western State Hospital shall consider			

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	innovative partnerships and agreements to involve			
	private sector support.			
3	<i>BB. Notwithstanding the provisions of Section 37.2-316,</i>			
4	<i>the Commissioner, Department of Mental Health,</i>			
5	<i>Mental Retardation and Substance Abuse Services is</i>			
6	<i>directed to close the Commonwealth Center for</i>			
7	<i>Children and Adolescents by June 30, 2009. The</i>			
8	<i>commissioner shall establish a state and community</i>			
9	<i>planning team for the purpose of developing a plan for</i>			
10	<i>the closure of the facility. The team shall consist</i>			
11	<i>of department staff and representatives of affected</i>			
12	<i>consumers, local government officials, advocates, state</i>			
13	<i>hospital employees, community services boards,</i>			
14	<i>behavioral health authorities, and public and private</i>			
15	<i>child and adolescent mental health service providers,</i>			
16	<i>and other interested persons, as determined by the</i>			
17	<i>commissioner. In addition, members of the House of</i>			
18	<i>Delegates and the Senate representing the localities</i>			
19	<i>served by the hospital may serve on the state and</i>			
20	<i>community planning team. The state and community</i>			
21	<i>planning team, under the direction of the commissioner,</i>			
22	<i>shall develop a timeline to transition state hospital</i>			
23	<i>consumers by June 30, 2009 to community services in</i>			
24	<i>the locality of their residence prior to admission or the</i>			
25	<i>locality of their choice after discharge. The</i>			
26	<i>commissioner shall provide the timeline to the Governor</i>			
27	<i>and the General Assembly by April 1, 2009, and a final</i>			
28	<i>report regarding the closure of the facility by</i>			
29	<i>September 1, 2009. The final report shall outline the</i>			
30	<i>location where patients are discharged and cost savings</i>			
31	<i>associated with the facility closure.</i>			
32	<i>CC. Notwithstanding the provisions of Section</i>			
33	<i>37.2-316, the Commissioner, Department of Mental</i>			
34	<i>Health, Mental Retardation and Substance Abuse</i>			
35	<i>Services is directed to close Southeastern Virginia</i>			
36	<i>Training Center by June 30, 2009. The commissioner</i>			
37	<i>shall establish a state and community planning team</i>			
38	<i>for the purpose of developing a plan for the closure of</i>			
39	<i>the facility. The team shall consist of staff from</i>			
40	<i>the Department of Mental Health, Mental Retardation</i>			
41	<i>and Substance Abuse Services and the Department of</i>			
42	<i>Medical Assistance Services, representatives of affected</i>			
43	<i>consumers, local government officials, advocates, state</i>			
44	<i>facility employees, community services boards, and</i>			
45	<i>public and private mental retardation service providers,</i>			
46	<i>and other interested persons, as determined by the</i>			
47	<i>Commissioner. In addition, members of the House of</i>			
48	<i>Delegates and the Senate representing the localities</i>			
49	<i>served by the facility may serve on the state and</i>			
50	<i>community consensus and planning team. The state and</i>			
51	<i>community planning team, under the direction of the</i>			
52	<i>commissioner, shall develop a timeline to transition</i>			
53	<i>state facility consumers by June 30, 2009 to community</i>			
54	<i>services in the locality of their residence prior to</i>			
55	<i>admission or the locality of their choice after discharge</i>			
56	<i>or to another state facility. The commissioner</i>			
57	<i>shall provide the timeline to the Governor and the</i>			
58	<i>General Assembly by April 1, 2009 and a final</i>			
59	<i>report regarding the closure of the facility by</i>			
60	<i>September 1, 2009. The final report shall outline the</i>			
61	<i>location where patients are discharged and cost savings</i>			
62	<i>associated with the facility closure.</i>			

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 315.05. Executive Management (71300) .....			(\$4,939,434)	(\$4,947,437)
2 Savings From Management Actions (71301).....	(\$4,939,434)	(\$4,947,437)		
3 Fund Sources: General.....	(\$4,939,434)	(\$4,947,437)		
4 Authority: Discretionary Inclusion				
5 Appropriation reductions in this Item and specified in				
6 Section 4-1.08 of this act shall apply notwithstanding				
7 any language and amounts to the contrary within other				
8 Items of this act.				
9 315.10. Pharmacy Services (42100).....			\$0	\$756,663
10 Aftercare Pharmacy Services (42101).....	\$0	\$756,663		
11 Fund Sources: General.....	\$0	\$756,663		
12 Authority: Discretionary Inclusion.				
13 Total for Department of Mental Health, Mental				
14 Retardation and Substance Abuse Services .....			<b>\$48,857,444</b>	<b>\$48,918,266</b>
15			<b>\$45,168,753</b>	<b>\$47,037,492</b>
16 General Fund Positions.....	263.85	263.85		
17	228.85	224.85		
18 Nongeneral Fund Positions.....	13.40	14.40		
19	9.40	10.40		
20 Position Level .....	277.25	278.25		
21	238.25	235.25		
22 Fund Sources: General.....	\$34,154,732	\$34,212,780		
23	\$29,311,041	\$31,177,006		
24 Special.....	\$5,840,279	\$5,843,053		
25	\$5,995,279	\$5,998,053		
26 Federal Trust.....	\$8,862,433	\$8,862,433		
27	\$9,862,433	\$9,862,433		
28 <b>Grants to Localities (790)</b>				
29 316. Financial Assistance for Health Services (44500).....			\$311,136,879	\$318,243,043
30			\$311,461,674	\$318,567,838
31 Community Substance Abuse Services (44501).....	\$96,441,144	\$96,441,144		
32 Community Mental Health Services (44506) .....	\$174,493,911	\$182,400,075		
33 Community Mental Retardation Services (44507) .....	\$40,201,824	\$39,401,824		
34	\$40,526,619	\$39,726,619		
35 Fund Sources: General .....	\$249,357,432	\$256,463,596		
36 Special.....	\$100,000	\$100,000		
37	\$424,795	\$424,795		
38 Federal Trust.....	\$61,679,447	\$61,679,447		
39 Authority: Title 37.2, Chapters 5 and 6; Title 2.2,				
40 Chapter 53, Code of Virginia.				
41 A. It is the intent of the General Assembly that				
42 community mental health, mental retardation and				
43 substance abuse services are to be improved throughout				
44 the state. Funds provided in this Item shall not be used				
45 to supplant the funding effort provided by localities for				
46 services existing as of June 30, 1996.				
47 B. Further, it is the intent of the General Assembly that				
48 funds appropriated for this Item may be used by				
49 Community Services Boards to purchase, develop,				

ITEM 316.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	lease, or otherwise obtain, in accordance with			
2	§§ <del>37.1-197</del> 37.2-504 and 37.2-605, Code of Virginia,			
3	real property necessary to the provision of residential			
4	services funded by this Item.			
5	C. Out of the appropriation for this Item, funds are			
6	provided to Community Services Boards in an amount			
7	sufficient to reimburse the Virginia Housing			
8	Development Authority for principal and interest			
9	payments on residential projects for the mentally			
10	disabled financed by the Housing Authority.			
11	D. The Department of Mental Health, Mental			
12	Retardation and Substance Abuse Services shall make			
13	payments to the Community Services Boards from this			
14	Item in twenty-four equal semimonthly installments,			
15	except for necessary budget revisions or the operational			
16	phase-in of new programs.			
17	E. Failure of a board to participate in Medicaid covered			
18	services and to meet all requirements for provider			
19	participation shall result in the termination of a like			
20	amount of state grant support.			
21	F. Community Services Boards may establish a line of			
22	credit loan for up to three months' operating expenses			
23	to assure adequate cash flow.			
24	G. Out of the appropriation for this Item, \$216,500 the			
25	first year and \$216,500 the second year from the			
26	general fund shall be provided to continue the Keeping			
27	Our Kids At Home program in the Roanoke Valley, to			
28	contract with community providers for short-term crisis			
29	hospitalization of children and adolescents.			
30	H. Out of the appropriation for this Item, the			
31	department shall initiate statewide Programs of			
32	Assertive Community Treatment (PACT) to provide			
33	services to adults with serious mental illnesses in the			
34	community, in order to reduce hospitalizations.			
35	I. Out of the appropriation for this Item, \$750,000 the			
36	first year and \$750,000 the second year from the			
37	general fund shall be used to develop pilot projects in			
38	areas that have high concentrations of adult care			
39	residences. The Department of Mental Health, Mental			
40	Retardation and Substance Abuse Services, in			
41	cooperation with the Department of Social Services,			
42	shall design the projects to identify and provide the			
43	appropriate treatment and support for persons with			
44	mental illness, mental retardation, or substance abuse			
45	problems who reside in adult care residences. The			
46	department shall ensure that the pilot projects are			
47	designed to provide a variety of service models,			
48	including the provision of services within the			
49	community and within the adult care residence. The			
50	department shall evaluate the implementation of the			
51	pilot projects and measure project outcomes.			
52	J. Out of this appropriation \$200,000 the first year and			
53	\$200,000 the second year from the general fund shall			
54	be provided to Grafton School for the continued			
55	operation and expansion of the Virginia Autism			
56	Resource Center.			

ITEM 316.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	K.1. Out of this appropriation, \$7,203,366 the first year			
2	and \$7,203,366 the second year from the general fund			
3	shall be provided for Virginia's Part C Early			
4	Intervention System for infants and toddlers with			
5	disabilities.			
6	2. By October 1 of each year, the department shall			
7	report to the Chairmen of the House Appropriations and			
8	Senate Finance Committees on the (a) total revenues			
9	used to support Part C services, (b) total expenses for			
10	all Part C services, (c) total number of infants, toddlers			
11	and families served using all Part C revenues, and (d)			
12	services provided to those infants, toddlers, and			
13	families.			
14	L. The Department of Mental Health, Mental			
15	Retardation, and Substance Abuse Services and the			
16	Department of Rehabilitative Services shall assist the			
17	Cumberland Mountain Community Services Board in			
18	developing a management and funding plan for			
19	employment programs provided to disabled persons.			
20	M. Out of this appropriation, \$500,000 the first year			
21	and \$500,000 the second year from nongeneral funds			
22	shall be provided to the Richmond Behavioral Health			
23	Authority to continue a substance abuse treatment			
24	program that allows substance-abusing women to			
25	remain with their children during treatment.			
26	N. Out of this appropriation \$6,625,000 the first year			
27	and \$6,625,000 the second year from the general fund			
28	shall be provided for mental health services for children			
29	and adolescents with serious emotional disturbances and			
30	related disorders, with priority placed on those children			
31	who, absent services, are at-risk for custody			
32	relinquishment, as determined by the Family and			
33	Assessment Planning Team of the locality. The			
34	Department of Mental Health, Mental Retardation and			
35	Substance Abuse Services shall provide these funds to			
36	Community Services Boards through the annual			
37	Performance Contract. These funds shall be used			
38	exclusively for children and adolescents, not mandated			
39	for services under the Comprehensive Services Act for			
40	At-Risk Youth, who are identified and assessed through			
41	the Family and Assessment Planning Teams and			
42	approved by the Community Policy and Management			
43	Teams of the localities. The department shall provide			
44	these funds to the Community Services Boards based			
45	on an individualized plan of care methodology.			
46	O. Out of this appropriation, the expenditure of			
47	\$2,625,000 the first year and \$2,625,000 the second			
48	year from the general fund shall be provided for the			
49	placement of three additional programs of assertive			
50	community treatment (PACT).			
51	P. Out of this Item, \$5,260,000 the first year and			
52	\$5,260,000 the second year from the general fund shall			
53	be provided for 77 individualized mental health			
54	discharge assistance plans.			
55	Q. Out of this Item, \$2,800,000 the first year and			
56	\$2,800,000 the second year from the general fund shall			
57	be provided for increased mental health inpatient			

ITEM 316.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	treatment purchased in community hospitals.				
2	R. Out of this appropriation, \$2,000,000 the first year				
3	and \$2,000,000 the second year from the general fund				
4	shall be used to fund four demonstration projects using				
5	evidence-based "systems of care" models for children				
6	and adolescents with behavioral health needs. The				
7	Commissioner may allocate up to \$100,000 of this				
8	appropriation in each year for an evaluation of the pilot				
9	projects.				
10	S. Out of this appropriation, no less than \$11,428,568				
11	the first year and \$13,028,568 the second year from the				
12	general fund shall be provided to maintain and expand				
13	access to crisis intervention and stabilization units.				
14	Funds shall be used to expand existing crisis				
15	stabilization sites as well as establish additional units.				
16	T. Out of this appropriation, \$2,880,000 the first year				
17	and \$2,880,000 the second year from the general fund				
18	shall be provided to fund discharge assistance plans for				
19	civil patients and patients found not guilty by reason of				
20	insanity who have been identified as ready for				
21	discharge and who need specialized support not				
22	currently available through the Community Services				
23	Boards.				
24	U. Out of this appropriation, \$6,575,000 the first year				
25	and \$6,575,000 the second year from the general fund				
26	shall be provided to increase available				
27	community-based services for individuals served by				
28	Health Planning Regions I and II. These funds shall be				
29	used for discharge assistance planning, inpatient mental				
30	health treatment, in-home residential support, crisis				
31	stabilization and other related mental health services				
32	intended to delay or deter placement in a state mental				
33	health facility. When allocating funds in Health				
34	Planning Region II, consideration shall be given, to the				
35	extent feasible, to projects that are designed to provide				
36	specialized geriatric mental health services that allow				
37	individuals to be served in their home communities.				
38	V. Out of this appropriation, \$6,928,540 the first year				
39	and \$6,928,540 the second year from the general fund				
40	shall be provided to increase available				
41	community-based services for individuals otherwise				
42	served by Eastern State Hospital in Williamsburg.				
43	These funds shall be used for discharge assistance				
44	planning, inpatient mental health treatment, in-home				
45	residential support, crisis stabilization and other related				
46	mental health services intended to delay or deter				
47	placement in a state mental health facility.				
48	W. Out of this appropriation, \$3,750,000 the first year				
49	and \$3,750,000 the second year from the general fund				
50	shall be used to increase the availability of targeted				
51	community-based services statewide. Such services				
52	may include, but are not limited to, discharge assistance				
53	planning, inpatient mental health treatment, in-home				
54	residential support, jail-based hospital diversion				
55	projects, psychiatric evaluation and crisis counseling				
56	and expanded case management services.				
57	X. Out of this appropriation, \$1,900,000 the first year				

ITEM 316.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and \$1,900,000 the second year from the general fund			
2	shall be used to provide expanded mental health			
3	services to juveniles detained in local community			
4	detention centers. Funds shall be allocated to			
5	Community Services Boards for local and regional			
6	detention centers based upon Memoranda of			
7	Understanding between the detention superintendent and			
8	the executive director of the local community services			
9	board or behavioral health authority that will provide			
10	the services. Memoranda shall specify the expected			
11	types of services, as well as estimated workloads. The			
12	Department shall review and approve each			
13	memorandum to ensure consistency and shall allocate			
14	funding based upon the projected levels of services to			
15	be provided.			
16	Y. Out of this appropriation, \$1,341,000 the first year			
17	and \$1,341,000 the second year from the general fund			
18	shall be used to provide guardianship services to			
19	individuals currently residing in, or at risk of placement			
20	in, a state mental retardation training center.			
21	Z. Out of the amounts appropriated in Item 306,			
22	Paragraph C.2., \$4,125,438 the first year and			
23	\$4,125,438 the second year from the general fund and			
24	\$4,125,438 the first year and \$4,125,438 the second			
25	year from nongeneral funds shall be provided for the			
26	Mental Retardation Home and Community-Based			
27	Waiver Program. The funds shall be used to provide a			
28	total of 117 slots for individuals at Southeastern			
29	Virginia Training Center or Central Virginia Training			
30	Center who have been discharged or determined to be			
31	ready for discharge and have chosen to be served in the			
32	community.			
33	AA. Out of the amounts appropriated in Item 306,			
34	Paragraph C.2., \$11,675,400 the first year and			
35	<del>\$17,542,200</del> \$11,694,800 the second year from the			
36	general fund and \$11,675,400 the first year and			
37	<del>\$17,542,200</del> \$11,694,800 the second year from			
38	nongeneral funds to increase the number of slots			
39	available for the Mental Retardation Home and			
40	Community-based Waiver Program. The funds shall be			
41	used to provide <del>600</del> 400 new slots in the first year and			
42	a total of <del>600</del> 400 slots the second year for individuals			
43	living in the community and at risk of placement in a			
44	mental retardation training center. The Department of			
45	Mental Health, Mental Retardation and Substance			
46	Abuse Services shall phase in the allocation of slots			
47	during the first year consistent with the funding			
48	provided in this Item.			
49	BB. Out of the amounts appropriated in Item 306,			
50	Paragraph XX., \$17,355,007 the first year and			
51	\$17,355,007 the second year from the general fund and			
52	\$17,355,007 the first year and \$17,355,007 the second			
53	year from nongeneral funds shall be used to increase			
54	reimbursement rates paid to providers delivering unique			
55	services provided through the Mental Retardation			
56	Individual and Family Developmental Disabilities			
57	Support or Day Support Home and Community-Based			
58	Waiver Programs (but not provided in other waiver			
59	programs) by five percent effective July 1, 2006.			
60	Reimbursement rates paid to providers of congregate			



ITEM 316.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	residential group home services for individuals in the			
2	Mental Retardation Home and Community-Based			
3	Waiver Program shall be increased by 10 percent,			
4	effective July 1, 2006. The increase does not apply to			
5	personal care and related services, nursing services or			
6	services that are either fixed price or determined			
7	through individual consideration.			
8	CC. The Department of Mental Health, Mental			
9	Retardation and Substance Abuse Services shall report			
10	on a quarterly basis to the Office of the Governor, the			
11	Office of the Secretary of Health and Human			
12	Resources, the Chairmen of the House Appropriations			
13	and Senate Finance Committees, and the Department of			
14	Planning and Budget on expanded community-based			
15	services made available in paragraphs R through CC of			
16	this item. The report shall include the types and			
17	settings of services provided, the number of individuals			
18	served, the number of individuals placed in the			
19	community through the Mental Retardation Home and			
20	Community-Based Waiver Program, reduction in census			
21	at state facilities related to proposed facility			
22	replacements, changes in staffing at facilities that are			
23	proposed for replacement, and progress made in the			
24	construction of replacement facilities.			
25	DD. Out of this appropriation, \$534,000 the first year			
26	and \$534,000 the second year from the general fund			
27	shall be provided for two model projects with			
28	community services boards for opioid treatment			
29	expansion in one rural and one urban region. The			
30	projects shall be designed to improve the availability of			
31	treatment and integrate buprenorphine therapy into the			
32	region's continuum of care for opioid addiction. The			
33	department shall evaluate the results of these projects			
34	for improving treatment outcomes and improving key			
35	performance indicators, such as recruitment, retention			
36	and maintenance of treatment effects for individuals			
37	served by the projects. The department shall report the			
38	results of the projects to the Chairmen of the House			
39	Appropriations and Senate Finance Committees no later			
40	than November 1, 2008.			
41	EE. Beginning July 1, 2007, the Commissioner of the			
42	Department of Mental Health, Mental Retardation, and			
43	Substance Abuse Services shall allocate \$1,000,000 the			
44	first year and \$1,000,000 the second year from the			
45	federal Community Mental Health Services Block Grant			
46	for the development of two specialized geriatric mental			
47	health services pilot programs. One pilot shall be			
48	located in Health Planning Region II and one shall be			
49	located in Health Planning Region V. The pilots shall			
50	serve elderly populations with mental illness who are			
51	transitioning from state mental health geriatric units to			
52	the community or who are at risk of admission to state			
53	mental health geriatric units.			
54	FF. Beginning July 1, 2007, the Commissioner of the			
55	Department of Mental Health, Mental Retardation, and			
56	Substance Abuse Services shall allocate \$750,000 the			
57	first year and \$750,000 the second year from the			
58	federal Community Mental Health Services Block Grant			
59	for the expansion and development of			
60	consumer-directed pilot programs offering specialized			

ITEM 316.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	mental health services that promote wellness, recovery			
	and improved self-management.			
3	GG. The Commissioner of Mental Health, Mental			
4	Retardation and Substance Abuse Services shall work			
5	with Community Services Boards to ensure that fund			
6	allocation decisions for regional restructuring projects in			
7	the second year consider the service needs of			
8	individuals who are expected to be discharged into each			
9	region upon the downsizing of affected facilities.			
10	HH. Out of this appropriation, \$2,400,000 the first year			
11	and \$2,400,000 the second year from the general fund			
12	shall be used to expand treatment and support services			
13	for substance use disorders. Funded services shall focus			
14	on recovery models and the use of best practices.			
15	II. Out of this appropriation, \$2,800,000 the first year			
16	and \$3,000,000 the second year from the general fund			
17	shall be used to provide outpatient clinician services to			
18	children with mental health needs. Each Community			
19	Services Board shall receive funding as determined by			
20	the commissioner to increase the availability of			
21	specialized mental health services for children. The			
22	department shall require that each Community Services			
23	Board receiving these funds agree to cooperate with			
24	Court Service Units in their catchment areas to provide			
25	services to mandated and nonmandated children, in			
26	their communities, who have been brought before			
27	Juvenile and Domestic Relations Courts and for whom			
28	treatment services are needed to reduce the risk these			
29	children pose to themselves and their communities or			
30	who have been referred for services through family			
31	assessment and planning teams through the			
32	Comprehensive Services Act for At-Risk Youth and			
33	Families.			
34	JJ. Out of this appropriation, \$1,600,000 the first year			
35	and \$800,000 the second year from the general fund			
36	shall be used for start-up funding for the establishment			
37	of community residential services to support the Mental			
38	Retardation Home and Community-Based Waiver			
39	Program. The Department of Mental Health, Mental			
40	Retardation and Substance Abuse Services shall manage			
41	the distribution of these funds to Community Services			
42	Boards to support public and private sector			
43	implementation of service plans for individuals enrolled			
44	for those services under the expanded community			
45	waivers.			
46	KK. Out of this appropriation, \$10,300,000 the first			
47	year and \$18,006,164 the second year from the general			
48	fund shall be used to provide emergency services, crisis			
49	stabilization services, case management, and inpatient			
50	and outpatient mental health services for individuals			
51	who are in need of emergency mental health services or			
52	who meet the criteria for mental health treatment set			
53	forth pursuant to House Bill 559 and Senate Bill 246,			
54	2008 Session of the General Assembly. Funding			
55	provided in this item also shall be used to offset the			
56	fiscal impact of (i) establishing and providing			
57	mandatory outpatient treatment, pursuant to House Bill			
58	499 and Senate Bill 246, 2008 Session of the General			
59	Assembly; and (ii) attendance at involuntary			

ITEM 316.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	commitment hearings by community services board			
2	staff who have completed the prescreening report,			
3	pursuant to House Bill 560 and Senate Bill 246, 2008			
4	Session of the General Assembly. The Commissioner of			
5	Mental Health, Mental Retardation and Substance			
6	Abuse Services, in consultation with the Virginia			
7	Association of Community Services Boards, the Office			
8	of the Executive Secretary of the Supreme Court, the			
9	Department of Medical Assistance Services, the			
10	Virginia Sheriff's Association, the Medical Society of			
11	Virginia and the Virginia Hospital and Healthcare			
12	Association, shall implement a process for determining			
13	the allocation of funding in this item. The allocation			
14	process shall include an estimate of the number of			
15	consumers expected to utilize services, a method for			
16	distributing the funding across services to address the			
17	mental health treatment needs of consumers with			
18	mental illness, funding needed to support the			
19	involuntary commitment process, and an estimate of the			
20	impact of treatment costs on the Involuntary Mental			
21	Commitment fund at the Department of Medical			
22	Assistance Services. The Commissioner shall report on			
23	the assumptions and process used to allocate funding in			
24	this item across agencies and service categories, as well			
25	as the amount of the allocations, to the Governor and			
26	the Chairmen of the House Appropriations and Senate			
27	Finance Committees by September 1, 2008.			
28	LL. The Department of Mental Health, Mental			
29	Retardation and Substance Abuse Services, in			
30	cooperation with the Virginia Association of			
31	Community Services Boards (VACSB) and with input			
32	from the Senate Finance and House Appropriations			
33	Committees, shall develop and maintain a reporting			
34	process to monitor implementation of (i) the new			
35	services funded in this item and (ii) changes to the civil			
36	commitment process included in Senate Bill 246, House			
37	Bill 499, House Bill 559 and House Bill 560 from the			
38	2008 Session of the General Assembly. The Department			
39	and VACSB shall identify specific data elements or			
40	performance measures that will be reported through this			
41	process. The Commissioner shall submit a report on the			
42	implementation of these new services no later than			
43	December 1, 2008, and each year thereafter. The			
44	Commissioner shall submit a report describing the			
45	reporting process to measure CSB performance on			
46	participation in the civil commitment process no later			
47	than December 1, 2008, and shall submit a report on			
48	that performance beginning no later than December 1,			
49	2009, and each year thereafter.			
50	MM. Out of this appropriation, \$100,000 the first year			
51	and \$100,000 the second year from the general fund			
52	shall be provided to Holiday House of Portsmouth, Inc.			
53	<i>NN. The department may reduce the appropriation</i>			
54	<i>provided in paragraphs N through II by up to five</i>			
55	<i>percent of the administrative costs incurred by</i>			
56	<i>Community Services Boards for each paragraph. Any</i>			
57	<i>reductions shall correspond to the reduction plan of</i>			
58	<i>October, 2008 and shall be approved by the Secretary</i>			
59	<i>of Health and Human Resources.</i>			

ITEM 316.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 316.05. Executive Management (71300) .....			(\$12,400,000)	(\$12,400,000)
2 Savings From Management Actions (71301).....	(\$12,400,000)	(\$12,400,000)		
3 Fund Sources: General.....	(\$12,400,000)	(\$12,400,000)		
4 Authority: Discretionary Inclusion				
5 Appropriation reductions in this Item and specified in				
6 Section 4-1.08 of this act shall apply notwithstanding				
7 any language and amounts to the contrary within other				
8 Items of this act.				
9 Total for Grants to Localities.....			<b>\$311,136,879</b>	<b>\$318,243,043</b>
10			<b>\$299,061,674</b>	<b>\$306,167,838</b>
11 Fund Sources: General.....	\$249,357,432	\$256,463,596		
12	\$236,957,432	\$244,063,596		
13 Special.....	\$100,000	\$100,000		
14	\$424,795	\$424,795		
15 Federal Trust.....	\$61,679,447	\$61,679,447		
16	<b>Mental Health Treatment Centers (792)</b>			
17 317. Instruction (19700).....			\$46,221	\$46,221
18			\$60,221	\$60,221
19 Facility-Based Education and Skills Training (19708) .....	\$46,221	\$46,221		
20	\$60,221	\$60,221		
21 Fund Sources: General.....	\$2,785	\$2,785		
22 Special.....	\$786	\$786		
23 Federal Trust.....	\$42,650	\$42,650		
24	\$56,650	\$56,650		
25 Authority: §§ 37.1-10.01 and 37.1-96, Code of Virginia;				
26 P.L. 102-73 and 102-119, Federal Code.				
27 318. Secure Confinement (35700).....			\$12,573,204	\$12,573,204
28 Forensic and Behavioral Rehabilitation Security				
29 (35707) .....	\$12,573,204	\$12,573,204		
30 Fund Sources: General.....	\$12,265,106	\$12,265,106		
31 Special.....	\$308,098	\$308,098		
32 Authority: Title 37.1, Chapters 1 and 2, Code of				
33 Virginia.				
34 319. Pharmacy Services (42100) .....			\$39,301,784	\$39,301,784
35			\$38,545,121	\$38,545,121
36 Aftercare Pharmacy Services (42101).....	\$25,479,559	\$25,479,559		
37		\$24,722,896		
38 Inpatient Pharmacy Services (42102).....	\$13,822,225	\$13,822,225		
39 Fund Sources: General.....	\$24,760,121	\$24,760,121		
40		\$24,003,458		
41 Special.....	\$14,541,663	\$14,541,663		
42 Authority: Title 37.2, Chapters 8, Code of Virginia.				
43 320. State Health Services (43000) .....			\$197,054,799	\$197,020,496
44			\$202,054,799	
45 Geriatric Care Services (43006).....	\$36,416,373	\$36,416,373		
46	\$41,416,373			
47 Inpatient Medical Services (43007) .....	\$19,155,690	\$19,155,690		
48 State Mental Health Facility Services (43014).....	\$141,482,736	\$141,448,433		

ITEM 320.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General .....	\$135,910,182	\$135,875,879		
2	Special .....	\$61,144,617	\$61,144,617		
3		\$66,144,617			
4	Authority: Title 37.1, Chapters 1 and 2; Title 16.1,				
5	Article 16, Code of Virginia.				
6	<i>Out of this appropriation, \$2,100,000 the second year</i>				
7	<i>from the general fund shall be used to provide inpatient</i>				
8	<i>mental health services to children and adolescents</i>				
9	<i>served in privately operated facilities.</i>				
10	321. Facility Administrative and Support Services (49800) .....			\$89,040,736	\$89,040,736
11				\$90,226,736	\$90,226,736
12	General Management and Direction (49801).....	\$36,490,215	\$36,490,215		
13		\$36,651,215	\$36,651,215		
14	Information Technology Services (49802).....	\$4,037,844	\$4,037,844		
15	Food and Dietary Services (49807) .....	\$12,211,297	\$12,211,297		
16		\$12,331,297	\$12,331,297		
17	Housekeeping Services (49808) .....	\$7,336,973	\$7,336,973		
18	Linen and Laundry Services (49809).....	\$1,505,913	\$1,505,913		
19	Physical Plant Services (49815).....	\$21,489,234	\$21,489,234		
20	Power Plant Operation (49817).....	\$3,409,905	\$3,409,905		
21		\$4,314,905	\$4,314,905		
22	Training and Education Services (49825).....	\$2,559,355	\$2,559,355		
23	Fund Sources: General .....	\$71,170,033	\$71,170,033		
24	Special .....	\$17,807,203	\$17,807,203		
25		\$18,993,203	\$18,993,203		
26	Federal Trust.....	\$63,500	\$63,500		
27	Authority: § 37.1-42.1, Code of Virginia.				
28	A. Out of this appropriation, \$759,000 the first year				
29	and \$759,000 the second year from the general fund				
30	shall be used to ensure proper billing and maximum				
31	reimbursement for prescription drugs purchased by				
32	mental health treatment centers through the Medicare				
33	Part D drug program.				
34	B. The department shall take necessary step to develop				
35	an employee transition assistance plan for positions at				
36	Eastern State Hospital and Western State Hospital				
37	reduced due to the replacement of these facilities.				
38	C. Notwithstanding any other provisions of policy or				
39	regulation, Eastern State Hospital is authorized to				
40	continue the current agreement with				
41	Williamsburg-James City County Public Schools to				
42	lease facility space for the Alternative School through				
43	June 30, 2008, in accordance with the terms and				
44	conditions of the contract in effect from July 1, 2005,				
45	to June 30, 2006.				
46	D. Notwithstanding § 37.2-319 of the Code of Virginia,				
47	the Commissioner shall prepare a plan to address the				
48	capital and programmatic needs of other state mental				
49	health facilities and state mental retardation training				
50	centers when considering expenditures from the trust				
51	fund. No less than 30 days prior to the expenditure of				
52	funds, the Commissioner shall present an expenditure				
53	plan to the Chairmen of the Senate Finance and House				
54	Appropriations Committees for their review and				
55	consideration.				

ITEM 322.			Item Details(\$)		Appropriations(\$)		
	First Year	Second Year	First Year	Second Year	First Year	Second Year	
	FY2009	FY2010	FY2009	FY2010	FY2009	FY2010	
1 322.	The appropriations for the Mental Health Treatment						
2	Centers include the following approximate amounts.						
3	These amounts may vary dependent on facility or						
4	Department of Mental Health, Mental Retardation and						
5	Substance Abuse Services needs identified throughout						
6	the year:						
7			<b>FY 2009</b>				
8	<b>Facility</b>	<b>Position</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>	<b>Total</b>	
9		<b>Level</b>			<b>Trust</b>		
10	724	Catawba	342.00	\$9,885,823	\$11,385,686	\$0	\$21,271,509
11				\$9,593,497	\$12,154,176		\$21,747,673
12	703	Central State	727.00	\$51,034,920	\$660,343	\$12,000	\$51,707,262
13				\$49,525,807	\$704,914		\$50,242,721
14	708	Commonwealth Center	140.00	\$7,346,677	\$1,945,274	\$68,000	\$9,359,952
15	704	Eastern State	1,042.00	\$42,201,937	\$29,028,662	\$1,500	\$71,232,099
16				\$40,954,017	\$30,973,985		\$71,929,502
17	748	Hiram W. Davis	200.00	\$22,925,943	\$13,594,952	\$0	\$36,520,895
18				\$22,248,018	\$14,512,559		\$36,760,577
19	728	Northern Virginia	364.00	\$25,919,850	\$1,482,604	\$0	\$27,402,454
20				\$25,153,395	\$1,582,674		\$26,736,069
21	729	Piedmont	350.00	\$3,093,873	\$20,065,162	\$0	\$23,159,035
22				\$3,002,387	\$21,419,483		\$24,421,870
23	739	Southern Virginia	175.00	\$9,782,838	\$1,751,510	\$0	\$11,534,349
24				\$9,493,558	\$1,869,730		\$11,363,288
25	705	Southwestern Virginia	529.00	\$24,356,486	\$9,901,231	\$21,650	\$34,279,364
26				\$23,636,260	\$10,569,526		\$34,227,436
27	706	Western State	775.00	\$47,558,883	\$3,986,943	\$3,000	\$51,549,826
28				\$46,153,554	\$4,256,046	\$17,000	\$50,426,601
29	<b>Total</b>	<b>4,644.00</b>		\$244,108,227	\$93,802,367	\$106,150	\$338,016,744
30				\$237,107,171	\$99,988,367	\$120,150	\$337,215,688
31			<b>FY 2010</b>				
32	<b>Facility</b>	<b>Position</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>	<b>Total</b>	
33		<b>Level</b>			<b>Trust</b>		
34	724	Catawba	342.00	\$9,885,823	\$11,385,686	\$0	\$21,271,509
35				\$9,719,233	\$11,534,426		\$21,253,659
36	703	Central State	727.00	\$51,000,617	\$660,343	\$12,000	\$51,672,959
37				\$50,249,132	\$814,244		\$51,075,376
38	708	Commonwealth Center	140.00	\$7,346,677	\$1,945,274	\$68,000	\$9,359,952
39		0.00		\$0	\$0	\$0	\$0
40	704	Eastern State	1,042.00	\$42,201,937	\$29,028,662	\$1,500	\$71,232,099
41				\$41,454,221	\$29,393,886		\$70,849,607
42	748	Hiram W. Davis	200.00	\$22,925,943	\$13,594,952	\$0	\$36,520,895
43				\$21,798,899	\$13,772,553		\$35,571,452
44	728	Northern Virginia	364.00	\$25,919,850	\$1,482,604	\$0	\$27,402,454
45				\$25,514,160	\$1,501,972		\$27,016,132
46	729	Piedmont	350.00	\$3,093,873	\$20,065,162	\$0	\$23,159,035
47				\$3,052,985	\$20,327,289		\$23,380,274
48	739	Southern Virginia	175.00	\$9,782,838	\$1,751,510	\$0	\$11,534,349
49				\$9,567,462	\$1,774,391		\$11,341,854
50	705	Southwestern Virginia	529.00	\$24,356,486	\$9,901,231	\$21,650	\$34,279,364
51		508		\$22,600,568	\$10,030,578		\$32,652,796
52	706	Western State	775.00	\$47,558,883	\$3,986,943	\$3,000	\$51,549,826
53		808.00		\$46,871,186	\$4,039,028	\$85,000	\$50,995,214
54	<b>Total</b>	<b>4,644.00</b>		\$244,073,924	\$93,802,367	\$106,150	\$337,982,441
55		<b>4,516.00</b>		\$230,827,846	\$93,188,367	\$120,150	\$324,136,363
56							
57 322.05.	Executive Management (71300) .....					(\$7,001,056)	(\$12,189,415)
58	Savings From Management Actions (71301).....			(\$7,001,056)	(\$12,189,415)		
59	Fund Sources: General.....			(\$7,001,056)	(\$10,389,415)		
60	Special.....			\$0	(\$1,800,000)		

ITEM 322.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Authority: Discretionary Inclusion</i>			
2	<i>Appropriation reductions in this Item and specified in</i>			
3	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
4	<i>any language and amounts to the contrary within other</i>			
5	<i>Items of this act.</i>			
6	Total for Mental Health Treatment Centers.....		<b>\$338,016,744</b>	<b>\$337,982,441</b>
7			<b>\$337,215,688</b>	<b>\$326,236,363</b>
8	General Fund Positions.....	3,888.00	3,888.00	
9			3,777.00	
10	Nongeneral Fund Positions.....	756.00	756.00	
11			739.00	
12	Position Level .....	4,644.00	4,644.00	
13			4,516.00	
14	Fund Sources: General.....	\$244,108,227	\$244,073,924	
15		\$237,107,171	\$232,927,846	
16	Special.....	\$93,802,367	\$93,802,367	
17		\$99,988,367	\$93,188,367	
18	Federal Trust.....	\$106,150	\$106,150	
19		\$120,150	\$120,150	
20	<b>Mental Retardation Training Centers (793)</b>			
21	323. Instruction (19700).....		\$8,818,267	\$8,818,267
22			\$8,880,267	\$8,880,267
23	Facility-Based Education and Skills Training (19708) .....	\$8,818,267	\$8,818,267	
24		\$8,880,267	\$8,880,267	
25	Fund Sources: General.....	\$7,984,330	\$7,984,330	
26	Special.....	\$771,937	\$771,937	
27	Federal Trust.....	\$62,000	\$62,000	
28		\$124,000	\$124,000	
29	<i>Authority: Title 37.2, Chapter 3, Code of Virginia.</i>			
30	324. Pharmacy Services (42100).....		\$4,892,026	\$4,892,026
31	Inpatient Pharmacy Services (42102).....	\$4,892,026	\$4,892,026	
32	Fund Sources: General.....	\$40,732	\$40,732	
33	Special.....	\$4,851,294	\$4,851,294	
34	<i>Authority: §§ 37.1-10.01 and 37.1-96, Code of Virginia;</i>			
35	<i>P.L. 102-119, Federal Code.</i>			
36	325. State Health Services (43000).....		\$156,183,582	\$156,183,582
37	Inpatient Medical Services (43007) .....	\$22,802,680	\$22,802,680	
38	State Mental Retardation Training Center Services			
39	(43010) .....	\$133,380,902	\$133,380,902	
40	Fund Sources: General.....	\$21,915,724	\$21,915,724	
41	Special.....	\$134,267,858	\$134,267,858	
42	<i>Authority: Title 37.1, Chapters 1 and 2, Code of</i>			
43	<i>Virginia.</i>			
44	<i>A. Out of this appropriation, \$400,000 the first year</i>			
45	<i>and \$400,000 the second year from the general fund</i>			
46	<i>shall be used to support two Regional Community</i>			
47	<i>Support Centers located at the Southwest Virginia</i>			
48	<i>Training Center and the Central Virginia Training</i>			
49	<i>Center.</i>			

ITEM 325.	Item Details(\$)		Appropriations(\$)				
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010			
1	B. The department shall take necessary step to develop						
2	an employee transition assistance plan for positions at						
3	Central Virginia Training Center and Southeastern						
4	Virginia Training Center reduced due to the						
5	replacement of these facilities.						
6	C. Out of this appropriation, \$400,000 the first year and						
7	\$400,000 the second year from the general fund shall						
8	be used to support Regional Community Support						
9	Centers at Southside Virginia Training Center and						
10	Southeastern Virginia Training Center.						
11	D. The Commissioner of Mental Health, Mental						
12	Retardation and Substance Abuse Services shall comply						
13	with all relevant state and federal laws and Supreme						
14	Court decisions that govern the discharge of residents						
15	from state mental retardation training centers and the						
16	granting of mental retardation waiver slots.						
17	326.	Facility Administrative and Support Services (49800) .....		\$79,123,058	\$79,123,058		
18				\$79,211,058	\$79,211,058		
19		General Management and Direction (49801).....	\$23,521,163	\$23,521,163			
20			\$23,566,163	\$23,566,163			
21		Information Technology Services (49802).....	\$2,244,241	\$2,244,241			
22		Food and Dietary Services (49807) .....	\$16,622,655	\$16,622,655			
23			\$16,637,655	\$16,637,655			
24		Housekeeping Services (49808) .....	\$10,519,065	\$10,519,065			
25		Linen and Laundry Services (49809).....	\$2,729,988	\$2,729,988			
26		Physical Plant Services (49815).....	\$17,383,583	\$17,383,583			
27		Power Plant Operation (49817).....	\$4,373,624	\$4,373,624			
28			\$4,401,624	\$4,401,624			
29		Training and Education Services (49825).....	\$1,728,739	\$1,728,739			
30		Fund Sources: General.....	\$12,739,640	\$12,739,640			
31		Special.....	\$66,383,418	\$66,383,418			
32			\$66,471,418	\$66,471,418			
33		Authority: Title 37.1, Chapters 1 and 2, Code of					
34		Virginia; P.L. 74-320, Federal Code.					
35	327.	The appropriations for the Mental Retardation Training					
36		Centers include the following approximate amounts.					
37		These amounts may vary dependent on facility or					
38		Department of Mental Health, Mental Retardation and					
39		Substance Abuse Services needs identified throughout					
40		the year:					
41			<b>FY2009</b>				
42		<b>Facility</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>		
43		<b>Position</b>			<b>Trust</b>		
44		<b>Level</b>			<b>Total</b>		
44	707	Central Virginia	1,450.00	\$12,330,804	\$65,037,802	\$0	\$77,368,605
45	725	Northern Virginia	547.00	\$6,411,886	\$32,825,420	\$0	\$39,237,306
46					\$32,913,410		\$39,325,296
47	726	Southside Virginia	1,476.00	\$17,418,466	\$68,073,259	\$62,000	\$85,491,715
48						\$124,000	\$85,615,725
49	723	Southeastern Virginia	448.00	\$3,484,408	\$18,536,297	\$0	\$22,082,705
50	738	Southwestern Virginia	469.00	\$3,034,892	\$21,801,739	\$0	\$24,836,601
51							
52		<b>Total</b>	<b>4,390.00</b>	<b>\$42,680,426</b>	<b>\$206,274,507</b>	<b>\$62,000</b>	<b>\$249,016,933</b>
53					<b>\$206,362,507</b>	<b>\$124,000</b>	<b>\$249,166,963</b>
54							
55			<b>FY2010</b>				
56		<b>Facility</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>		<b>Total</b>
57		<b>Position</b>			<b>Trust</b>		
		<b>Level</b>					



ITEM 327.				Item Details(\$)		Appropriations(\$)	
				First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	707	Central Virginia	1,450.00	\$12,330,804	\$65,037,802	\$0	\$77,368,605
2			1498.00	\$13,697,929	\$63,037,802		\$76,735,731
3	725	Northern Virginia	547.00	\$6,411,886	\$32,825,420	\$0	\$39,237,306
4				\$7,043,561	\$32,373,707		\$39,417,268
5	726	Southside Virginia	1,476.00	\$17,418,466	\$68,073,259	\$62,000	\$85,491,715
6				\$18,241,516	\$66,073,259	\$124,000	\$84,438,775
7	723	Southeastern Virginia	448.00	\$3,484,408	\$18,536,297	\$0	\$22,082,705
8			0.00	\$0	\$0		\$0
9	738	Southwestern Virginia	469.00	\$3,034,892	\$21,801,739	\$0	\$24,836,601
10				\$3,287,411			\$25,089,150
11		<b>Total</b>	<b>4,390.00</b>	<b>\$42,680,426</b>	<b>\$206,274,507</b>	<b>\$62,000</b>	<b>\$249,016,933</b>
12			<b>3,990.00</b>	<b>\$42,270,416</b>	<b>\$183,286,507</b>	<b>\$124,000</b>	<b>\$225,680,923</b>
13							
14	327.05.	Executive Management (71300) .....				\$0	(\$23,486,010)
15		Savings From Management Actions (71301).....		\$0	(\$23,486,010)		
16		Fund Sources: General.....		\$0	(\$410,010)		
17		Special.....		\$0	(\$23,076,000)		
18		Authority: Discretionary Inclusion					
19		Appropriation reductions in this Item and specified in					
20		Section 4-1.08 of this act shall apply notwithstanding					
21		any language and amounts to the contrary within other					
22		Items of this act.					
23		Total for Mental Retardation Training Centers .....				\$249,016,933	\$249,016,933
24						\$249,166,933	\$225,680,923
25		General Fund Positions.....		2,541.00	2,541.00		
26					2,313.00		
27		Nongeneral Fund Positions.....		1,849.00	1,849.00		
28					1,677.00		
29		Position Level .....		4,390.00	4,390.00		
30					3,990.00		
31		Fund Sources: General .....		\$42,680,426	\$42,680,426		
32					\$42,270,416		
33		Special.....		\$206,274,507	\$206,274,507		
34				\$206,362,507	\$183,286,507		
35		Federal Trust.....		\$62,000	\$62,000		
36				\$124,000	\$124,000		
37		<b>Virginia Center for Behavioral Rehabilitation (794)</b>					
38	328.	Secure Confinement (35700).....				\$13,196,113	\$13,196,113
39		Forensic and Behavioral Rehabilitation Security					
40		(35707) .....		\$13,196,113	\$13,196,113		
41		Fund Sources: General.....		\$13,196,113	\$13,196,113		
42		Authority: Title 37.1, Chapter 2, Article 1.1, and					
43		37.1-70.1 through 37.1-70.19. Code of Virginia.					
44	329.	State Health Services (43000).....				\$2,162,939	\$2,162,939
45		State Mental Health Facility Services (43014).....		\$2,162,939	\$2,162,939		
46		Fund Sources: General.....		\$2,162,939	\$2,162,939		
47		Authority: Title 37.1, Chapters 1 and 2; Title 16.1,					
48		Article 16, Code of Virginia.					

ITEM 329.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	330.	Facility Administrative and Support Services (49800) .....			\$981,959	\$981,959
2		General Management and Direction (49801).....	\$935,924	\$935,924		
3		Information Technology Services (49802).....	\$15,345	\$15,345		
4		Food and Dietary Services (49807) .....	\$10,230	\$10,230		
5		Housekeeping Services (49808) .....	\$10,230	\$10,230		
6		Physical Plant Services (49815).....	\$10,230	\$10,230		
7		Fund Sources: General .....	\$981,959	\$981,959		
8		Authority: Title 37.1, Chapter 2, Article 1.1, and				
9		37.1-70.1 through 37.1-70.19. Code of Virginia.				
10		In the event that services are not available in Virginia				
11		to address the specific needs of an individual				
12		committed for treatment at the Center for Behavioral				
13		Rehabilitation or conditionally released, the				
14		Commissioner is authorized to seek such services from				
15		another state.				
16	330.05.	Executive Management (71300) .....			\$0	(\$16,488)
17		Savings From Management Actions (71301).....	\$0	(\$16,488)		
18		Fund Sources: General.....	\$0	(\$16,488)		
19		Authority: Discretionary Inclusion				
20		Appropriation reductions in this Item and specified in				
21		Section 4-1.08 of this act shall apply notwithstanding				
22		any language and amounts to the contrary within other				
23		Items of this act.				
24		Total for Virginia Center for Behavioral Rehabilitation...			\$16,341,011	\$16,341,011
25						\$16,324,523
26		General Fund Positions.....	400.00	400.00		
27		Position Level .....	400.00	400.00		
28		Fund Sources: General .....	\$16,341,011	\$16,341,011		
29						\$16,324,523
30		Grand Total for Department of Mental Health, Mental				
31		Retardation and Substance Abuse Services .....			\$963,369,011	\$970,501,694
32					\$946,954,059	\$921,447,139
33		General Fund Positions.....	7,092.85	7,092.85		
34			7,057.85	6,714.85		
35		Nongeneral Fund Positions.....	2,618.40	2,619.40		
36			2,614.40	2,426.40		
37		Position Level .....	9,711.25	9,712.25		
38			9,672.25	9,141.25		
39		Fund Sources: General.....	\$586,641,828	\$593,771,737		
40			\$562,397,081	\$566,763,387		
41		Special.....	\$306,017,153	\$306,019,927		
42			\$312,770,948	\$282,897,722		
43		Federal Trust.....	\$70,710,030	\$70,710,030		
44			\$71,786,030	\$71,786,030		
45		<b>§ 1-95. DEPARTMENT OF REHABILITATIVE SERVICES (262)</b>				
46	331.	Rehabilitation Assistance Services (45400).....			\$96,584,729	\$96,584,729
47					\$96,746,365	\$96,757,816
48		Vocational Rehabilitation Services (45404).....	\$80,768,063	\$80,768,063		

ITEM 331.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1		\$80,887,464		\$80,898,915
2	Community Rehabilitation Programs (45406) .....	\$15,816,666		\$15,816,666
3		\$15,858,901		\$15,858,901
4	Fund Sources: General .....	\$29,144,195		\$29,144,195
5	Special .....	\$2,343,360		\$2,343,360
6	Dedicated Special Revenue .....	\$2,016,499		\$2,016,499
7	Federal Trust .....	\$63,080,675		\$63,080,675
8		\$63,242,311		\$63,253,762
9	Authority: Title 51.5, Chapters 5 and 6, Code of			
10	Virginia; P.L. 93-112, Federal Code.			
11	A. Recovery of administrative costs for the Long Term			
12	Employment Support Services program shall be limited			
13	to 1.87 percent each fiscal year.			
14	B. A minimum of \$4,694,538 the first year and			
15	\$4,694,538 the second year from all funds is allocated			
16	to support Centers for Independent Living.			
17	C. The Department of Rehabilitative Services shall			
18	fulfill the administrative responsibilities pertaining to			
19	the Personal Attendant Services program, without			
20	interruption or discontinuation of personal attendant			
21	services currently provided.			
22	D.1. Out of this appropriation shall be provided			
23	\$3,188,638 the first year and \$3,188,638 the second			
24	year from the general fund for expanding the			
25	continuum of services used to assist persons with brain			
26	injuries in returning to work and community living.			
27	2. Of this amount, \$1,725,000 the first year and			
28	\$1,725,000 the second year from the general fund shall			
29	be used to provide a continuum of brain injury services			
30	to individuals in unserved or underserved regions of the			
31	Commonwealth. Up to \$150,000 each year shall be			
32	awarded to successful program applicants. Programs			
33	currently receiving more than \$250,000 from the			
34	general fund each year are ineligible for additional			
35	assistance under this section. To be determined eligible			
36	for a grant under this section, program applicants shall			
37	submit plans to pursue non-state resources to			
38	complement the provision of general fund support.			
39	3. In allocating additional funds for brain injury			
40	services, the Department of Rehabilitative Services shall			
41	consider recommendations from the Virginia Brain			
42	Injury Council (VBIC).			
43	4. The Department of Rehabilitative Services (DRS)			
44	shall submit an annual report to the Chairmen of the			
45	Senate Finance and House Appropriations Committees			
46	documenting the number of individuals served, services			
47	provided, and success in attracting non-state resources.			
48	E. In allocating funds for Extended Employment			
49	Services, Long Term Employment Support Services			
50	(LTESS) and Economic Development, the Department			
51	of Rehabilitative Services shall consider			
52	recommendations from the established Employment			
53	Service Organizations/LTESS Steering Committee.			

ITEM 331.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	F. The Department of Rehabilitative Services shall				
2	work with the disAbility Resource Center to phase out				
3	funding that has been provided by the State				
4	Independent Living Council so as not to impose an				
5	undue hardship on persons with disabilities who receive				
6	services from the Center.				
7	G. Out of this appropriation, \$285,000 the first year				
8	and \$285,000 the second year shall be provided from				
9	the general fund to support direct case management				
10	services for brain injured individuals and their families				
11	in Southwestern Virginia.				
12	H.1. For Commonwealth Neurotrauma Initiative Trust				
13	Fund grants awarded after July 1, 2004, the				
14	Commissioner shall require applicants to submit a plan				
15	to achieve self-sufficiency by the end of the grant				
16	award cycle in order to receive funding consideration.				
17	2. Notwithstanding any other law to the contrary, the				
18	Commissioner may reallocate up to \$500,000 from				
19	unexpended balances in the Commonwealth				
20	Neurotrauma Initiative Trust Fund to fund new grant				
21	awards for research on traumatic brain and spinal cord				
22	injuries.				
23	I. Out of this appropriation, \$150,000 from the general				
24	fund each year shall be used to expand case				
25	management services for individuals with brain injuries				
26	in unserved or underserved regions of the				
27	Commonwealth.				
28	J. Out of this appropriation, \$200,000 the first year				
29	from the general fund shall be provided for brain injury				
30	services. In allocating the funding, the Department of				
31	Rehabilitative Services shall consider recommendations				
32	from the Virginia Brain Injury Council.				
33	<i>K. Notwithstanding the provisions of § 51.5-47, Code of</i>				
34	<i>Virginia, every county and city, either singly or in</i>				
35	<i>combination with another political subdivision, may</i>				
36	<i>establish a local disability services board to provide</i>				
37	<i>input to state agencies on service needs and priorities</i>				
38	<i>of persons with physical and sensory disabilities, to</i>				
39	<i>provide information and resource referral to local</i>				
40	<i>governments regarding the Americans with Disabilities</i>				
41	<i>Act, and to provide such other assistance and advice to</i>				
42	<i>local governments as may be requested.</i>				
43	<i>Notwithstanding the provisions of § 51.5-48, Code of</i>				
44	<i>Virginia, local disability services boards shall follow</i>				
45	<i>some or all of the provisions of this code section, at</i>				
46	<i>their discretion.</i>				
47	332.	Continuing Income Assistance Services (46100) .....		\$35,996,635	\$35,996,635
48				\$40,196,635	\$40,196,635
49		\$35,996,635	\$35,996,635		
50		\$40,196,635	\$40,196,635		
51		\$936,250	\$936,250		
52		\$100,000	\$100,000		
53		\$35,060,385	\$35,060,385		
54		\$39,160,385	\$39,160,385		
55	Authority: Title 51.5, Chapter 3, Code of Virginia;				

ITEM 332.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Titles II and XVI, P.L. 74-271, Federal Code.					
2	The Department of Rehabilitative Services, in					
3	cooperation with the Department of Social Services and					
4	local social services agencies, shall develop an					
5	expedited process for transitioning hospitalized persons					
6	to rehabilitation facilities when the patient may meet					
7	the criteria established by the Social Security					
8	Administration and Medicaid for disability. As part of					
9	this expedited process, the Department of Rehabilitative					
10	Services shall make Medicaid disability determinations					
11	within seven business days of the receipt of social					
12	service referrals, when the referrals include sufficient					
13	evidence that appropriately documents SSA's definition					
14	of disability. If the referrals do not contain sufficient					
15	documentation of disability, the Department of					
16	Rehabilitative Services shall continue to expedite					
17	processing of these priority referrals under Medicaid					
18	regulations.					
19	333.	Administrative and Support Services (49900).....			\$9,407,465	\$9,407,465
20					\$12,817,465	\$12,817,465
21		General Management and Direction (49901).....	\$5,398,216	\$5,398,216		
22			\$8,798,216	\$8,798,216		
23		Information Technology Services (49902).....	\$3,657,644	\$3,657,644		
24		Planning and Evaluation Services (49916).....	\$141,605	\$141,605		
25		Training and Education Services (49925).....	\$210,000	\$210,000		
26			\$220,000	\$220,000		
27		Fund Sources: General.....	\$379,153	\$379,153		
28		Special.....	\$6,435,032	\$6,435,032		
29			\$6,345,032	\$6,345,032		
30		Federal Trust.....	\$2,593,280	\$2,593,280		
31			\$6,093,280	\$6,093,280		
32		Authority: Title 51.5, Chapter 3, Code of Virginia; P.L.				
33		93-112, Federal Code.				
34	334.	Included in the Federal Trust appropriation are amounts				
35		estimated at \$361,526 the first year and \$361,526 the				
36		second year, to pay for statewide indirect cost				
37		recoveries of this agency. Actual recoveries of statewide				
38		indirect costs up to the level of these estimates shall be				
39		exempt from payment into the general fund, as				
40		provided by § 4-2.03 of this act. Amounts recovered in				
41		excess of these estimates shall be deposited to the				
42		general fund.				
43	334.05.	Executive Management (71300).....			(\$2,621,353)	(\$2,759,933)
44		Savings From Management Actions (71301).....	(\$2,621,353)	(\$2,759,933)		
45		Fund Sources: General.....	(\$2,621,353)	(\$2,759,933)		
46		Authority: Discretionary Inclusion				
47		Appropriation reductions in this Item and specified in				
48		Section 4-1.08 of this act shall apply notwithstanding				
49		any language and amounts to the contrary within other				
50		Items of this act.				
51		Total for Department of Rehabilitative Services.....			\$141,988,829	\$141,988,829
52					\$147,139,112	\$147,011,983

ITEM 334.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	114.75	114.75		
2	Nongeneral Fund Positions.....	589.25	589.25		
3	Position Level.....	704.00	704.00		
4	Fund Sources: General.....	\$30,459,598	\$30,459,598		
5		\$27,838,245	\$27,699,665		
6	Special.....	\$8,778,392	\$8,778,392		
7		\$8,788,392	\$8,788,392		
8	Dedicated Special Revenue.....	\$2,016,499	\$2,016,499		
9	Federal Trust.....	\$100,734,340	\$100,734,340		
10		\$108,495,976	\$108,507,427		
11	<b>Woodrow Wilson Rehabilitation Center (203)</b>				
12	335. Rehabilitation Assistance Services (45400).....			\$19,921,133	\$19,921,133
13				\$19,719,155	\$19,719,155
14	Vocational Rehabilitation Services (45404).....	\$10,754,994	\$10,754,994		
15		\$10,649,994	\$10,649,994		
16	Medical Rehabilitative Services (45405).....	\$9,166,139	\$9,166,139		
17		\$9,069,161	\$9,069,161		
18	Fund Sources: General.....	\$5,656,475	\$5,656,475		
19		\$5,454,497	\$5,454,497		
20	Special.....	\$13,964,772	\$13,964,772		
21	Federal Trust.....	\$299,886	\$299,886		
22	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L.				
23	89-313, P.L. 93-112, P.L. 94-482 and P.L. 95-602,				
24	Federal Code.				
25	336. Administrative and Support Services (49900).....			\$7,991,684	\$7,991,684
26				\$8,193,662	\$8,193,662
27	General Management and Direction (49901).....	\$3,128,179	\$3,128,179		
28		\$3,053,179	\$3,053,179		
29	Information Technology Services (49902).....	\$1,196,844	\$1,196,844		
30	Physical Plant Services (49915).....	\$4,001,639	\$4,001,639		
31		\$3,943,639	\$3,943,639		
32	Fund Sources: General.....	\$1,420,456	\$1,420,456		
33		\$1,622,434	\$1,622,434		
34	Special.....	\$6,571,228	\$6,571,228		
35	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L.				
36	93-112 and P.L. 95-602, Federal Code.				
37	Comprehensive services available on-site at Woodrow				
38	Wilson Rehabilitation Center shall include, but not be				
39	limited to, vocational services, including evaluation,				
40	prevocational, academic, and vocational training;				
41	independent living services; transition from school to				
42	work services; rehabilitative engineering and assistive				
43	technology; and medical rehabilitation services,				
44	including residential, outpatient, supported living,				
45	community reentry, and family support.				
46	336.05. Executive Management (71300).....			(\$1,074,285)	(\$1,052,657)
47	Savings From Management Actions (71301).....	(\$1,074,285)	(\$1,052,657)		
48	Fund Sources: General.....	(\$1,074,285)	(\$1,052,657)		
49	Authority: Discretionary Inclusion				
50	Appropriation reductions in this Item and specified in				

ITEM 336.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
2	<i>any language and amounts to the contrary within other</i>				
3	<i>Items of this act.</i>				
4	Total for Woodrow Wilson Rehabilitation Center .....			<b>\$27,912,817</b>	<b>\$27,912,817</b>
5				<b>\$26,838,532</b>	<b>\$26,860,160</b>
6	General Fund Positions.....	118.67	118.67		
7		114.67	114.67		
8	Nongeneral Fund Positions.....	244.33	244.33		
9	Position Level .....	363.00	363.00		
10		359.00	359.00		
11	Fund Sources: General.....	\$7,076,931	\$7,076,931		
12		\$6,002,646	\$6,024,274		
13	Special.....	\$20,536,000	\$20,536,000		
14	Federal Trust.....	\$299,886	\$299,886		
15	Grand Total for Department of Rehabilitative Services....			<b>\$169,901,646</b>	<b>\$169,901,646</b>
16				<b>\$173,977,644</b>	<b>\$173,872,143</b>
17	General Fund Positions.....	233.42	233.42		
18		229.42	229.42		
19	Nongeneral Fund Positions.....	833.58	833.58		
20	Position Level .....	1,067.00	1,067.00		
21		1,063.00	1,063.00		
22	Fund Sources: General.....	\$37,536,529	\$37,536,529		
23		\$33,840,891	\$33,723,939		
24	Special.....	\$29,314,392	\$29,314,392		
25		\$29,324,392	\$29,324,392		
26	Dedicated Special Revenue.....	\$2,016,499	\$2,016,499		
27	Federal Trust.....	\$101,034,226	\$101,034,226		
28		\$108,795,862	\$108,807,313		
29	<b>§ 1-96. DEPARTMENT OF SOCIAL SERVICES (765)</b>				
30	337. Program Management Services (45100) .....			\$44,109,917	\$44,542,449
31				\$43,275,466	\$43,469,295
32	Training and Assistance to Local Staff (45101).....	\$13,196,644	\$13,196,644		
33		\$12,890,399	\$12,677,809		
34	Central Administration and Quality Assurance for				
35	Benefit Programs (45102).....	\$12,979,322	\$12,979,322		
36		\$12,823,603	\$13,042,882		
37	Central Administration and Quality Assurance for				
38	Family Services (45103).....	\$8,900,281	\$9,332,813		
39		\$8,549,249	\$8,901,391		
40	Central Administration and Quality Assurance for				
41	Community Programs (45105) .....	\$4,709,824	\$2,764,683		
42		\$4,688,369	\$5,309,634		
43	Central Administration for the Comprehensive Services				
44	Act (CSA) (45106) .....	\$1,120,644	\$1,120,644		
45			\$1,117,480		
46	Central Administration and Quality Assurance for				
47	Child Care Activities (45107) .....	\$3,203,202	\$5,148,343		
48			\$2,420,099		
49	Fund Sources: General.....	\$16,009,167	\$16,306,332		
50			\$17,537,580		
51	Federal Trust.....	\$28,100,750	\$28,236,117		
52		\$27,266,299	\$25,931,715		
53	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1				
54	and 6, Code of Virginia; Title VI, Subtitle B, P.L.				

ITEM 337.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	97-35, as amended; P.L. 103-252, as amended; P.L.			
2	104-193, as amended, Federal Code.			
3	The Department of Social Services, in collaboration			
4	with the Office of Comprehensive Services, shall			
5	provide training to local staff serving on Family			
6	Assessment and Planning Teams and Community			
7	Policy and Management Teams. Training shall include,			
8	but need not be limited to, the federal and state			
9	requirements pertaining to the provision of the foster			
10	care services funded under § 2.2-5211, Code of			
11	Virginia. The training shall also include written			
12	guidance concerning which services remain the			
13	financial responsibility of the local departments of			
14	social services. Training shall be provided on a regional			
15	basis at least once per year. Written guidance shall be			
16	updated and provided to local Comprehensive Services			
17	Act teams whenever there is a change in allowable			
18	expenses under federal or state guidelines. In addition,			
19	the Department of Social Services shall provide			
20	ongoing local oversight of its federal and state			
21	requirements related to the provision of services funded			
22	under § 2.2-5211, Code of Virginia.			
23	338.	Financial Assistance for Self-Sufficiency Programs and		
24		Services (45200).....		\$282,536,535
25			\$288,437,199	\$282,536,535
26		Temporary Assistance for Needy Families (Tanf) Cash		
27		Assistance (45201).....	\$96,680,416	\$96,680,416
28			\$97,932,966	\$103,636,978
29		Child Support Supplement (45211).....	\$7,800,000	\$7,800,000
30			\$5,550,000	\$4,800,000
31		Temporary Assistance for Needy Families (Tanf)		
32		Employment Services (45212) .....	\$25,138,972	\$25,138,972
33		Food Stamp Employment and Training (Fset)		
34		Employment Services (45213) .....	\$241,326	\$241,326
35				\$866,326
36		Temporary Assistance for Needy Families (Tanf) Child		
37		Care Subsidies (45214).....	\$58,512,207	\$58,512,207
38			\$56,262,207	\$57,262,207
39		At-Risk Child Care Subsidies (45215) .....	\$88,313,614	\$88,313,614
40			\$97,461,728	\$96,345,994
41		Unemployed Parents Cash Assistance (45216) .....	\$5,850,000	\$5,850,000
42		Fund Sources: General .....	\$109,317,733	\$109,317,733
43				\$108,183,641
44		Federal Trust.....	\$173,218,802	\$173,218,802
45			\$179,119,466	\$185,716,836
46		Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1		
47		and 6, Code of Virginia; Title VI, Subtitle B, P.L.		
48		97-35, as amended; P.L. 103-252, as amended; P.L.		
49		104-193, as amended, Federal Code.		
50		A. To the extent permitted by federal law, the State		
51		Plan for Temporary Assistance for Needy Families		
52		(TANF) shall provide that the eligibility for assistance		
53		of an alien who is qualified alien (as defined in § 431		
54		of the Personal Responsibility and Work Opportunity		
55		Reconciliation Act of 1996, Public Law Number		
56		104-193) shall be determined without regard to		
57		alienage.		
58		B. Notwithstanding any other provision of state law, the		



ITEM 338.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Department of Social Services shall maintain a separate			
2	state program, as that term is defined by federal			
3	regulations governing the Temporary Assistance for			
4	Needy Families (TANF) program, 45 C.F.R. § 260.30,			
5	for the purpose of providing welfare cash assistance			
6	payments to able-bodied two-parent families. The			
7	separate state program shall be funded by state funds			
8	and operated outside of the TANF program.			
9	Able-bodied two-parent families shall not be eligible for			
10	TANF cash assistance as defined at 45 C.F.R. § 260.31			
11	(a)(1), but shall receive benefits under the separate state			
12	program provided for in this paragraph. Although			
13	various conditions and eligibility requirements may be			
14	different under the separate state program, the basic			
15	benefit payment for which two-parent families are			
16	eligible under the separate state program shall not be			
17	less than what they would have received under TANF.			
18	The Department of Social Services shall establish			
19	regulations to govern this separate state program.			
20	C. As a condition of this appropriation, the Department			
21	of Social Services shall disregard the value of one			
22	motor vehicle per assistance unit in determining			
23	eligibility for cash assistance in the Temporary			
24	Assistance for Needy Families (TANF) program and in			
25	the separate state program for able-bodied two-parent			
26	families.			
27	D.1. The Department of Social Services shall be			
28	authorized to make necessary changes in the State Plan			
29	for the Temporary Assistance for Needy Families			
30	(TANF) Program to meet the federal TANF			
31	requirements, pursuant to federal Deficit Reduction			
32	Omnibus Reconciliation Act of 2005, and to minimize			
33	the Commonwealth's exposure to federal financial			
34	penalties, provided it does so in the most efficient and			
35	least costly manner.			
36	2. No less than 30 days prior to submitting			
37	amendments to the federal government on the State			
38	Plan for the Temporary Assistance for Needy Families			
39	Program, the Commissioner of the Department of			
40	Social Services shall provide the Chairmen of the			
41	House Appropriations and Senate Finance Committees			
42	with written documentation of the proposed policy			
43	changes, including an estimate of the fiscal impact of			
44	the proposed changes and information summarizing			
45	public comment that was received on the proposed			
46	changes.			
47	E. Out of this appropriation, <del>\$5,850,000</del> \$2,775,000 the			
48	first year and <del>\$5,850,000</del> \$2,775,000 the second year			
49	from the general fund and <del>\$1,950,000</del> \$2,400,000 the			
50	first year and <del>\$1,950,000</del> \$2,400,000 the second year			
51	from the federal Temporary Assistance for Needy			
52	Families (TANF) block grant shall be used by the			
53	Department of Social Services to provide recipients of			
54	Temporary Assistance for Needy Families (TANF) cash			
55	assistance a monthly TANF supplement up to the			
56	current child support collected by the Division of Child			
57	Support Enforcement for each such recipient, less any			
58	disregard passed through to such recipient pursuant to			
59	any other provision of law. The TANF child support			
60	supplement shall be paid within two months following			

ITEM 338.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	collection of the child support payment or payments			
2	used to determine the amount of such supplement. For			
3	purposes of determining eligibility for medical			
4	assistance services, the TANF supplement described in			
5	this paragraph shall be disregarded. In the event there			
6	are sufficient federal TANF funds to provide all other			
7	assistance required by the TANF State Plan, the			
8	Commissioner may use unobligated federal TANF			
9	block grant funds in excess of this appropriation to			
10	provide the TANF supplement described in this			
11	paragraph.			
12	F. The Department of Social Services, in collaboration			
13	with local departments of social services, shall maintain			
14	minimum performance standards for all local			
15	departments of social services participating in the			
16	Virginia Initiative for Employment, Not Welfare			
17	(VIEW) program. The Department shall allocate VIEW			
18	funds to local departments of social services based on			
19	these performance standards and VIEW caseloads. The			
20	allocation formula shall be developed and revised in			
21	cooperation with the local social services departments			
22	and the Department of Planning and Budget.			
23	G. A participant whose Temporary Assistance for			
24	Needy Families (TANF) financial assistance is			
25	terminated due to the receipt of 24 months of assistance			
26	as specified in § 63.2-612, Code of Virginia, or due to			
27	the closure of the TANF case prior to the completion			
28	of 24 months of TANF assistance, excluding cases			
29	closed with a sanction for noncompliance with the			
30	Virginia Initiative for Employment Not Welfare			
31	program, shall be eligible to receive employment and			
32	training assistance for up to 12 months after			
33	termination, if needed, in addition to other transitional			
34	services provided pursuant to § 63.2-611, Code of			
35	Virginia.			
36	H. The Department of Social Services, in conjunction			
37	with the Department of Correctional Education, shall			
38	identify and apply for federal, private and faith-based			
39	grants for pre-release parenting programs for			
40	non-custodial incarcerated parent offenders committed			
41	to the Department of Corrections, including but not			
42	limited to the following grant programs: Promoting			
43	Responsible Fatherhood and Healthy Marriages, State			
44	Child Access and Visitation Block Grant, Serious and			
45	Violent Offender Reentry Initiative Collaboration,			
46	Special Improvement Projects, §1115 Social Security			
47	Demonstration Grants, and any new grant programs			
48	authorized under the federal Temporary Assistance for			
49	Needy Families (TANF) block grant program.			
50	I. Included in this Item is funding to carry out the			
51	former responsibilities of the Virginia Council on Child			
52	Day Care and Early Childhood Programs. Nongeneral			
53	fund appropriations allocated for uses associated with			
54	the Head Start program shall not be transferred for any			
55	other use until eligible Head Start families have been			
56	fully served. Any remaining funds may be used to			
57	provide services to enrolled low-income families in			
58	accordance with federal and state requirements.			
59	Families, who are working or in education and training			
60	programs, with income at or below the poverty level,			

ITEM 338.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	whose children are enrolled in Head Start wraparound			
2	programs paid for with the federal block grant funding			
3	in this Item shall not be required to pay fees for these			
4	wraparound services.			
5	J. Out of the total appropriation for child care,			
6	\$10,626,393 from the general fund and \$52,445,805			
7	from federal funds the first year and \$10,626,393 from			
8	the general fund and \$52,445,805 from federal funds			
9	the second year will support state child care programs			
10	which will be administered on a sliding scale basis to			
11	income eligible families. The sliding fee scale and			
12	eligibility criteria are to be set according to the rules			
13	and regulations of the State Board of Social Services,			
14	except that the income eligibility thresholds for child			
15	care assistance shall account for variations in the local			
16	cost of living index by metropolitan statistical areas.			
17	The Department of Social Services shall report on the			
18	sliding fee scale and eligibility criteria adopted by the			
19	Board of Social Services by December 15 of each year.			
20	The Department of Social Services shall make the			
21	necessary amendments to the Child Care and			
22	Development Funds Plan to accomplish this intent.			
23	Funds shall be targeted to families who are most in			
24	need of assistance with child care costs. Localities may			
25	exceed the standards established by the state by			
26	supplementing state funds with local funds.			
27	K. Notwithstanding § 4-1.03 of this act, general fund			
28	and nongeneral fund appropriations for the Child Care			
29	Fee System At-risk and At-risk Pass-thru programs			
30	shall not be transferred to support other child care			
31	programs or for any other purpose.			
32	L. 4. It is the intent of the General Assembly that the			
33	Department of Social Services automate child care			
34	assistance programs. The Department shall report to the			
35	Governor and the General Assembly by October 15 of			
36	each year regarding the status of such automation,			
37	system adequacy, and needed action.			
38	<del>2. Out of this appropriation, \$750,000 the first year and</del>			
39	<del>\$750,000 the second year from the general fund shall</del>			
40	<del>be used to create an automated child care management</del>			
41	<del>and payment system.— The Department of Social</del>			
42	<del>Services shall provide an annual report on the system's</del>			
43	<del>progress by July 1 of each year to the Chairmen of the</del>			
44	<del>House Appropriations and Senate Finance Committees,</del>			
45	<del>the Secretary of Health and Human Resources and the</del>			
46	<del>Department of Planning and Budget.</del>			
47	M. Included in this Item is funding in the amount of			
48	\$600,000 the first year and \$600,000 the second year			
49	from nongeneral funds for scholarships for students in			
50	early childhood education and related majors who plan			
51	to work in the field, or already are working in the field,			
52	whether in public schools, child care or other early			
53	childhood programs, and who enroll in a state			
54	community college or a state supported senior			
55	institution of higher education. Also included in this			
56	Item is funding in the amount of \$505,000 the first			
57	year and \$505,000 the second year from nongeneral			
58	funds for training of individuals in the field of early			
59	childhood education.			

ITEM 338.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	N. Out of appropriations in this Item shall be provided			
2	\$300,000 the first year and \$300,000 the second year			
3	from nongeneral funds for child care assistance			
4	provided to children in homeless and domestic violence			
5	shelters.			
6	O. Out of this appropriation shall be provided \$350,000			
7	the first year and <del>\$350,000</del> the second year from the			
8	Child Care Development Fund to contract with a			
9	network of child care resource and referral agencies to			
10	provide assistance to working parents in locating and			
11	identifying child care programs and to collect, maintain			
12	and disseminate information about child care in			
13	accordance with the 2002/2003 Child Care			
14	Development Fund Plan for Virginia.			
15	339.	Financial Assistance for Local Social Services Staff		
16		(46000) .....		\$345,694,432 \$345,694,432
17				\$362,094,432 \$360,594,432
18		Eligibility Determination Local Staff and Operations		
19		(46003) .....		\$163,444,965 \$163,444,965
20				\$179,844,965 \$178,444,965
21		Social Worker Local Staff and Operations (46006).....		\$182,249,467 \$182,249,467
22				\$182,149,467
23		Fund Sources: General .....		\$117,359,475 \$117,359,475
24		Dedicated Special Revenue .....		\$1,500,000 \$1,500,000
25		Federal Trust.....		\$226,834,957 \$226,834,957
26				\$243,234,957 \$241,734,957
27	Authority: Title 63.2, Chapters 1, 6, 6.2, 6.5, 13 and			
28	14, Code of Virginia; P.L. 104-193, Titles IV A, XIX,			
29	and XXI, Social Security Act, Federal Code, as			
30	amended.			
31	A. The amounts in this Item shall be expended under			
32	regulations of the Board of Social Services to reimburse			
33	county and city welfare/social services boards pursuant			
34	to § 63.2-401, Code of Virginia, and subject to the			
35	same percentage limitations for other administrative			
36	services performed by county and city public			
37	welfare/social services boards and superintendents of			
38	public welfare/social services pursuant to other			
39	provisions of the Code of Virginia, as amended.			
40	B. Pursuant to the provisions of §§ 63.2-403, 63.2-406,			
41	63.2-407, 63.2-408, and 63.2-615 Code of Virginia, all			
42	moneys deducted from funds otherwise payable out of			
43	the state treasury to the counties and cities pursuant to			
44	the provisions of § 63.2-408, Code of Virginia, shall be			
45	credited to the applicable general fund account.			
46	C. Included in this appropriation are funds to reimburse			
47	local social service agencies for eligibility workers who			
48	interview applicants to determine qualification for			
49	public assistance benefits which include but are not			
50	limited to: Temporary Assistance for Needy Families;			
51	Food Stamps; and Medicaid.			
52	D. Included in this appropriation are funds to reimburse			
53	local social service agencies for social workers who			
54	deliver program services which include but are not			
55	limited to: child and adult protective services complaint			
56	investigations; foster care and adoption services; and			

		Item Details(\$)		Appropriations(\$)	
ITEM 339.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	adult services.				
2	E. Out of the federal fund appropriation for Eligibility				
3	Determination, amounts estimated at \$15,000,000 the				
4	first year and \$15,000,000 the second year shall be set				
5	aside for allowable local costs which exceed available				
6	general fund reimbursement and amounts estimated at				
7	\$10,500,000 the first year and \$10,500,000 the second				
8	year shall be set aside to reimburse local governments				
9	for allowable costs incurred in administering public				
10	assistance programs.				
11	F. Beginning July 1, 2008, the Commissioner of Social				
12	Services shall work with the governing bodies of				
13	localities operating a single jurisdiction local				
14	department of social services with 2007 provisional				
15	population estimates of 20,000 or less to examine and				
16	identify efficiencies or general fund cost savings as a				
17	result of consolidating those programs and/or				
18	administrative operations. The Commissioner of Social				
19	Services, in consultation with the identified local				
20	governing bodies, shall include a comparative				
21	evaluation of costs in localities operating a single				
22	jurisdiction local department of social services below				
23	and above populations of 20,000, conformity of staffing				
24	patterns with established workload measures in such				
25	smaller localities, and compliance with established				
26	performance measures in those small agencies. The				
27	Commissioner shall report on the potential savings				
28	accrued by this action to the Governor and the				
29	Chairmen of the House Appropriations and Senate				
30	Finance Committees by December 1, 2008.				
31	340. Child Support Enforcement Services (46300) .....			\$718,285,512	\$718,253,012
32				\$747,026,353	\$764,515,398
33	Support Enforcement and Collection Services (46301) ....	\$87,718,145	\$87,685,645		
34		\$90,753,636	\$94,317,227		
35	Public Assistance Child Support Payments (46302) .....	\$5,000,000	\$5,000,000		
36		\$10,000,000	\$11,000,000		
37	Non-Public Assistance Child Support Payments				
38	(46303) .....	\$625,567,367	\$625,567,367		
39		\$646,272,717	\$659,198,171		
40	Fund Sources: General .....	\$6,684,525	\$6,605,435		
41			\$6,577,808		
42	Special .....	\$658,173,029	\$658,173,029		
43		\$686,974,613	\$704,638,777		
44	Federal Trust .....	\$53,427,958	\$53,474,548		
45		\$53,367,215	\$53,298,813		
46	Authority: Title 20, Chapters 3.1, 4.1, 5, 5.3, and 6;				
47	Title 63.2, Chapter 13, Code of Virginia; P.L. 104-193,				
48	as amended; P.L. 105-200, P.L. 105-33, P.L. 106-113,				
49	Federal Code.				
50	A. Any net revenue from child support enforcement				
51	collections, after all disbursements are made in				
52	accordance with state and federal statutes and				
53	regulations, and after the state's share of the cost of				
54	administering the program is paid, shall be estimated				
55	and deposited into the general fund by June 30 of the				
56	fiscal year in which it is collected. Any additional				
57	moneys determined to be available upon final				
58	determination of a fiscal year's costs of administering				

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1	the program shall be deposited to the general fund by				
2	September 1 of the subsequent fiscal year in which it is				
3	collected.				
4	B. In determining eligibility and amounts for cash				
5	assistance, pursuant to the Personal Responsibility and				
6	Work Opportunity Reconciliation Act of 1996, Public				
7	Law 104-193, the department shall continue to				
8	disregard up to \$100 per month in child support				
9	payments and return to recipients of cash assistance up				
10	to \$100 per month in child support payments collected				
11	on their behalf.				
12	C. Amounts disbursed to recipients of cash assistance				
13	pursuant to paragraph B of this Item shall be				
14	considered part of the Commonwealth's required				
15	Maintenance of Effort spending for the federal				
16	Temporary Assistance for Needy Families program				
17	established by the Social Security Act.				
18	D. The Department shall expand collections of child				
19	support payments through contracts with private				
20	vendors. However, the Department of Social Services				
21	and the Office of the Attorney General shall not				
22	contract with any private collection agency, private				
23	attorney, or other private entity for any child support				
24	enforcement activity until the State Board of Social				
25	Services has made a written determination that the				
26	activity shall be performed under a proposed contract at				
27	a lower cost than if performed by employees of the				
28	Commonwealth.				
29	E. The Division of Child Support Enforcement, in				
30	cooperation with the Department of Medical Assistance				
31	Services, shall identify cases for which there is a				
32	medical support order requiring a noncustodial parent to				
33	contribute to the medical cost of caring for a child who				
34	is enrolled in the Medicaid or Family Access to				
35	Medical Insurance Security (FAMIS) Programs. Once				
36	identified, the Division shall work with the Department				
37	of Medical Assistance Services to take appropriate				
38	enforcement actions to obtain medical support or				
39	repayments for the Medicaid program.				
40	341. Adult Programs and Services (46800) .....			\$44,912,949	\$44,912,949
41				\$44,908,427	\$46,418,906
42	Auxiliary Grants for the Aged, Blind, and Disabled				
43	(46801) .....	\$24,882,956	\$24,882,956		
44	Adult In-Home and Supportive Services (46802) .....	\$11,642,995	\$11,642,995		
45	Domestic Violence Prevention and Support Activities				
46	(46803) .....	\$8,386,998	\$8,386,998		
47		\$8,382,476	\$9,892,955		
48	Fund Sources: General .....	\$27,152,878	\$27,152,878		
49	Federal Trust .....	\$17,760,071	\$17,760,071		
50		\$17,755,549	\$19,266,028		
51	Authority: Title 51.2, Chapter 1.1 and Title 63.2,				
52	Chapters 1 and 6, Code of Virginia; Title XVI, federal				
53	Social Security Act, as amended.				
54	A. 1. Effective January 1, 2008 2009, the Department				
55	of Social Services is authorized to base approved				
56	licensed assisted living facility rates for individual				

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1	facilities on an occupancy rate of 85 percent of licensed			
2	capacity, not to exceed a maximum rate of <del>\$1,075</del>			
3	\$1,112 per month, which rate is also applied to			
4	approved adult foster care homes, unless modified as			
5	indicated below. The Department may add a 15 percent			
6	differential to the maximum amount for licensed			
7	assisted living facilities and adult foster care homes in			
8	Planning District Eight.			
9	2. Effective January 1, <del>2008</del> 2009, the monthly			
10	personal care allowance for auxiliary grant recipients			
11	who reside in licensed assisted living facilities and			
12	approved adult foster care homes shall be <del>\$77</del> \$81 per			
13	month, unless modified as indicated below.			
14	3. The Department of Social Services is authorized to			
15	increase the assisted living facility and adult foster care			
16	home rates and/or the personal care allowance cited			
17	above on January 1 of each year in which the federal			
18	government increases Supplemental Security Income or			
19	Social Security rates or at any other time that the			
20	Department determines that an increase is necessary to			
21	ensure that the Commonwealth continues to meet			
22	federal requirements for continuing eligibility for			
23	federal financial participation in the Medicaid program.			
24	Any such increase is subject to the prior concurrence of			
25	the Department of Planning and Budget. Within thirty			
26	days after its effective date, the Department of Social			
27	Services shall report any such increase to the Governor			
28	and the Chairmen of the House Appropriations and			
29	Senate Finance Committees with an explanation of the			
30	reasons for the increase.			
31	B. Out of this nongeneral fund appropriation,			
32	\$6,501,894 the first year and \$6,501,894 in the second			
33	year from the federal Social Services Block Grant shall			
34	be allocated to provide adult companion services for			
35	low-income elderly and disabled adults.			
36	<del>C. Out of this appropriation, \$500,000 the first year and</del>			
37	<del>\$500,000 the second year from the general fund is</del>			
38	<del>provided for the Virginia Caregivers Grant Program.</del>			
39	D. The toll-free telephone hotline operated by the			
40	Department of Social Services to receive child abuse			
41	and neglect complaints shall also be publicized and			
42	used by the Department to receive complaints of adult			
43	abuse and neglect.			
44	E. Out of this appropriation, \$325,000 the first year and			
45	<del>\$1,387,500 the second year</del> from the general fund and			
46	\$1,062,500 the first year <i>and \$1,387,500 the second</i>			
47	<i>year</i> from the federal Temporary Assistance for Needy			
48	Families (TANF) block grant shall be provided as a			
49	grant to local domestic violence programs for purchase			
50	of crisis and core services for victims of domestic			
51	violence, including 24-hour hotlines, emergency shelter,			
52	emergency transportation, and other crisis services as a			
53	first priority.			
54	F. Out of this appropriation, \$75,000 from the general			
55	fund and \$400,000 from nongeneral funds the first year			
56	and \$75,000 from the general fund and \$400,000 from			
57	nongeneral funds the second year shall be provided for			

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1	the purchase of services for victims of domestic			
2	violence as stated in § 63.2-1615, Code of Virginia, in			
3	accordance with regulations promulgated by the Board			
4	of Social Services.			
5	G. Notwithstanding the emergency regulations set forth			
6	in 22 VAC 40-71-10 et seq. Standards and Regulations			
7	for Licensed Assisted Living Facilities, the Department			
8	of Social Services shall (i) define a			
9	department-approved course for managers of licensed			
10	facilities with 19 or fewer residents, pursuant to 22			
11	VAC 40-71-60 L.3 e (4), as a course that does not			
12	exceed 40 hours and is available and accessible in			
13	multiple regions within the Commonwealth; (ii)			
14	reinstate an exception to the requirement that at least			
15	one staff member be awake and on duty during the			
16	night in buildings that house 19 or fewer residents			
17	provided that none of the residents require a staff			
18	member to be awake and on duty at night, pursuant to			
19	22 VAC 40-71-130; and (iii) eliminate requirements set			
20	forth in the emergency regulations, pursuant to 22 VAC			
21	40-71-485, guiding intervention for high risk behavior.			
22	<i>H. The Department of Social Services, Department of</i>			
23	<i>Mental Health, Mental Retardation and Substance</i>			
24	<i>Services, Community Services Boards, and local</i>			
25	<i>departments of social services may conduct a pilot for</i>			
26	<i>portable Auxiliary Grants to pay for housing of</i>			
27	<i>consumers who (i) have lived in an assisted living</i>			
28	<i>facility for more than 6 months, (ii) receive an</i>			
29	<i>Auxiliary Grant, (ii) receive Medicaid-funded case</i>			
30	<i>management and support services from a community</i>			
31	<i>services board or behavioral health authority, (iii) meet</i>			
32	<i>residential assisted living level of care criteria, (iv) are</i>			
33	<i>determined by the community services board or</i>			
34	<i>behavioral health authority to be good candidates for</i>			
35	<i>living in the community based upon the Uniform</i>			
36	<i>Assessment Instrument, and (v) have a care of plan in</i>			
37	<i>place developed by a community services board or</i>			
38	<i>behavioral health authority to ensure that needs can be</i>			
39	<i>met in the community. Priority shall be given to</i>			
40	<i>individuals meeting the above criteria who reside in</i>			
41	<i>assisted living facilitates that give notice of closure or</i>			
42	<i>of discontinuing acceptance of Auxiliary Grant</i>			
43	<i>recipients as residents. The Department of Mental</i>			
44	<i>Health, Mental Retardation and Substance Abuse</i>			
45	<i>Services shall, with cooperation by the Department of</i>			
46	<i>Social Services, evaluate any pilot to determine the</i>			
47	<i>impact on portable Auxiliary Grant recipients,</i>			
48	<i>community services boards and local departments of</i>			
49	<i>social services. A report of the evaluation findings and</i>			
50	<i>recommendations shall be submitted to the Governor</i>			
51	<i>and Chairmen of the House Appropriations and Senate</i>			
52	<i>Finance Committees by December 1, 2010.</i>			
53	342.			\$163,057,764
54				\$170,055,444
55				\$175,659,570
56				\$171,432,966
55	Foster Care Payments and Supportive Services (46901) ..	\$84,345,995	\$87,187,707	
56		\$82,456,626	\$85,287,004	
57	Supplemental Child Protective Activities (46902) .....	\$4,989,561	\$4,989,561	
58			\$4,276,611	
59	Adoption Subsidies and Supportive Services (46903) .....	\$73,722,208	\$77,878,176	
60		\$88,213,383	\$81,869,351	



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		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$92,545,742	\$97,019,110		
2		\$93,751,355	\$97,999,723		
3	Special.....	\$948,245	\$948,245		
4			\$460,295		
5	Federal Trust.....	\$69,563,777	\$72,088,089		
6		\$80,959,970	\$72,972,948		
7	Authority: Title 63.2, Chapters 3, 10, 10.1, 10.2, 11.1,				
8	11.2, 12.1, and 18, Code of Virginia; P.L. 100-294,				
9	P.L. 101-126, P.L. 101-226, P.L. 105-89, as amended,				
10	Federal Code.				
11	A. Out of this appropriation, \$500,000 the first year				
12	and \$500,000 the second year from the general fund				
13	shall be provided for the purchase of services for				
14	victims child abuse and neglect prevention activities as				
15	stated in §63.2-1502, Code of Virginia, in accordance				
16	with regulations promulgated by the Board of Social				
17	Services.				
18	B. Expenditures meeting the criteria of Title IV-E of				
19	the Social Security Act shall be fully reimbursed except				
20	that expenditures otherwise subject to a standard local				
21	matching share under applicable state policy, including				
22	local staffing, shall continue to require local match. The				
23	Commissioner shall ensure that local social service				
24	boards obtain reimbursement for all children eligible for				
25	Title IV-E coverage.				
26	C. This appropriation includes \$180,200 from the				
27	general fund and \$99,800 from nongeneral funds the				
28	first year and \$180,200 from the general fund and				
29	\$99,800 from nongeneral funds the second year to				
30	continue respite care for foster parents.				
31	D. The Commissioner, in cooperation with the				
32	Department of Planning and Budget, shall establish a				
33	reasonable, automatic adjustment for inflation each year				
34	to be applied to the room and board maximum rates				
35	paid to foster parents. However, this provision shall				
36	apply only in fiscal years following a fiscal year in				
37	which salary increases are provided for state employees.				
38	E. Out of this appropriation, \$100,000 the first year and				
39	\$100,000 the second year from nongeneral funds shall				
40	be provided for Volunteer Emergency Families for				
41	Children to expand its shelter care network for abused,				
42	neglected, runaway, homeless, and at-risk children				
43	throughout Virginia.				
44	F. The Department of Social Services shall develop				
45	additional performance measures for the adoption				
46	subsidy program to measure, over a fiscal year, the				
47	percentage of foster care children with a goal of				
48	adoption who are placed in adoptive homes and, of				
49	those, the average number of months since the				
50	termination of parental rights and the average number				
51	of months since the goal of adoption was established.				
52	G. The Department of Social Services shall develop and				
53	maintain a Memorandum of Understanding with the				
54	Comprehensive Health Investment Project (CHIP) of				
55	Virginia to pilot the use of foster care prevention				
56	funding in Southwest Virginia. Additional funding				

ITEM 342.		Item Details(\$)		Appropriations(\$)	
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1	which may be available through this effort to Southwest				
2	Virginia CHIP projects cannot be used to supplant				
3	existing resources for those projects.				
4	H. Out of this appropriation, \$100,000 the first year				
5	and \$100,000 the second year from nongeneral funds is				
6	provided for the Child Abuse Prevention Play				
7	administered by Theatre IV of Richmond.				
8	343. Financial Assistance for Supplemental Assistance				
9	Services (49100).....			\$44,646,641	\$44,646,641
10				\$45,646,641	\$60,746,641
11	General Relief (49101) .....	\$3,458,566	\$3,458,566		
12	Resettlement Assistance (49102).....	\$7,922,000	\$7,922,000		
13		\$8,922,000	\$9,022,000		
14	Emergency and Energy Assistance (49103) .....	\$33,266,075	\$33,266,075		
15			\$48,266,075		
16	Fund Sources: General.....	\$3,458,566	\$3,458,566		
17	Federal Trust.....	\$41,188,075	\$41,188,075		
18		\$42,188,075	\$57,288,075		
19	Authority: Title 2.2, Chapter 54; Title 63.2, Code of				
20	Virginia; Title VI, Subtitle B, P.L. 97-35, as amended;				
21	P.L. 103-252, as amended; P.L. 104-193, as amended,				
22	Federal Code.				
23	344. Financial Assistance to Community Human Services				
24	Organizations (49200).....			\$36,873,074	\$36,873,074
25				\$38,123,074	\$45,784,860
26	Community Action Agencies (49201) .....	\$18,819,068	\$18,504,770		
27			\$23,783,075		
28	Volunteer Services (49202) .....	\$4,304,340	\$4,366,340		
29	Other Payments to Human Services Organizations				
30	(49203) .....	\$13,749,666	\$14,001,964		
31		\$14,999,666	\$17,635,445		
32	Fund Sources: General.....	\$5,478,148	\$11,137,939		
33		\$6,478,148	\$11,362,939		
34	Federal Trust.....	\$31,394,926	\$25,735,135		
35		\$31,644,926	\$34,421,921		
36	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1				
37	and 6, Code of Virginia; Title VI, Subtitle B, P.L.				
38	97-35, as amended; P.L. 103-252, as amended; P.L.				
39	104-193, as amended, Federal Code.				
40	A.I. All increased state or federal funds distributed to				
41	Community Action Agencies shall be distributed as				
42	follows: The funds shall be distributed to all local				
43	Community Action Agencies according to the				
44	Department of Social Services funding formula (75				
45	percent based on low-income population, 20 percent				
46	based on number of jurisdictions served, and five				
47	percent based on square mileage served), adjusted to				
48	ensure that no agency receives less than 1.5 percent of				
49	any increase.				
50	2. Out of this appropriation, \$2,914,786 the first year				
51	and <del>\$4,640,805</del> the second year from the general fund				
52	and \$3,397,859 the first year and <del>\$1,671,840</del>				
53	\$6,312,645 the second year from the Temporary				
54	Assistance for Needy Families (TANF) block grant				
55	shall be provided for community action agencies to				

ITEM 344.	Item Details(\$)		Appropriations(\$)	
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1	promote self-sufficiency.			
2	3. Out of this appropriation, \$218,500 the first year			
3	and \$218,500 the second year from the general fund			
4	shall be provided to the Virginia Community Action			
5	Partnership to support the Virginia Earned Income Tax			
6	Coalition and provide grants to local organizations to			
7	provide outreach, education and tax preparation services			
8	to citizens who may be eligible for the federal Earned			
9	Income Tax Credit. The Virginia Community Action			
10	Partnership shall report on its efforts to expand the			
11	number of Virginians who are able to claim the federal			
12	EITC, including the number of individuals identified			
13	who could benefit from the credit, the number of			
14	individuals counseled on the availability of the federal			
15	EITC, and the number of individuals assisted with tax			
16	preparation to claim the federal EITC. This report shall			
17	be provided to the Governor and the Chairmen of the			
18	House Appropriations and Senate Finance Committees			
19	and the Chairman of the Joint Legislative Audit and			
20	Review Commission by December 1 each year.			
21	B. The department shall continue to fund from this			
22	Item all organizations recognized by the			
23	Commonwealth as community action agencies as			
24	defined in §2.2-540 et seq.			
25	C. Out of this appropriation, \$100,000 the first year			
26	and <del>\$100,000 the second year</del> from the general fund			
27	shall be provided to the Tri-County Community Action			
28	Agency, Inc. to ensure funding parity for Charlotte and			
29	Mecklenburg Counties.			
30	D. Out of this appropriation, \$1,332,959 the first year			
31	and <del>\$3,472,779 the second year</del> from the general fund			
32	and \$4,139,820 the first year and <del>\$2,000,000</del>			
33	\$5,472,779 the second year from the Temporary			
34	Assistance for Needy Families (TANF) block grant			
35	shall be provided to Healthy Families Virginia. These			
36	funds shall be used at the discretion of local sites for			
37	obtaining matching Title IV-E nongeneral funds when			
38	available. The Department of Social Services shall			
39	continue to allocate funds from this item to the			
40	statewide office of Prevent Child Abuse Virginia for			
41	providing the coordination, technical support, quality			
42	assurance, training and evaluation of the Healthy			
43	Families Virginia program.			
44	E.1. Out of the appropriation, \$1,500,000 the first year			
45	and \$1,500,000 the second year from the general fund			
46	shall be provided to the Virginia Early Childhood			
47	Foundation. These funds shall be matched with local			
48	public and private resources with a goal of leveraging a			
49	dollar for each state dollar provided. Funds shall be			
50	awarded to proposals that seed and foster community			
51	programs that enhance the health, safety and well-being			
52	of Virginia's youth. The Foundation shall account for			
53	the expenditure of these funds by providing the			
54	Governor, Secretary of Health and Human Resources,			
55	and the Chairmen of the House Appropriations and			
56	Senate Finance Committees with a certified audit and			
57	full report on Foundation initiatives and results not later			
58	than October 1 of each year for the preceding fiscal			
59	year ending June 30.			

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1	2. On or before October 1 of each year, the Foundation			
2	shall submit to the Governor and the Chairmen of the			
3	House Appropriations and Senate Finance Committees a			
4	report on the actual amount, by fiscal year, of private			
5	and local government funds received by the Foundation.			
6	F. Out of this appropriation, \$637,500 the first year			
7	and <del>\$314,298</del> \$637,500 the second year from the			
8	Temporary Assistance for Needy Families (TANF)			
9	block grant and <del>\$323,202</del> the second year from the			
10	general fund shall be provided to Centers for			
11	Employment and Training.			
12	G. Out of this appropriation, \$42,500 the first year			
13	from the Temporary Assistance for Needy Families			
14	(TANF) block grant and <del>\$42,500</del> the second year from			
15	the general fund shall be provided to People Inc.			
16	H. Out of this appropriation, \$38,250 the first year			
17	from the Temporary Assistance for Needy Families			
18	(TANF) block grant and <del>\$38,250</del> the second year from			
19	the general fund shall be provided to United Ministries.			
20	I. Out of this appropriation, \$200,000 the first year and			
21	\$100,000 the second year from the Temporary			
22	Assistance for Needy Families (TANF) block grant and			
23	\$100,000 the second year from the general fund shall			
24	be provided to Child Advocacy Centers.			
25	J. Out of this appropriation, \$50,000 the first year from			
26	the Temporary Assistance for Needy Families (TANF)			
27	block grant and <del>\$50,000</del> the second year from the			
28	general fund shall be provided to the			
29	Bristol-Washington County Children's Advocacy Center			
30	for services to TANF-eligible populations.			
31	K. Out of this appropriation, \$50,000 the first year			
32	from the Temporary Assistance for Needy Families			
33	(TANF) block grant and <del>\$50,000</del> the second year from			
34	the general fund shall be provided to the Lenowisco			
35	Planning District Children's Advocacy Center for			
36	services to TANF-eligible populations.			
37	L. Out of this appropriation, \$127,500 the first year and			
38	<del>\$127,500</del> the second year from the federal Temporary			
39	Assistance for Needy Families (TANF) block grant and			
40	<del>\$127,500</del> the second year from the general fund shall			
41	be provided for a domestic violence awareness			
42	campaign.			
43	M.1. Out of this appropriation shall be provided			
44	<del>\$723,844</del> \$473,844 from the general fund and <del>\$531,791</del>			
45	<del>\$781,791</del> from the federal trust fund the first year and			
46	<del>\$723,844</del> \$473,844 from the general fund and			
47	<del>\$531,691</del> \$781,791 from the federal trust fund the			
48	second year to support the statewide implementation of			
49	a 2-1-1 Information and Referral System to provide			
50	resource and referral information on many of the			
51	specialized health and human resource services			
52	available in the Commonwealth, including child day			
53	care availability and providers in localities throughout			
54	the state, and publish consumer-oriented materials for			
55	those interested in learning the location of child day			
56	care providers.			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 344.					
1	2. The Department of Social Services shall request that				
2	all state and local child-serving agencies within the				
3	Commonwealth be included in the Virginia Statewide				
4	Information and Referral System as well as any agency				
5	or entity that receives state general fund dollars and				
6	provides services to families and youth. The Secretary				
7	of Health and Human Resources, the Secretary of				
8	Education, and the Secretary of Public Safety shall				
9	assist in this effort by requesting all affected agencies				
10	within their Secretariats to submit information to the				
11	statewide Information and Referral System and ensure				
12	that such information is accurate and updated annually.				
13	Agencies shall also notify the Virginia Information and				
14	Referral System of any changes in services that may				
15	occur throughout the year.				
16	3. The Department of Social Services shall				
17	communicate with child-serving agencies within the				
18	Commonwealth about the availability of the statewide				
19	Information and Referral System. This information				
20	shall also be communicated via the Department of				
21	Social Services' broadcast system on their agency-wide				
22	Intranet so that all local and regional offices can be				
23	better informed about the Statewide Information and				
24	Referral System. Information on the Statewide				
25	Information and Referral System shall also be included				
26	within the Department's electronic mailings to all local				
27	and regional offices at least biannually.				
28	N. During the period July 1, 2008, through June 30,				
29	2010, the Governor shall not designate any new or				
30	existing community action agencies to serve any				
31	locality not currently served by a community action				
32	agency unless the Secretary of Health and Human				
33	Resources certifies in writing to the Chairmen of the				
34	House Appropriations and Senate Finance Committees				
35	that there are sufficient funds available for such				
36	agencies without adversely affecting funding for				
37	existing community action agencies.				
38	O. Out of this appropriation, \$100,000 the first year				
39	<del>and \$100,000 the second year</del> from the general fund				
40	shall be provided to Northern Virginia Family Services				
41	for costs associated with the expansion and				
42	rehabilitation of Georgetown South Community Center.				
43	<i>P. Out of this appropriation, \$1,000,000 the first year</i>				
44	<i>from the general fund shall be provided to the</i>				
45	<i>Federation of Virginia Food Banks for the purchase of</i>				
46	<i>food to be distributed through food banks across the</i>				
47	<i>Commonwealth. No funding shall be used for</i>				
48	<i>administrative or overhead expenses.</i>				
49	345. Regulation of Public Facilities and Services (56100).....			\$14,267,302	\$14,267,302
50				\$14,479,478	\$15,961,678
51	Regulation of Adult and Child Welfare Facilities				
52	(56101) .....	\$12,935,398	\$12,935,398		
53		\$13,147,574	\$13,369,323		
54	Interdepartmental Licensure and Certification (56106).....	\$1,331,904	\$1,331,904		
55			\$2,592,355		
56	Fund Sources: General.....	\$4,669,618	\$4,669,618		
57			\$4,739,685		
58	Special.....	\$700,303	\$700,303		

ITEM 345.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	Federal Trust.....	\$8,897,381		
3		\$9,109,557		
4	Authority: Title 63.2, Chapters 9 and 10, Code of			
5	Virginia.			
6	A. The state nongeneral fund amounts collected and			
7	paid into the state treasury pursuant to the provisions of			
8	§ 63.2-1700, Code of Virginia, shall be used for the			
9	development and delivery of training for operators and			
10	staff of assisted living facilities, adult day care centers,			
11	and child welfare agencies.			
12	B. As a condition of this appropriation, the Department			
13	of Social Services shall (i) promptly fill all position			
14	vacancies that occur in the child day care licensing			
15	program so that positions shall not remain vacant for			
16	longer than 120 days and (ii) hire sufficient child care			
17	licensing specialists to ensure that all day care facilities			
18	receive, at a minimum, the two visits per year			
19	mandated by § 63.2-1706, Code of Virginia, and that			
20	facilities with compliance problems receive additional			
21	inspection visits as necessary to ensure compliance with			
22	state laws and regulations.			
23	C. As a condition of this appropriation, the Department			
24	of Social Services shall utilize a risk assessment			
25	instrument for child day care enforcement. This			
26	instrument shall include criteria for determining when			
27	the following sanctions may be used: (i) the imposition			
28	of intermediate sanctions, (ii) the denial of licensure			
29	renewal or revocation of license of a licensed facility,			
30	(iii) injunctive relief against a child care provider, and			
31	(iv) additional inspections and intensive oversight of a			
32	facility by the Department of Social Services.			
33	D. Out of this appropriation, the Department of Social			
34	Services shall implement training for new assisted			
35	living facility owners and managers to focus on health			
36	and safety issues, and resident rights as they pertain to			
37	adult care residences.			
38	E. Out of this appropriation, \$70,000 the first year and			
39	\$70,000 the second year from the general fund is			
40	provided for dementia-specific training of long-term			
41	care workers dealing with Alzheimer's disease and			
42	related disorders through the Virginia Alzheimer's			
43	Association Chapters.			
44	346. Administrative and Support Services (49900).....		\$72,602,051	\$72,602,051
45			\$71,940,936	\$74,016,598
46	General Management and Direction (49901).....	\$3,137,003		
47		\$3,087,900		\$2,948,259
48	Information Technology Services (49902).....	\$52,017,501		\$52,017,501
49		\$51,700,913		\$50,483,049
50	Accounting and Budgeting Services (49903) .....	\$6,817,876		\$6,817,876
51		\$6,736,080		\$6,480,508
52	Human Resources Services (49914).....	\$2,616,487		\$2,616,487
53		\$2,582,372		\$2,830,454
54	Planning and Evaluation Services (49916).....	\$2,612,850		\$2,612,850
55		\$2,500,986		\$4,878,092
56	Procurement and Distribution Services (49918).....	\$2,690,925		\$2,690,925
57		\$2,663,834		\$3,656,507

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 346.</b>					
1	Public Information Services (49919) .....	\$1,442,842	\$1,442,842		
2		\$1,433,371	\$1,449,081		
3	Financial and Operational Audits (49929).....	\$1,266,567	\$1,266,567		
4		\$1,235,480	\$1,290,648		
5	Fund Sources: General .....	\$34,234,427	\$34,234,427		
6			\$34,850,739		
7	Special .....	\$500,000	\$500,000		
8	Federal Trust.....	\$37,867,624	\$37,867,624		
9		\$37,206,509	\$38,665,859		
10	Authority: Title 63.2, Chapter 1; § 2.2-4000 et seq.,				
11	Code of Virginia; P.L. 98-502, P.L. 104-156, P.L.				
12	104-193, P.L. 104-327, P.L. 105-33, as amended; P.L.				
13	105-89; P.L. 105-178, Federal Code; Titles IV-A, IV-B,				
14	IV-D, IV-E, XIX, XX, XXI of the federal Social				
15	Security Act, as amended.				
16	A.1. The Department of Social Services shall own				
17	hardware and database management software purchased				
18	with funds appropriated to it. The Virginia Information				
19	Technologies Agency may charge the Department of				
20	Social Services for operations and maintenance of such				
21	equipment and products but may not include any				
22	portion of the purchase price in the calculation of such				
23	charges. The Virginia Information Technologies Agency				
24	may not use or sell the excess capacity resulting from				
25	these purchases, except pursuant to a Memorandum of				
26	Understanding (MOU) between the Departments of				
27	Planning and Budget, the Department of Social Services				
28	and the Virginia Information Technologies Agency.				
29	Any such MOU must provide for appropriate				
30	reimbursement to the general fund and any federal				
31	grant contributions for the purchases.				
32	2. Recovery of the federal share of the cost of				
33	computer equipment in years following the				
34	Department's original purchase with general fund				
35	appropriation shall be deposited as revenue of the				
36	general fund in reimbursement for general fund				
37	expenditures made in prior years.				
38	B. The Department of Social Services shall require				
39	localities to report all expenditures on designated social				
40	services, regardless of reimbursement from state and				
41	federal sources. The Department of Social Services is				
42	authorized to include eligible costs in its claim for				
43	Temporary Assistance for Needy Families Maintenance				
44	of Effort requirements.				
45	C. It is the intent of the General Assembly that the				
46	Commissioner of the Department of Social Services				
47	shall work with localities that seek to voluntarily merge				
48	and consolidate their respective local departments of				
49	social services. No funds appropriated under this act				
50	shall be used to require a locality to merge or				
51	consolidate local departments of social services.				
52	D. The Commissioner of Social Services, in				
53	consultation with relevant state and local agencies, shall				
54	develop proposed criteria for assessing funding requests				
55	for addressing space needs among local departments of				
56	social services, as well as proposed consolidated human				
57	services buildings. The criteria shall include but not be				

ITEM 346.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	limited to compliance with the Americans with			
2	Disabilities Act, access to public transportation, life			
3	safety issues, condition of current space and related			
4	major building systems, impact on service delivery, and			
5	other factors as may be appropriate. The Department			
6	shall use the criteria to prioritize local requests for			
7	increased state reimbursement for renovating existing			
8	space, relocating or constructing new space. The			
9	Department shall forward a prioritized list of projects to			
10	the Secretary of Health and Human Resources and the			
11	Department of Planning and Budget by November 1 of			
12	each year for consideration by the Governor in the			
13	development of the budget. The Department shall also			
14	submit a copy of the list of prioritized projects by			
15	November 1 of each year, to the Chairmen of the			
16	House Appropriations and Senate Finance Committees.			
17	E. The Department of Social Services is authorized to			
18	enter into a contractual agreement to finance the			
19	conversion of certain Maintaining and			
20	Preparing/Producing Executive Reports (MAPPER)			
21	software programs to an industry standard web-based			
22	programming environment under the following			
23	circumstances: a) The conversion project shall not			
24	exceed four years commencing on July 1, 2007; b)			
25	Financing for the project shall not exceed \$25 million;			
26	c) Any debt incurred by the department shall be re-paid			
27	over a period of three to five years from savings			
28	generated by reductions in annual operational			
29	expenditures after project completion; d) Any			
30	agreement shall have the prior approval of the Secretary			
31	of Technology, Secretary of Health and Human			
32	Resources, Secretary of Finance, and Treasury Board.			
33	F. Notwithstanding any other provision of law, the			
34	Gloucester-Mathews Free Clinic, which was unable to			
35	participate in the Neighborhood Assistance Program for			
36	the period beginning July 1, 2007, because their			
37	application was made after the deadline, may use the			
38	balance of their allocation of tax credits as of June 30,			
39	2007, for any donations that would otherwise be			
40	eligible for a tax credit, made during the period July 1,			
41	2007, through December 31, 2007.			
42	G. The Department of Social Services shall assess the			
43	financial and regulatory impact of implementing a			
44	screened family day home provider registry for			
45	individuals who wish to offer their services as family			
46	day home providers in the Commonwealth, and who			
47	are not required to be licensed or regulated pursuant to			
48	this chapter or regulated by local ordinance pursuant to			
49	§ 15.2-914, Code of Virginia, and who may wish to			
50	voluntarily apply to be included in the registry and may			
51	authorize the Department to disclose information			
52	contained in the registry. As part of its impact analysis,			
53	the Department shall examine the cost to family day			
54	home providers for inclusion on the registry. The			
55	Department shall submit a copy of this analysis to the			
56	Governor and the Chairmen of the House			
57	Appropriations and Senate Finance Committees by			
58	October 1, 2008.			
59	<i>H. The Department of Social Services shall develop an</i>			
60	<i>implementation plan to centralize, web-enable and</i>			



ITEM 346.	Item Details(\$)		Appropriations(\$)	
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1	<i>streamline eligibility determination for benefit</i>			
2	<i>programs. The Department of Social Services, in</i>			
3	<i>cooperation with system partners and impacted</i>			
4	<i>agencies, shall develop the plan, and seek the necessary</i>			
5	<i>federal approvals to redesign existing work flow</i>			
6	<i>processes and develop a web-based automated system</i>			
7	<i>that incorporates an efficient and effective customer</i>			
8	<i>self-service model. This plan shall also address efficient</i>			
9	<i>utilization of local staff and potential for future</i>			
10	<i>savings. The Department of Medicaid Assistance</i>			
11	<i>Services (DMAS) must approve any modifications</i>			
12	<i>affecting Medicaid or other DMAS-administered</i>			
13	<i>programs. In addition, the Department of Social</i>			
14	<i>Services shall staff a steering committee including</i>			
15	<i>representatives from the Office of the Secretary of</i>			
16	<i>Health and Human Resources, Department of Social</i>			
17	<i>Services, League of Social Services Executives,</i>			
18	<i>Department of Medical Assistance Services, and</i>			
19	<i>Department of Planning and Budget. This committee</i>			
20	<i>shall be responsible for oversight and approval of the</i>			
21	<i>plan. The Department of Social Services shall submit</i>			
22	<i>an update on the plan and implementation progress to</i>			
23	<i>the Governor, Secretary of Finance, and Chairmen of</i>			
24	<i>the House Appropriations and Senate Finance</i>			
25	<i>Committees by October 15 of each year.</i>			
26	347.	A. In the operation of any program of public assistance,		
27		including benefit and service programs in any locality,		
28		for which program appropriations are made to the		
29		Department of Social Services, it is provided that if a		
30		payment or overpayment is made to an individual who		
31		is ineligible therefor under federal and/or state statutes		
32		and regulations, the amount of such payment or		
33		overpayment shall be returned to the Department of		
34		Social Services by the locality.		
35		B. However, no such repayments may be required of		
36		the locality if the Department determines that such		
37		overpayment or payments to ineligibles resulted from		
38		the promulgation of vague or conflicting regulations by		
39		the Department or from the failure of the Department to		
40		make timely distribution to the localities of the statutes,		
41		rules, regulations, and policy decisions, causing the		
42		overpayment or payment to ineligible(s) to be made by		
43		the locality or from situations where a locality		
44		exercised due diligence, yet received incomplete or		
45		incorrect information from the client which caused the		
46		overpayment or payment to ineligibles. If a locality		
47		fails to effect the return, the Department of Social		
48		Services shall withhold an equal amount from the next		
49		disbursement made by the Department to the locality		
50		for the same program.		
51		C. The Department of Social Services shall implement		
52		the guidance issued by the U.S. Department of Health		
53		and Human Services concerning the obligation of		
54		recipients of federal financial assistance to comply with		
55		Title VI of the Civil Rights Act of 1964 by ensuring		
56		that meaningful access to federally-funded programs,		
57		activities and services administered by the Department		
58		is provided to limited English proficient (LEP) persons,		
59		63 Fed. Reg. 47,311-47,323 (August 8, 2003). At a		
60		minimum, the Department shall (i) identify the need for		
61		language assistance by analyzing the following factors:		

ITEM 347.	Item Details(\$)		Appropriations(\$)	
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1	(1) the number or proportion of LEP persons in the			
2	eligible service population, (2) the frequency of contact			
3	with such persons, (3) the nature and importance of the			
4	program, activity or service, and (4) the costs of			
5	providing language assistance and resources available;			
6	(ii) translate vital documents into the language of each			
7	frequently encountered LEP group eligible to be served;			
8	(iii) provide accurate and timely oral interpreter			
9	services; and (iv) develop an effective implementation			
10	plan to address the identified needs of the LEP			
11	populations served.			
12	D. To the extent permitted by federal law, the			
13	eligibility for social services of an alien who is a			
14	qualified alien (as defined in the Personal			
15	Responsibility and Work Opportunity Reconciliation			
16	Act of 1996, Public Law 104-193) shall be determined			
17	without regard to alienage.			
18	348.	A. The amount for the Food Stamp program shall be		
19		expended under regulations of the Board of Social		
20		Services to reimburse county and city welfare/social		
21		services boards pursuant to § 63.2-401, Code of		
22		Virginia, and subject to the same percentage limitations		
23		for other administrative services performed by county		
24		and city public welfare/social services boards and		
25		superintendents of public welfare/social services		
26		pursuant to other provisions of the Code of Virginia, as		
27		amended.		
28		B. Pursuant to the Personal Responsibility and Work		
29		Opportunity Reconciliation Act of 1996, Public Law		
30		104-193, the Department of Social Services shall, in		
31		cooperation with local departments of social services,		
32		maintain a waiver of the work requirement for food		
33		stamp recipients residing in areas that do not have a		
34		sufficient number of jobs to provide employment for		
35		such individuals, including those areas designated as		
36		labor surplus areas by the U.S. Department of Labor.		
37		C. To the extent permitted by federal law, food stamp		
38		recipients subject to a work requirement pursuant to		
39		§ 824 of the Personal Responsibility and Work		
40		Opportunity Reconciliation Act of 1996, Public Law		
41		104-193, as amended, shall be permitted to satisfy such		
42		work requirement by providing volunteer services to a		
43		public or private, nonprofit agency for the number of		
44		hours per month determined by dividing the		
45		household's monthly food stamp allotment by the		
46		federal minimum wage.		
47		D. The Department of Social Services shall, to the		
48		extent permitted by federal law, implement semi-annual		
49		reporting in the food stamp program. Households		
50		subject to semi-annual reporting shall have 12-month		
51		certification periods; however, if a household subject to		
52		semi-annual reporting includes (i) able-bodied adults		
53		without dependents who are subject to the food stamp		
54		time limit, (ii) homeless persons, or (iii) migrants, it		
55		may be assigned to a shorter certification period.		
56		Households not included in semi-annual reporting shall		
57		have certification periods based on guidelines from		
58		federal regulations.		

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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1	E. The Department of Social Services shall, to the				
2	extent permitted by federal law, disregard the value of				
3	at least one motor vehicle per household in determining				
4	eligibility for the food stamp program.				
5	F. The Department of Social Services shall develop a				
6	multi-lingual outreach campaign to inform qualified				
7	aliens and their children, who are United States				
8	citizens, of their eligibility for federal food stamps and				
9	ensure that they have access to benefits under the food				
10	stamp program. To the extent permitted by federal law,				
11	the department shall administer the food stamp program				
12	in a way that minimizes the procedural burden on				
13	qualified aliens and addresses concerns about the				
14	impact of food stamp receipt on their immigration				
15	sponsors and status.				
16	349. 1. It is hereby acknowledged that as of June 30, <del>2007</del>				
17	<del>2008</del> there existed with the federal government an				
18	unexpended balance of <del>\$19,914,919</del> \$53,615,681 in				
19	federal Temporary Assistance for Needy Families				
20	(TANF) block grant funds which are available to the				
21	Commonwealth of Virginia to reimburse expenditures				
22	incurred in accordance with the adopted State plan for				
23	the TANF program. Based on projected spending levels				
24	and appropriations in this act, the Commonwealth's				
25	accumulated balance for authorized federal TANF block				
26	grant funds is estimated at <del>\$15,750,273 on June 30,</del>				
27	<del>2008; \$8,085,987</del> \$29,144,526 on June 30, 2009; and				
28	<del>\$8,085,987</del> \$7,320,353 on June 30, 2010.				
29	2. The Department of Social Service (DSS) shall report				
30	annually on October 1 to the Governor, the Secretary of				
31	Health and Human Resources, the Chairmen of the				
32	House Appropriations and Senate Finance Committees,				
33	and the Director, Department of Planning and Budget				
34	regarding spending; program results; clients served; the				
35	location, size, implementation status, and nature of				
36	projects funded with TANF funds; results of all formal				
37	evaluations; and recommendations for continuation,				
38	expansion, and redesign of the projects. Such report				
39	shall be combined with the report required by				
40	§ 63.2-619, Code of Virginia.				
41	349.05. <i>Executive Management (71300)</i> .....			(\$23,948,683)	(\$24,274,238)
42	<i>Savings From Management Actions (71301)</i> .....	(\$23,948,683)	(\$24,274,238)		
43	<i>Fund Sources: General</i> .....	(\$23,948,683)	(\$24,274,238)		
44	<i>Authority: Discretionary Inclusion</i>				
45	<i>Appropriation reductions in this Item and specified in</i>				
46	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
47	<i>any language and amounts to the contrary within other</i>				
48	<i>Items of this act.</i>				
49	Total for Department of Social Services .....			<del>\$1,766,986,177</del>	<del>\$1,774,383,889</del>
50				<b>\$1,807,642,893</b>	<b>\$1,852,567,013</b>
51	General Fund Positions.....	407.31	407.31		
52		389.31	389.31		
53	Nongeneral Fund Positions.....	1,291.19	1,291.19		

ITEM 349.05.		Item Details(\$)		Appropriations(\$)	
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1		1,272.19	1,272.19		
2	Position Level .....	1,698.50	1,698.50		
3		1,661.50	1,661.50		
4	Fund Sources: General .....	\$416,910,279	\$427,261,513		
5		\$395,167,209	\$404,948,796		
6	Special .....	\$660,321,577	\$660,321,577		
7		\$689,123,161	\$707,437,022		
8	Dedicated Special Revenue .....	\$1,500,000	\$1,500,000		
9	Federal Trust .....	\$688,254,321	\$685,300,799		
10		\$721,852,523	\$738,681,195		
11	<b>§ 1-97. VIRGINIA BOARD FOR PEOPLE WITH DISABILITIES (606)</b>				
12	350. Social Services Research, Planning, and Coordination				
13	(45000) .....			\$1,630,003	\$1,630,003
14	Research, Planning, Outreach, Advocacy, and Systems				
15	Improvement (45002) .....	\$855,599	\$855,599		
16	Administrative Services (45006) .....	\$774,404	\$774,404		
17	Fund Sources: General .....	\$319,058	\$319,058		
18	Federal Trust .....	\$1,310,945	\$1,310,945		
19	Authority: Title 51.5, Chapter 7, Code of Virginia.				
20	351. Financial Assistance for Individual and Family Services				
21	(49000) .....			\$458,820	\$458,820
22				\$500,820	\$500,820
23	Financial Assistance to Localities for Individual and				
24	Family Services (49001) .....	\$458,820	\$458,820		
25		\$500,820	\$500,820		
26	Fund Sources: Federal Trust .....	\$458,820	\$458,820		
27		\$500,820	\$500,820		
28	Authority: Title 51.5, Chapter 7, Code of Virginia.				
29	Total for Virginia Board for People with Disabilities .....			<b>\$2,088,823</b>	<b>\$2,088,823</b>
30				<b>\$2,130,823</b>	<b>\$2,130,823</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 .....	\$319,058	\$319,058		
35	Federal Trust .....	\$1,769,765	\$1,769,765		
36		\$1,811,765	\$1,811,765		
37	<b>§ 1-98. DEPARTMENT FOR THE BLIND AND VISION IMPAIRED (702)</b>				
38	352. Statewide Library Services (14200) .....			\$900,831	\$900,831
39	General Library Services (14202) .....	\$900,831	\$900,831		
40	Fund Sources: General .....	\$890,831	\$890,831		
41	Special .....	\$10,000	\$10,000		
42	Authority: § 51.5-74, Code of Virginia; P.L. 89-522,				
43	and P.L. 101-254, Federal Code.				
44	353. State Education Services (19100) .....			\$1,720,921	\$1,720,921
45				\$1,970,921	\$1,970,921
46	Braille and Large-Print Textbook Services (19101) .....	\$484,558	\$484,558		
47	Educational Services (19102) .....	\$1,236,363	\$1,236,363		
48		\$1,486,363	\$1,486,363		

ITEM 353.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General .....	\$1,413,090	\$1,413,090		
2	Trust and Agency .....	\$42,000	\$42,000		
3	Federal Trust.....	\$265,831	\$265,831		
4		\$515,831	\$515,831		
5	Authority: §§ 22.1-214 and 22.1-217, Code of Virginia;				
6	P.L. 89-313, P.L. 97-35 and P.L. 102-119, Federal				
7	Code.				
8	354. Rehabilitation Assistance Services (45400).....			\$10,753,974	\$10,753,974
9				\$11,020,974	\$11,020,974
10	Low Vision Services (45401).....	\$338,078	\$338,078		
11		\$455,078	\$455,078		
12	Vocational Rehabilitation Services (45404).....	\$6,563,115	\$6,563,115		
13		\$6,713,115	\$6,713,115		
14	Independent Living Services (45407) .....	\$3,350,110	\$3,350,110		
15	Vending Stands, Cafeterias, and Snack Bars (45410).....	\$502,671	\$502,671		
16	Fund Sources: General .....	\$1,764,600	\$1,764,600		
17	Special .....	\$1,145,980	\$1,145,980		
18		\$1,295,980	\$1,295,980		
19	Trust and Agency .....	\$91,500	\$91,500		
20	Federal Trust.....	\$7,751,894	\$7,751,894		
21		\$7,868,894	\$7,868,894		
22	Authority: § 51.5-1 and Title 51.5, Chapter 1, Code of				
23	Virginia; P.L. 93-516 and P.L. 93-112, Federal Code.				
24	It is the intent of the General Assembly that visually				
25	handicapped persons who have completed vocational				
26	training as food service managers through programs				
27	operated by the Department be considered for food				
28	service management position openings within the				
29	Commonwealth as they arise.				
30	355. Regional Office Support and Administration (49700).....			\$2,185,412	\$2,185,412
31	Regional and Areawide Assistance Administration				
32	(49701) .....	\$2,185,412	\$2,185,412		
33	Fund Sources: General .....	\$1,195,314	\$1,195,314		
34	Special .....	\$30,000	\$30,000		
35	Federal Trust.....	\$960,098	\$960,098		
36	Authority: Title 2.2, Chapter 36; Title 51.5, Chapter 13,				
37	Code of Virginia; P.L. 93-112 and P.L. 97-35, Federal				
38	Code.				
39	356. Rehabilitative Industries (81000).....			\$21,318,730	\$21,318,730
40				\$24,018,730	\$24,018,730
41	Manufacturing Services (81003) .....	\$21,318,730	\$21,318,730		
42		\$24,018,730	\$24,018,730		
43	Fund Sources: Enterprise .....	\$21,278,730	\$21,278,730		
44		\$23,978,730	\$23,978,730		
45	Federal Trust.....	\$40,000	\$40,000		
46	Authority: § 51.5-72, Code of Virginia; P.L. 92-29 and				
47	P.L. 93-112, Federal Code.				
48	The Industry Production Workers with the Virginia				
49	Industries for the Blind shall not be counted in the				
50	classified employment levels of the Department for the				
51	Blind and Vision Impaired.				

ITEM 356.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	357.	Administrative and Support Services (49900).....			\$1,922,946	\$1,922,946
2		General Management and Direction (49901).....	\$1,493,484	\$1,493,484		
3		Information Technology Services (49902).....	\$84,034	\$84,034		
4		Physical Plant Services (49915).....	\$345,428	\$345,428		
5		Fund Sources: General.....	\$1,561,691	\$1,561,691		
6		Special.....	\$180,813	\$180,813		
7		Federal Trust.....	\$180,442	\$180,442		
8		Authority: Title 63.2, Chapter 4, Code of Virginia; P.L.				
9		89-313, P.L. 93-112, and P.L. 97-35, Federal Code.				
10	357.05.	<i>Executive Management (71300) .....</i>			(\$237,176)	(\$253,669)
11		<i>Savings From Management Actions (71301).....</i>	(\$237,176)	(\$253,669)		
12		<i>Fund Sources: General.....</i>	(\$237,176)	(\$253,669)		
13		<i>Authority: Discretionary Inclusion</i>				
14		<i>Appropriation reductions in this Item and specified in</i>				
15		<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
16		<i>any language and amounts to the contrary within other</i>				
17		<i>Items of this act.</i>				
18		Total for Department for the Blind and Vision				
19		Impaired.....			<b>\$38,802,814</b>	<b>\$38,802,814</b>
20					<b>\$41,782,638</b>	<b>\$41,766,145</b>
21		General Fund Positions.....	100.40	100.40		
22		Nongeneral Fund Positions.....	63.60	63.60		
23		Position Level .....	164.00	164.00		
24		Fund Sources: General.....	\$6,825,526	\$6,825,526		
25			\$6,588,350	\$6,571,857		
26		Special.....	\$1,366,793	\$1,366,793		
27			\$1,516,793	\$1,516,793		
28		Enterprise .....	\$21,278,730	\$21,278,730		
29			\$23,978,730	\$23,978,730		
30		Trust and Agency .....	\$133,500	\$133,500		
31		Federal Trust.....	\$9,198,265	\$9,198,265		
32			\$9,565,265	\$9,565,265		
33		<b>Virginia Rehabilitation Center for the Blind and Vision Impaired (263)</b>				
34	358.	Rehabilitation Assistance Services (45400).....			\$1,420,611	\$1,420,611
35		Social and Personal Adjustment to Blindness Training				
36		(45408) .....	\$1,420,611	\$1,420,611		
37		Fund Sources: Special.....	\$2,000	\$2,000		
38		Federal Trust.....	\$1,418,611	\$1,418,611		
39		Authority: § 51.5-1, Code of Virginia; P.L. 93-112,				
40		Federal Code.				
41	359.	Administrative and Support Services (49900).....			\$1,064,464	\$1,064,464
42		General Management and Direction (49901).....	\$412,080	\$412,080		
43		Food and Dietary Services (49907) .....	\$238,000	\$238,000		
44		Physical Plant Services (49915).....	\$414,384	\$414,384		
45		Fund Sources: General.....	\$192,418	\$192,418		
46		Special.....	\$27,000	\$27,000		

ITEM 359.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Federal Trust.....	\$845,046	\$845,046		
2	Authority: § 51.5-73, Code of Virginia; P.L. 93-112,				
3	Federal Code.				
4	359.05. Executive Management (71300).....			(\$28,430)	(\$28,430)
5	Savings From Management Actions (71301).....	(\$28,430)	(\$28,430)		
6	Fund Sources: General.....	(\$28,430)	(\$28,430)		
7	Authority: Discretionary Inclusion				
8	Appropriation reductions in this Item and specified in				
9	Section 4-1.08 of this act shall apply notwithstanding				
10	any language and amounts to the contrary within other				
11	Items of this act.				
12	Total for Virginia Rehabilitation Center for the Blind				
13	and Vision Impaired .....			<b>\$2,485,075</b>	<b>\$2,485,075</b>
14				<b>\$2,456,645</b>	<b>\$2,456,645</b>
15	Nongeneral Fund Positions.....	26.00	26.00		
16	Position Level .....	26.00	26.00		
17	Fund Sources: General.....	\$192,418	\$192,418		
18		\$163,988	\$163,988		
19	Special.....	\$29,000	\$29,000		
20	Federal Trust.....	\$2,263,657	\$2,263,657		
21	Grand Total for Department for the Blind and Vision				
22	Impaired.....			<b>\$41,287,889</b>	<b>\$41,287,889</b>
23				<b>\$44,239,283</b>	<b>\$44,222,790</b>
24	General Fund Positions.....	100.40	100.40		
25	Nongeneral Fund Positions.....	89.60	89.60		
26	Position Level .....	190.00	190.00		
27	Fund Sources: General.....	\$7,017,944	\$7,017,944		
28		\$6,752,338	\$6,735,845		
29	Special.....	\$1,395,793	\$1,395,793		
30		\$1,545,793	\$1,545,793		
31	Enterprise .....	\$21,278,730	\$21,278,730		
32		\$23,978,730	\$23,978,730		
33	Trust and Agency .....	\$133,500	\$133,500		
34	Federal Trust.....	\$11,461,922	\$11,461,922		
35		\$11,828,922	\$11,828,922		
36	TOTAL FOR OFFICE OF HEALTH AND HUMAN				
37	RESOURCES .....			<b>\$9,834,268,192</b>	<b>\$10,186,559,526</b>
38				<b>\$9,855,644,634</b>	<b>\$10,335,042,565</b>
39	General Fund Positions.....	9,713.75	9,715.25		
40		9,580.75	9,212.75		
41	Nongeneral Fund Positions.....	7,385.00	7,387.50		
42		7,304.00	7,096.00		
43	Position Level .....	17,098.75	17,102.75		
44		16,884.75	16,308.75		
45	Fund Sources: General.....	\$4,200,265,482	\$4,395,456,723		
46		\$4,146,869,956	\$4,226,748,735		
47	Special.....	\$1,161,589,104	\$1,162,641,911		
48		\$1,191,296,360	\$1,179,096,449		
49	Enterprise .....	\$21,278,730	\$21,278,730		
50		\$23,978,730	\$23,978,730		

ITEM 359.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Trust and Agency .....	\$922,298	\$922,298		
2	Dedicated Special Revenue .....	<del>\$458,061,158</del>	<del>\$462,246,408</del>		
3		\$458,687,388	\$618,288,802		
4	Federal Trust.....	<del>\$3,992,151,420</del>	<del>\$4,144,013,456</del>		
5		\$4,033,889,902	\$4,286,007,551		



ITEM 360.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>OFFICE OF NATURAL RESOURCES</b>			
2	<b>§ 1-99. SECRETARY OF NATURAL RESOURCES (183)</b>			
3	360. Administrative and Support Services (79900).....		\$670,332	\$670,332
4	General Management and Direction (79901).....	\$600,962	\$600,962	
5	Council on Indians Support Services (79941).....	\$69,370	\$69,370	
6	Fund Sources: General.....	\$670,332	\$670,332	
7	Authority: Title 2.2, Chapter 2, Article 7; and			
8	§ 2.2-201, Code of Virginia.			
9	A. The Secretary of Natural Resources shall report to			
10	the Chairmen of the Senate Committees on Finance and			
11	Agriculture, Conservation, and Natural Resources, and			
12	the House Committees on Appropriations and			
13	Conservation and Natural Resources, by November 4 of			
14	each year on implementation of the Chesapeake Bay			
15	nutrient reduction strategies. The report shall include			
16	and address the progress and costs of point source and			
17	nonpoint source pollution strategies. The report shall			
18	include, but not be limited to, information on levels of			
19	dissolved oxygen, acres of submerged aquatic			
20	vegetation, computer modeling, variety and numbers of			
21	living resources, and other relevant measures for the			
22	General Assembly to evaluate the progress and			
23	effectiveness of the tributary strategies. In addition, the			
24	Secretary shall include information on the status of all			
25	of Virginia's commitments to the Chesapeake Bay			
26	Agreements.			
27	B. It is the intent of the General Assembly that a			
28	reserve be created within the Virginia Water Quality			
29	Improvement Fund to support the purposes delineated			
30	within the Virginia Water Quality Improvement Act of			
31	1997 (WQIA 1997) when year-end general fund			
32	surpluses are unavailable. Consequently, 15 percent of			
33	any amounts appropriated to the Virginia Water Quality			
34	Improvement Fund due to annual general fund revenue			
35	collections in excess of the official estimates contained			
36	in the general appropriation act shall be withheld from			
37	appropriation. When annual general fund revenue			
38	collections do not exceed the official revenue estimates			
39	contained in the general appropriation act, the reserve			
40	fund may be used for WQIA 1997 purposes as directed			
41	by the General Assembly within the general			
42	appropriation act.			
43	360.05. Executive Management (71300).....		\$0	(\$2,618)
44	Savings From Management Actions (71301).....	\$0	(\$2,618)	
45	Fund Sources: General.....	\$0	(\$2,618)	
46	Authority: Discretionary Inclusion			
47	Appropriation reductions in this Item and specified in			
48	Section 4-1.08 of this act shall apply notwithstanding			
49	any language and amounts to the contrary within other			
50	Items of this act.			
51	Total for Secretary of Natural Resources .....		\$670,332	\$670,332
52				\$667,714

ITEM 360.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	6.00	6.00		
2	Position Level .....	6.00	6.00		
3	Fund Sources: General.....	\$670,332	\$670,332		
4			\$667,714		
5	<b>§ 1-100. CHIPPOKES PLANTATION FARM FOUNDATION (319)</b>				
6	360.10. Agricultural and Seafood Product Promotion and				
7	Development Services (53000).....			\$229,270	\$229,270
8	Operation and Maintenance of Farm Museum (53004)....	\$229,270	\$229,270		
9	Fund Sources: General.....	\$162,167	\$162,167		
10	Dedicated Special Revenue.....	\$67,103	\$67,103		
11	360.15. Executive Management (71300) .....			(\$24,325)	(\$24,325)
12	Savings From Management Actions (71301).....	(\$24,325)	(\$24,325)		
13	Fund Sources: General.....	(\$24,325)	(\$24,325)		
14	<i>Authority: Discretionary Inclusion</i>				
15	<i>Appropriation reductions in this Item and specified in</i>				
16	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
17	<i>any language and amounts to the contrary within other</i>				
18	<i>Items of this act.</i>				
19	Total for Chippokes Plantation Farm Foundation.....			<b>\$229,270</b>	<b>\$229,270</b>
20				<b>\$204,945</b>	<b>\$204,945</b>
21	General Fund Positions.....	2.00	2.00		
22	Position Level .....	2.00	2.00		
23	Fund Sources: General.....	\$162,167	\$162,167		
24		\$137,842	\$137,842		
25	Dedicated Special Revenue.....	\$67,103	\$67,103		
26	<b>§ 1-101. DEPARTMENT OF CONSERVATION AND RECREATION (199)</b>				
27	361. Land and Resource Management (50300) .....			\$64,108,355	\$43,495,793
28				\$65,220,655	\$75,545,793
29	Statewide Agricultural and Urban Nonpoint Source				
30	Water Quality Improvements (50301) .....	\$51,683,654	\$31,683,654		
31		\$52,795,954	\$63,683,654		
32	Dam Inventory, Evaluation and Classification and				
33	Flood Plain Management (50314).....	\$2,564,174	\$1,951,612		
34	Natural Heritage Preservation and Management (50317) .	\$3,591,418	\$3,591,418		
35			\$3,641,418		
36	Financial Assistance to Soil and Water Conservation				
37	Districts (50320).....	\$5,347,940	\$5,347,940		
38	Technical and Financial Assistance for Land				
39	Management (50322) .....	\$921,169	\$921,169		
40	Fund Sources: General.....	\$16,558,116	\$16,308,116		
41		\$17,670,416	\$26,308,116		
42	Special.....	\$9,441,502	\$3,078,940		
43			\$3,128,940		
44	Dedicated Special Revenue.....	\$29,322,136	\$15,322,136		
45			\$37,322,136		
46	Federal Trust.....	\$8,786,601	\$8,786,601		
47	<i>Authority: Title 10.1, Chapters 1, 5, 6, 7, and 21.1;</i>				
48	<i>Title 62.1, Chapter 3.1, Code of Virginia.</i>				

ITEM 361.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. The funds provided in this Item for the Soil and			
2	Water Conservation Districts shall be distributed to the			
3	greatest extent possible to the districts in accordance			
4	with program, financial and resource allocation policies			
5	established by the Soil and Water Conservation Board.			
6	The June 30, 2009, and June 30, 2010, unexpended			
7	general fund balances in Financial Assistance to Soil			
8	and Water Conservation Districts are hereby			
9	reappropriated.			
10	B. <del>Included in the amount for Statewide Agricultural</del>			
11	<del>and Urban Non-Point Source Water Quality</del>			
12	<del>Improvements are \$685,473 the first year and \$685,473</del>			
13	<del>the second year from the general fund as It is the intent</del>			
14	<del>of the General Assembly that balances in Statewide</del>			
15	<del>Agricultural and Urban Nonpoint Source Water Quality</del>			
16	<del>Improvements be used for the Commonwealth's</del>			
17	<del>statewide match for participation in the federal</del>			
18	<del>Conservation Reserve Program. Any unexpended</del>			
19	<del>general fund balance designated for Virginia's</del>			
20	<del>Conservation Reserve Enhancement Program remaining</del>			
21	<del>on June 30, 2009, and June 30, 2010, shall be</del>			
22	<del>reappropriated.</del>			
23	C.1. It is the intent of the General Assembly that all			
24	interest earnings of the Water Quality Improvement			
25	Fund shall be spent only upon appropriation by the			
26	General Assembly, after the recommendation of the			
27	Secretary of Natural Resources, pursuant to			
28	§ 10.1-2129, Code of Virginia.			
29	2. <i>Notwithstanding the provisions of §§10.1-2128 and</i>			
30	<i>10.1-2129, it is the intent of the General Assembly that</i>			
31	<i>the Department of Conservation and Recreation use</i>			
32	<i>interest earnings from the Water Quality Improvement</i>			
33	<i>Fund to support one position to administer grants from</i>			
34	<i>the fund.</i>			
35	D. Included in this Item is \$10,000 the first year and			
36	\$10,000 the second year from the general fund to			
37	support the Rappahannock River Basin Commission.			
38	The funds shall be matched by the participating			
39	localities and planning district commissions.			
40	E. Notwithstanding § 10.1-552, Code of Virginia, Soil			
41	and Water Conservation Districts are hereby authorized			
42	to recover a portion of the direct costs of services			
43	rendered to and for use of district-owned conservation			
44	equipment used by, landowners within the district. Such			
45	recoveries shall not exceed the amounts expended by a			
46	District on these services and equipment.			
47	F.1. Out of the amounts appropriated for Dam			
48	Inventory, Evaluation, and Classification and Flood			
49	Plain Management, \$600,000 the first year and			
50	\$600,000 the second year from the general fund shall			
51	be deposited to the Dam Safety, Flood Prevention and			
52	Protection Fund, established pursuant § 10.1-603.17,			
53	Code of Virginia. The funding provided in this			
54	paragraph shall be used for the provision of either			
55	grants or loans to localities owning dams in need of			
56	renovation and repair or for the provision of loans to			
57	private owners of dams in need of renovation and			
58	repair.			

ITEM 361.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. Included in the amounts for this item is \$250,000 the			
2	first year from the general fund for the dredging of			
3	Aquia Creek to restore a navigable channel in this			
4	section of the Captain John Smith Chesapeake National			
5	Historic Trail, the first federally-designated national			
6	water trail.			
7	G.1. Notwithstanding the provisions of §§ 10.1-2128,			
8	10.1-2129, and 10.1-2132, Code of Virginia, included			
9	in this Item <del>the first year</del> is \$20,000,000 <i>the first year</i>			
10	<i>from nongeneral funds and \$10,000,000 from the</i>			
11	<i>general fund the second year and \$10,000,000 from</i>			
12	<i>nongeneral funds the second year for nonpoint pollution</i>			
13	<i>source reduction activities in accordance with the</i>			
14	<i>Virginia Water Quality Improvement Act of 1997. The</i>			
15	<i>source of the nongeneral funds the first year shall be</i>			
16	<i>\$15,000,000 from interest earnings collected by the</i>			
17	<i>Department of Environmental Quality on the Water</i>			
18	<i>Quality Improvement Fund and \$5,000,000 from the</i>			
19	<i>Water Quality Improvement Fund Reserve Fund held</i>			
20	<i>by the Department of Conservation and Recreation and</i>			
21	<i>established pursuant to Item 360 of this act. The</i>			
22	<i>source of the nongeneral funds the second year shall be</i>			
23	<i>\$4,800,000 from interest earnings collected by the</i>			
24	<i>Department of Conservation and Recreation on the</i>			
25	<i>Water Quality Improvement Fund and \$5,200,000 from</i>			
26	<i>the Water Quality Improvement Fund Reserve Fund</i>			
27	<i>held by the Department of Conservation and Recreation</i>			
28	<i>established pursuant to Item 360 of this act.</i>			
29	2. It is the intent of the General Assembly, that			
30	notwithstanding the provisions of § 10.1-2132, Code of			
31	Virginia, the Department of Conservation and			
32	Recreation is authorized to make Water Quality			
33	Improvement Grants to state agencies.			
34	3. All funds provided in paragraph G.1. shall be			
35	deposited in the Virginia Natural Resources			
36	Commitment Fund established by House Bill 1335 and			
37	Senate Bill 511 of the 2008 Session of the General			
38	Assembly and shall be dispersed pursuant to			
39	§ 10.1-2128.1, Code of Virginia.			
40	4. <i>Notwithstanding §10.1-2128.1, Code of Virginia,</i>			
41	<i>eight percent of the funds deposited to the Virginia</i>			
42	<i>Natural Resources Commitment Fund shall be</i>			
43	<i>distributed to soil and water conservation districts to</i>			
44	<i>provide technical assistance for the implementation of</i>			
45	<i>agricultural best management practices. Of the</i>			
46	<i>remaining balance, 55 percent shall be used for</i>			
47	<i>matching grants for agricultural best management</i>			
48	<i>practices on lands exclusively within the Chesapeake</i>			
49	<i>Bay watershed and 37 percent shall be used for</i>			
50	<i>matching grants for agricultural best management</i>			
51	<i>practices on all other lands outside of the Chesapeake</i>			
52	<i>Bay watershed in the Commonwealth.</i>			
53	H. Out of the appropriation for Land and Resource			
54	Management, \$362,562 the first year in special funds is			
55	provided from the sale of "Friend of the Chesapeake"			
56	license plates to carry out the recommendations of the			
57	Chesapeake Bay Restoration Fund Advisory Committee.			
58	I. <i>Out of the amounts for Statewide Agricultural and</i>			

ITEM 361.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Urban Nonpoint Source Water Quality Improvements</i>			
2	<i>\$1,112,300 the first year from the general fund shall be</i>			
3	<i>deposited to the Virginia Water Quality Improvement</i>			
4	<i>Fund established under the Virginia Water Quality</i>			
5	<i>Improvement Act of 1997. This appropriation meets the</i>			
6	<i>mandatory deposit requirements associated with fiscal</i>			
7	<i>year 2008 excess general fund revenue collections.</i>			
8	<i>J.1. Notwithstanding § 10.1-564, Code of Virginia,</i>			
9	<i>public institutions of higher education, including</i>			
10	<i>community colleges, colleges, and universities, shall be</i>			
11	<i>subject to project review and compliance for state</i>			
12	<i>erosion and sediment control requirements by the local</i>			
13	<i>program authority of the locality within which the land</i>			
14	<i>disturbing activity is located, unless such institution</i>			
15	<i>submits annual specifications to the Department of</i>			
16	<i>Conservation and Recreation, in accordance with</i>			
17	<i>§ 10.1-564 A (i).</i>			
18	<i>2. The Virginia Soil and Water Conservation Board is</i>			
19	<i>authorized to amend the Erosion and Sediment Control</i>			
20	<i>Regulations (4 VAC 50-30 et seq.) to conform such</i>			
21	<i>regulations with this project review requirement and to</i>			
22	<i>clarify the process. These amendments shall be exempt</i>			
23	<i>from Article 2 (§2.2-4006 et seq.) of the Administrative</i>			
24	<i>Process Act.</i>			
25	<i>K. Pursuant to § 4-1.05 a.4. of this act, \$1,370 of the</i>			
26	<i>June 30, 2008, balances required to be reappropriated</i>			
27	<i>have been transferred to the general fund.</i>			
28	362.			\$48,962,884
29				\$49,212,884
30				\$56,736,726
31	Leisure and Recreation Services (50400) .....			
32	Preservation of Open Space Lands (50401) .....	\$4,667,340	<del>\$4,667,340</del>	
33			\$12,142,340	
34	Financial Assistance for Recreational Development			
35	(50402) .....	\$7,100,991	\$7,100,991	
36	Design and Construction of Outdoor Recreational			
37	Facilities (50403) .....	\$1,149,721	\$1,149,721	
38	State Park Management and Operations (50404) .....	\$35,281,402	<del>\$35,531,402</del>	
39			\$35,580,244	
40	Natural Outdoor Recreational and Open Space			
41	Resource Research, Planning, and Technical Assistance			
42	(50406) .....	\$763,430	\$763,430	
43	Fund Sources: General .....	\$27,081,030	\$27,331,030	
44	Special .....	\$14,538,719	<del>\$14,538,719</del>	
45			\$14,587,561	
46	Debt Service.....	\$20,733	<del>\$20,733</del>	
47			\$95,733	
48	Dedicated Special Revenue .....	\$300,000	<del>\$300,000</del>	
49			\$7,700,000	
50	Federal Trust.....	\$7,022,402	\$7,022,402	
51	Authority: Title 10.1, Chapters 1, 2, 3, 4, 4.1, and 17;			
52	Title 18.2, Chapters 1 and 5; Title 19.2, Chapters 1, 5,			
53	and 7, Code of Virginia.			
54	A.1. Out of the amount for Financial Assistance for			
55	Recreational Development shall be paid for the			
56	operation and maintenance of Breaks Interstate Park, an			
	amount not to exceed \$213,750 the first year and			
	\$213,750 the second year from the general fund.			

ITEM 362.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. The Breaks Interstate Park Commission shall submit			
2	an annual audit of a fiscal and compliance nature of its			
3	accounts and transactions to the Auditor of Public			
4	Accounts, the Director of the Department of			
5	Conservation and Recreation, and the Director of the			
6	Department of Planning and Budget.			
7	B. Notwithstanding the provisions of § 10.1-202, Code			
8	of Virginia, amounts deposited to the Conservation and			
9	Resources Fund may be used for a program of in-state			
10	travel advertising. Such travel advertising shall feature			
11	Virginia State Parks and the localities or regions in			
12	which the parks are located. To the extent possible the			
13	Department shall enter into cooperative advertising			
14	agreements with the Virginia Tourism Authority and			
15	local entities to maximize the effectiveness of			
16	expenditures for advertising. The Department is further			
17	authorized to enter into a cooperative advertising			
18	agreement with the Virginia Association of			
19	Broadcasters.			
20	C. Included in the amount for Preservation of			
21	Open-Space Lands is \$2,050,000 the first year and			
22	<del>\$2,050,000</del> \$1,947,500 the second year from the			
23	general fund for the operating expenses of the Virginia			
24	Outdoors Foundation (Title 10.1, Chapter 18, Code of			
25	Virginia).			
26	D. Included in the amount for Preservation of Open			
27	Space Lands is \$2,000,000 the first year and			
28	\$2,000,000 the second year from the general fund to be			
29	deposited into the Virginia Land Conservation Fund,			
30	§ 10.1-1020, Code of Virginia.			
31	E. Out of the amounts collected pursuant to Item 443			
32	of this act, on or before June 30, 2009, and June 30,			
33	2010, the Comptroller shall transfer all funds in excess			
34	of \$6,000,000 collected in each fiscal year to the			
35	Virginia Land Conservation Fund to be distributed			
36	pursuant to § 10.1-1020, Code of Virginia, for the			
37	preservation of open-space lands. There is hereby			
38	established a sum sufficient appropriation in the			
39	Department of Conservation and Recreation, not to			
40	exceed the amount of funds in excess of \$6,000,000 per			
41	year collected pursuant to Item 443.			
42	F. The Director of the Department of Conservation and			
43	Recreation, at his discretion, is authorized to accept on			
44	behalf of the Commonwealth a gift of property known			
45	as Grand Caverns Park from the Upper Valley Regional			
46	Park Authority. This property is to be developed into a			
47	state park and the existing facilities are to be			
48	demolished or upgraded to the Division of State Parks'			
49	standards when a source of funding has been identified			
50	for these purposes. The Director is authorized to make			
51	the necessary upgrades to the park facilities to meet			
52	Division of State Parks' standards, as funding is			
53	available.			
54	G. The Department of Conservation and Recreation			
55	shall report to the Chairmen of the House			
56	Appropriations and Senate Finance Committees by			
57	September 1, 2008, the steps it has taken to secure the			
58	transfer of the property known as Grand Caverns Park			

ITEM 362.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	from the Upper Valley Regional Park Authority and				
2	what activities it has taken to demolish any substandard				
3	structures on the property or to enhance the number of				
4	visitors to the Grand Caverns.				
5	363. Omitted.				
6	364. Administrative and Support Services (59900).....			\$7,287,991	\$7,287,991
7	General Management and Direction (59901).....	\$7,287,991	\$7,287,991		
8	Fund Sources: General.....	\$6,072,594	\$6,072,594		
9	Special.....	\$1,215,397	\$1,215,397		
10	Authority: Title 2.2, Chapters 37, 40, 41, 43; and Title				
11	10.1, Chapter 1 Code of Virginia.				
12	364.05. Executive Management (71300).....			(\$5,055,106)	(\$5,652,098)
13	Savings From Management Actions (71301).....	(\$5,055,106)	(\$5,652,098)		
14	Fund Sources: General.....	(\$5,055,106)	(\$5,652,098)		
15	Authority: Discretionary Inclusion				
16	Appropriation reductions in this Item and specified in				
17	Section 4-1.08 of this act shall apply notwithstanding				
18	any language and amounts to the contrary within other				
19	Items of this act.				
20	Total for Department of Conservation and Recreation.....			<b>\$120,359,230</b>	<b>\$99,996,668</b>
21				<b>\$116,416,424</b>	<b>\$133,918,412</b>
22	General Fund Positions.....	453.50	458.50		
23		441.50	445.50		
24	Nongeneral Fund Positions.....	97.50	97.50		
25	Position Level.....	551.00	556.00		
26		539.00	543.00		
27	Fund Sources: General.....	\$49,711,740	\$49,711,740		
28		\$45,768,934	\$54,059,642		
29	Special.....	\$25,195,618	\$18,833,056		
30			\$18,931,898		
31	Debt Service.....	\$20,733	\$20,733		
32			\$95,733		
33	Dedicated Special Revenue.....	\$29,622,136	\$15,622,136		
34			\$45,022,136		
35	Federal Trust.....	\$15,809,003	\$15,809,003		
36	<b>§ 1-102. DEPARTMENT OF ENVIRONMENTAL QUALITY (440)</b>				
37	365. Land Protection (50900).....			\$14,722,205	\$14,722,205
38	Land Protection Permitting (50925).....	\$4,337,092	\$4,337,092		
39	Land Protection Compliance and Enforcement (50926) ...	\$6,347,347	\$6,347,347		
40	Land Protection Outreach (50927).....	\$3,813,209	\$3,813,209		
41	Land Protection Planning and Policy (50928).....	\$224,557	\$224,557		
42	Fund Sources: General.....	\$3,815,147	\$3,815,147		
43	Special.....	\$969,003	\$969,003		
44	Trust and Agency.....	\$3,000	\$3,000		
45	Dedicated Special Revenue.....	\$5,705,165	\$5,705,165		
46	Federal Trust.....	\$4,229,890	\$4,229,890		
47	Authority: Title 5.1, Chapter 1; Title 10.1, Chapters				
48	11.1, 11.2, 12.1, 14, and 25; Title 44, Chapter 3.5; and				
49	Title 62.1, Chapter 20, Code of Virginia.				

ITEM 365.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	It is the intent of the General Assembly that balances in				
2	the Virginia Environmental Emergency Response Fund				
3	be used to meet match requirements for U.S.				
4	Environmental Protection Agency Superfund State				
5	Support Contracts.				
6	366. Water Protection (51200).....			\$48,385,003	\$48,435,003
7					\$48,555,003
8	Water Protection Permitting (51225).....	\$10,031,805	\$10,031,805		
9	Water Protection Compliance and Enforcement (51226)..	\$20,661,044	\$20,661,044		
10	Water Protection Outreach (51227).....	\$4,318,127	\$4,368,127		
11	Water Protection Planning and Policy (51228).....	\$5,959,174	\$5,959,174		
12	Water Protection Monitoring and Assessment (51229) ...	\$7,414,853	\$7,414,853		
13			\$7,534,853		
14	Fund Sources: General.....	\$20,578,937	\$20,628,937		
15			\$20,748,937		
16	Special.....	\$135,222	\$135,222		
17	Trust and Agency.....	\$10,594,054	\$10,594,054		
18	Dedicated Special Revenue.....	\$7,051,518	\$7,051,518		
19	Federal Trust.....	\$10,025,272	\$10,025,272		
20	Authority: Title 5.1, Chapter 1; Title 10.1, Chapter				
21	11.1; and Title 62.1, Chapters 2, 3.1, 3.2, 3.6, 5, 6, 20,				
22	22, 24, and 25, Code of Virginia.				
23	A. The Department of Environmental Quality is				
24	authorized to commit resources necessary to qualify for				
25	in-kind match for the U.S. Army Corps of Engineers				
26	for the John H. Kerr Dam and Reservoir, Virginia and				
27	North Carolina Feasibility Study, to be conducted in				
28	accordance with § 216 of the River and Harbors Flood				
29	Control Act of 1970.				
30	B. The appropriation includes annual membership dues				
31	for the Interstate Commission on the Potomac River				
32	Basin, \$156,000 the first year and \$156,000 the second				
33	year, from the general fund.				
34	C. The appropriation includes annual membership dues				
35	for the Ohio River Valley Water Sanitation				
36	Commission, \$49,500 the first year and \$49,500 the				
37	second year, from the general fund.				
38	D. Out of the amounts for this Item shall be paid				
39	\$50,000 the first year and \$100,000 the second year				
40	from the general fund to the Chesapeake Bay				
41	Foundation to support Chesapeake Bay education field				
42	studies.				
43	E. Notwithstanding the provisions of § 62.1-44.15,				
44	Code of Virginia, the Department of Environmental				
45	Quality is authorized to implement an inspection				
46	schedule for confined animal feeding operations using				
47	risk-based criteria.				
48	<i>F. Out of the amounts in this Item \$120,000 in the</i>				
49	<i>second year from the general fund shall be provided to</i>				
50	<i>investigate factors that contribute to fish lesions and</i>				
51	<i>mortality in the Shenandoah, Potomac, and James</i>				
52	<i>Rivers.</i>				
53	367. Air Protection (51300).....			\$18,622,666	\$18,622,666
54	Air Protection Permitting (51325).....	\$6,041,202	\$6,041,202		



ITEM 367.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Air Protection Compliance and Enforcement (51326).....	\$6,207,965	\$6,207,965		
2	Air Protection Outreach (51327).....	\$792,641	\$792,641		
3	Air Protection Planning and Policy (51328).....	\$3,154,866	\$3,154,866		
4	Air Protection Monitoring and Assessment (51329).....	\$2,425,992	\$2,425,992		
5	Fund Sources: General.....	\$3,144,505	\$3,144,505		
6	Enterprise.....	\$9,273,757	\$9,273,757		
7	Dedicated Special Revenue.....	\$3,052,684	\$3,052,684		
8	Federal Trust.....	\$3,151,720	\$3,151,720		
9	Authority: Title 5.1, Chapter 1; Title 10.1, Chapters				
10	11.1 and 13; and Title 46.2, Chapter 10, Code of				
11	Virginia.				
12	The Department of Environmental Quality is authorized				
13	to use up to \$300,000 each year from the Vehicle				
14	Emissions Inspection Program Fund to implement the				
15	provisions of Chapter 710, Acts of Assembly of 2002,				
16	which authorizes the Department to operate a program				
17	to subsidize repairs of vehicles that fail to meet				
18	emissions standards established by the Board when the				
19	owner of the vehicle is financially unable to have the				
20	vehicle repaired.				
21	368. Environmental Financial Assistance (51500).....			\$118,792,181	\$115,042,181
22				\$119,268,881	
23	Financial Assistance for Environmental Resources				
24	Management (51502).....	\$7,776,272	\$4,776,272		
25	Virginia Water Facilities Revolving Fund Loans and				
26	Grants (51503).....	\$25,406,763	\$24,656,763		
27	Financial Assistance for Coastal Resources				
28	Management (51507).....	\$4,424,500	\$4,424,500		
29	Litter Control and Recycling Grants (51509).....	\$1,580,000	\$1,580,000		
30	Virginia Water Quality Improvement Fund (51510).....	\$55,700,000	\$55,700,000		
31		\$56,176,700			
32	Petroleum Tank Reimbursement (51511).....	\$23,904,646	\$23,904,646		
33	Fund Sources: General.....	\$7,127,500	\$4,127,500		
34		\$7,604,200			
35	Trust and Agency.....	\$25,216,646	\$25,216,646		
36	Dedicated Special Revenue.....	\$59,980,000	\$59,980,000		
37	Federal Trust.....	\$26,468,035	\$25,718,035		
38	Authority: Title 10.1, Chapters 11.1, 14, 21.1, and 25				
39	and Title 62.1, Chapters 3.1, 22, 23.2, and 24, Code of				
40	Virginia.				
41	A. Out of the amounts for Environmental Financial				
42	Assistance, \$3,000,000 the first year from the general				
43	fund shall be deposited to the Combined Sewer				
44	Overflow Matching Fund pursuant to § 62.1-241.12,				
45	Code of Virginia. From this fund, the City of				
46	Richmond shall receive \$1,500,000 in the first year and				
47	the City of Lynchburg shall receive \$1,500,000 in the				
48	first year.				
49	B. Out of the amounts appropriated for				
50	Environmental Financial Assistance, the Department of				
51	Environmental Quality shall provide \$20,000 the first				
52	year and \$20,000 the second year from the general fund				
53	to the Tri-County Lake Administrative Commission for				
54	water quality monitoring at Smith Mountain Lake.				
55	C. Out of the amounts for Environmental Financial				

ITEM 368.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Assistance, the Department of Environmental Quality				
2	shall provide \$10,000 each year from such funds as are				
3	available out of Dedicated Special Revenue for the				
4	implementation of a toll-free number as authorized by				
5	Senate Bill 648 of the 2008 Session of the General				
6	Assembly.				
7	<i>D. Out of the amounts for this Item, \$476,700 the first</i>				
8	<i>year from the general fund shall be deposited to the</i>				
9	<i>Virginia Water Quality Improvement Fund established</i>				
10	<i>under the Virginia Water Quality Improvement Act of</i>				
11	<i>1997. This appropriation meets the mandatory deposit</i>				
12	<i>requirement associated with fiscal year 2008 excess</i>				
13	<i>general fund revenue collections.</i>				
14	<i>E. Pursuant to Chapter 851, 2007 Acts of Assembly,</i>				
15	<i>the Virginia Public Building Authority is authorized to</i>				
16	<i>issue revenue bonds in order to finance Virginia Water</i>				
17	<i>Quality Improvement Grants to fund or reimburse</i>				
18	<i>approved capital costs for each such project as and to</i>				
19	<i>the extent determined by the Department of</i>				
20	<i>Environmental Quality pursuant to the provisions of</i>				
21	<i>this enactment and of Article 4 (§ 10.1-2128 et seq.) of</i>				
22	<i>Chapter 21.1 of Title 10.1, Code of Virginia, in an</i>				
23	<i>aggregate principal amount not to exceed</i>				
24	<i>\$250,000,000. The proceeds of such bonds are hereby</i>				
25	<i>appropriated for disbursement from the state treasury</i>				
26	<i>pursuant to Article X, Section 7 of the Constitution of</i>				
27	<i>Virginia, and § 2.2-1819, Code of Virginia.</i>				
28	<i>F. Notwithstanding the provisions of</i>				
29	<i>§ 10.1-1422.01.C.2., Code of Virginia, the Department</i>				
30	<i>of Environmental Quality is authorized to suspend</i>				
31	<i>payments for litter prevention and recycling grants in</i>				
32	<i>order to implement fund transfers authorized in Part 3</i>				
33	<i>of this Act.</i>				
34	369.	Administrative and Support Services (59900).....		\$23,054,698	\$23,054,698
35		General Management and Direction (59901).....	\$17,841,066	\$17,841,066	
36		Information Technology Services (59902).....	\$5,213,632	\$5,213,632	
37		Fund Sources: General.....	\$11,250,867	\$11,250,867	
38		Special.....	\$5,860,632	\$5,860,632	
39		Enterprise.....	\$3,013,482	\$3,013,482	
40		Trust and Agency.....	\$1,239,744	\$1,239,744	
41		Dedicated Special Revenue.....	\$389,973	\$389,973	
42		Federal Trust.....	\$1,300,000	\$1,300,000	
43		Authority: Title 10.1, Chapters 11.1, 13 and 14 and			
44		Title 62.1, Chapter 3.1, Code of Virginia.			
45		A. Notwithstanding the provisions of Title 10.1,			
46		Chapter 25, Code of Virginia, the Department is			
47		authorized to expend funds from the balances in the			
48		Virginia Environmental Emergency Response Fund for			
49		costs associated with its waste management and water			
50		programs.			
51		B. Notwithstanding the provisions of Title 10.1,			
52		Chapter 25, Code of Virginia, the Department is			
53		authorized to expend up to <del>\$600,000</del> \$350,600 the first			
54		year and <del>\$260,074</del> \$432,810 the second year from the			
55		balances in the Virginia Environmental Emergency			
56		Response Fund to further develop and implement			

ITEM 369.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	eGovernment services.				
2	C. Notwithstanding the provisions of Title 10.1,				
3	Chapter 25, Code of Virginia, the Department is				
4	authorized to expend <del>\$501,503</del> \$1,082,308 the first year				
5	and <del>\$354,013</del> the second year from the balances in the				
6	Virginia Environmental Emergency Response Fund to				
7	develop and implement an enterprise content				
8	management system to provide a scalable, efficient				
9	means of storing, accessing, and managing agency				
10	mission critical documents.				
11	369.05. <i>Executive Management (71300)</i> .....			(\$5,112,808)	(\$4,936,486)
12	<i>Savings From Management Actions (71301)</i> .....	(\$5,112,808)	(\$4,936,486)		
13	<i>Fund Sources: General</i> .....	(\$5,112,808)	(\$4,936,486)		
14	<i>Authority: Discretionary Inclusion</i>				
15	<i>Appropriation reductions in this Item and specified in</i>				
16	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
17	<i>any language and amounts to the contrary within other</i>				
18	<i>Items of this act.</i>				
19	Total for Department of Environmental Quality .....			<b>\$223,576,753</b>	<b>\$219,876,753</b>
20				<b>\$218,940,645</b>	<b>\$215,060,267</b>
21	General Fund Positions.....	450.50	450.50		
22		392.50	391.50		
23	Nongeneral Fund Positions.....	503.50	503.50		
24	Position Level .....	954.00	954.00		
25		896.00	895.00		
26	Fund Sources: General .....	\$45,916,956	\$42,966,956		
27		\$41,280,848	\$38,150,470		
28	Special .....	\$6,964,857	\$6,964,857		
29	Enterprise .....	\$12,287,239	\$12,287,239		
30	Trust and Agency .....	\$37,053,444	\$37,053,444		
31	Dedicated Special Revenue .....	\$76,179,340	\$76,179,340		
32	Federal Trust.....	\$45,174,917	\$44,424,917		
33	<b>§ 1-103. DEPARTMENT OF GAME AND INLAND FISHERIES (403)</b>				
34	370. Wildlife and Freshwater Fisheries Management (51100) .			\$40,581,585	\$40,581,585
35	Wildlife Information and Education (51102).....	\$3,200,935	\$3,200,935		
36	Enforcement of Recreational Hunting and Fishing Laws				
37	and Regulations (51103).....	\$16,466,419	\$16,466,419		
38	Wildlife Management and Habitat Improvement				
39	(51106) .....	\$20,914,231	\$20,914,231		
40	Fund Sources: Dedicated Special Revenue .....	\$30,638,339	\$30,638,339		
41	Federal Trust.....	\$9,943,246	\$9,943,246		
42	<i>Authority: Title 29.1, Chapters 1 through 6, Code of</i>				
43	<i>Virginia.</i>				
44	The Department shall maintain operation of, and visitor				
45	access to, state-owned fish hatcheries, including the				
46	Montebello fish hatchery. To offset the cost of				
47	supervising visitors at the fish hatcheries, the				
48	Department may charge a fee of up to \$1.00 per visitor.				

ITEM 370.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	371.				
2				\$5,388,308	\$5,388,308
3		\$2,047,353	\$2,047,353		
4		\$421,128	\$421,128		
5		\$2,919,827	\$2,919,827		
6					
7		\$4,595,416	\$4,595,416		
8		\$792,892	\$792,892		
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22	372.			\$6,203,483	\$6,203,483
23		\$4,597,011	\$4,597,011		
24		\$1,606,472	\$1,606,472		
25		\$6,178,483	\$6,178,483		
26		\$25,000	\$25,000		
27					
28					
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36					
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38	373.				
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		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 373.</b>					
1	C. Out of the amounts transferred pursuant to § 3-1.01,				
2	subparagraph K., of this act, \$881,753 the first year				
3	from the Game Protection Fund and \$881,753 the				
4	second year from the Game Protection Fund shall be				
5	used for the enforcement of boating laws, boating				
6	safety education, and for improving boating access.				
7	Total for Department of Game and Inland Fisheries .....			<b>\$52,173,376</b>	<b>\$52,173,376</b>
8	Nongeneral Fund Positions.....	496.00	496.00		
9	Position Level .....	496.00	496.00		
10	Fund Sources: Dedicated Special Revenue .....	\$41,412,238	\$41,412,238		
11	Federal Trust.....	\$10,761,138	\$10,761,138		
12	<b>§ 1-104. DEPARTMENT OF HISTORIC RESOURCES (423)</b>				
13	374. Historic and Commemorative Attraction Management				
14	(50200) .....			<b>\$10,315,801</b>	<b>\$5,315,801</b>
15				<i>\$10,373,001</i>	<i>\$5,507,197</i>
16	Financial Assistance for Historic Preservation (50204)....	<del>\$5,839,894</del>	<del>\$839,894</del>		
17		\$5,900,329	\$1,034,525		
18	Historic Resource Management (50205).....	<del>\$4,475,907</del>	<del>\$4,475,907</del>		
19		\$4,472,672	\$4,472,672		
20	Fund Sources: General .....	<del>\$8,744,781</del>	<del>\$3,744,781</del>		
21		\$8,801,981	\$3,936,177		
22	Special.....	\$634,441	\$634,441		
23	Commonwealth Transportation .....	\$100,000	\$100,000		
24	Federal Trust.....	\$836,579	\$836,579		
25	Authority: Title 10.1, Chapters 22 and 23, Code of				
26	Virginia.				
27	A. General fund appropriations for historic and				
28	commemorative attractions not identified in § 10.1-2211				
29	or § 10.1-2211.1, Code of Virginia, shall be matched by				
30	local or private sources, either in cash or in-kind, in				
31	amounts at least equal to the appropriation and which				
32	are deemed to be acceptable to the department.				
33	B. In emergency situations which shall be defined as				
34	those posing a threat to life, safety or property,				
35	§ 10.1-2213, Code of Virginia, shall not apply.				
36	C.1. Out of the amounts for Financial Assistance for				
37	Historic Preservation shall be paid from the general				
38	fund grants to the following organization for the				
39	purposes prescribed in § 10.1-2211, Code of Virginia:				
40	<b>ORGANIZATION</b>	<b>FY 2009</b>	<b>FY 2010</b>		
41	United Daughters of the Confederacy	\$78,800	\$78,800		
42	Notwithstanding the cited Code section, the United				
43	Daughters of the Confederacy shall make disbursements				
44	to the treasurers of Confederate memorial associations				
45	and chapters of the United Daughters of the				
46	Confederacy for the purposes stated in that section. By				
47	November 1 of each year, the United Daughters of the				
48	Confederacy shall submit to the Director of the				
49	Department of Historic Resources a report documenting				
50	the disbursement of these funds for their specified				
51	purpose.				

ITEM 374.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. As disbursements are made to the treasurers of			
2	Confederate memorial associations and chapters of the			
3	United Daughters of the Confederacy by the United			
4	Daughters of the Confederacy for the purposes stated in			
5	§ 10.1-2211, Code of Virginia, an amount equal to			
6	\$10,560 each year shall be distributed to the Stonewall			
7	Confederate Memorial Association.			
8	3. As disbursements are made to the treasurers of			
9	Confederate memorial associations and chapters of the			
10	United Daughters of the Confederacy by the United			
11	Daughters of the Confederacy for the purposes stated in			
12	§ 10.1-2211, Code of Virginia, an amount equal to			
13	\$7,500 each year shall be distributed to the Ladies			
14	Memorial Association of Petersburg.			
15	D. Any June 30, 2009, and June 30, 2010, unexpended			
16	balances for Financial Assistance for Historic			
17	Preservation grants and for the Survey and Planning			
18	Cost Share Program within Historic Resource			
19	Management are hereby reappropriated if the following			
20	conditions are met:			
21	1. The organization awarded the grant shall have			
22	obtained the required matching funds.			
23	2. The organization shall have a written plan to			
24	complete the project within one more year, in			
25	accordance with policy established by the Department			
26	of Historic Resources, and the plan shall have been			
27	approved by the department.			
28	3. The unexpended balances for a grant shall be			
29	reappropriated once only, unless the General Assembly			
30	authorizes an additional reappropriation.			
31	E. Included in this appropriation is \$100,000 the first			
32	year and \$100,000 the second year in nongeneral funds			
33	from the Highway Maintenance and Operating Fund to			
34	support the Department of Historic Resources' required			
35	reviews of transportation projects.			
36	F. The Department of Historic Resources is authorized			
37	to accept a devise of certain real property under the			
38	will of Elizabeth Rust Williams known as Clermont			
39	Farm located on Route 7 east of the town of Berryville			
40	in Clarke County. If, after due consideration of options,			
41	the department determines that the property should be			
42	sold or leased to a different public or private entity, and			
43	notwithstanding the provisions of § 2.2-1156, Code of			
44	Virginia, the department is further authorized to sell or			
45	lease such property, provided such sale or lease is not			
46	in conflict with the terms of the will. The proceeds of			
47	any such sale or lease shall be deposited to the Historic			
48	Resources Fund established under § 10.1-2202.1, Code			
49	of Virginia.			
50	G. Notwithstanding the requirements of § 10.1-2213.1,			
51	Code of Virginia, <del>\$631,529</del> \$536,800 in the first year			
52	and <del>\$631,529</del> \$670,996 in the second year from the			
53	general fund is provided as a matching grant for			
54	charitable contributions received by the Montpelier			
55	Foundation on or after July 1, 2003, that were actually			
56	spent in the material restoration of Montpelier between			

ITEM 374.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	July 1, 2003, and September 30, 2007.				
2	H. Out of the amounts appropriated for Financial				
3	Assistance for Historic Preservation, \$5,190,000 the				
4	first year and \$190,000 the second year from the				
5	general fund is provided to the Department for the Civil				
6	War Historic Site Preservation Fund from which the				
7	department shall make grants to private non-profit				
8	organizations to match federal and other monies for				
9	preservation of any endangered Virginia Civil War				
10	historic site listed in the report "Report on the Nation's				
11	Civil War Battlefields," issued in 1993 by the National				
12	Parks Service's congressionally endorsed Civil War				
13	Sites Advisory Commission. Eligibility for these grants				
14	shall require recipient non-profit organizations to				
15	provide at least \$2 in matching funds for each \$1				
16	received from the Civil War Historic Site Preservation				
17	Fund. Sites identified within the Commonwealth by the				
18	Civil War Sites Advisory Commission that are eligible				
19	for funding through this program include, but are not				
20	limited to: Appomattox in Appomattox County, Brandy				
21	Station in Culpeper County, Chancellorsville in				
22	Spotsylvania County, Cold Harbor in Hanover County,				
23	Fredericksburg in the City of Fredericksburg and				
24	Spotsylvania County, Glendale in Henrico County, New				
25	Market in Shenandoah County, and Petersburg in the				
26	City of Petersburg and Dinwiddie County.				
27	I. Out of the appropriations for this Item, the				
28	department shall reimburse the Virginia Society of the				
29	Sons of the American Revolution for one additional				
30	grave site in New Providence Presbyterian Church in				
31	Rockbridge County.				
32	J. The Department of Historic Resources shall follow				
33	and provide input on federal legislation designed to				
34	establish a new national system of recognizing and				
35	funding Presidential Libraries for those entities that are				
36	not included in the 1955 Presidential Library Act.				
37	<i>K. Pursuant to §4-1.05.a.4. of this act, \$154,931 of the</i>				
38	<i>June 30, 2008, balances required to be reappropriated</i>				
39	<i>have been transferred to the general fund.</i>				
40	375.	Administrative and Support Services (59900).....		\$952,744	\$952,744
41				\$895,544	\$895,544
42		General Management and Direction (59901).....	\$952,744	\$952,744	
43			\$895,544	\$895,544	
44		Fund Sources: General.....	\$744,109	\$744,109	
45			\$686,909	\$686,909	
46		Special.....	\$32,000	\$32,000	
47		Federal Trust.....	\$176,635	\$176,635	
48		Authority: Title 10.1, Chapters 10.1, 22 and 23, Code			
49		of Virginia.			
50		Out of the amounts for Administrative and Support			
51		Services, the Department shall administer state grants to			
52		nonstate agencies pursuant to Item 493 of this act.			
53	375.05.	<i>Executive Management (71300) .....</i>		(\$439,379)	(\$460,336)
54		<i>Savings From Management Actions (71301).....</i>	(\$439,379)	(\$460,336)	

ITEM 375.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	(\$439,379)	(\$460,336)		
2	Authority: Discretionary Inclusion				
3	Appropriation reductions in this Item and specified in				
4	Section 4-1.08 of this act shall apply notwithstanding				
5	any language and amounts to the contrary within other				
6	Items of this act.				
7	Total for Department of Historic Resources.....			<b>\$11,268,545</b>	<b>\$6,268,545</b>
8				<b>\$10,829,166</b>	<b>\$5,942,405</b>
9	General Fund Positions.....	34.50	34.50		
10		30.50	30.50		
11	Nongeneral Fund Positions.....	18.50	18.50		
12	Position Level .....	53.00	53.00		
13		49.00	49.00		
14	Fund Sources: General.....	\$9,488,890	\$4,488,890		
15		\$9,049,511	\$4,162,750		
16	Special.....	\$666,441	\$666,441		
17	Commonwealth Transportation .....	\$100,000	\$100,000		
18	Federal Trust.....	\$1,013,214	\$1,013,214		
19					
	<b>§ 1-105. MARINE RESOURCES COMMISSION (402)</b>				
20	376. Marine Life Management (50500).....			\$15,384,705	\$15,384,705
21				\$15,628,121	\$16,460,694
22	Marine Life Information Services (50501).....	\$757,827	\$757,827		
23	Marine Life Regulation Enforcement (50503).....	\$6,791,452	\$6,791,452		
24		\$7,034,868	\$7,646,427		
25	Artificial Reef Construction (50506) .....	\$174,612	\$174,612		
26	Chesapeake Bay Fisheries Management (50507).....	\$4,974,122	\$4,974,122		
27			\$5,274,122		
28	Oyster Propagation and Habitat Improvement (50508)....	\$2,686,692	\$2,686,692		
29			\$2,607,706		
30	Fund Sources: General.....	\$7,871,912	\$7,871,912		
31	Special.....	\$4,756,025	\$4,756,025		
32		\$4,999,441	\$5,411,000		
33	Commonwealth Transportation .....	\$313,768	\$313,768		
34	Dedicated Special Revenue .....	\$160,000	\$160,000		
35			\$581,014		
36	Federal Trust.....	\$2,283,000	\$2,283,000		
37	Authority: Title 18.2, Chapters 1 and 5; Title 19.2,				
38	Chapters 1, 5 and 7; Title 28.2, Chapters 1 through 10;				
39	Title 29.1, Chapter 7; Title 32.1, Chapter 6; Title 33.1,				
40	Chapter 1; and Title 62.1, Chapters 18 and 20, Code of				
41	Virginia.				
42	A. The appropriation includes annual membership dues				
43	to the Atlantic States Marine Fisheries Commission,				
44	\$39,000 the first year and \$41,000 the second year				
45	from the general fund.				
46	B. This appropriation includes annual membership dues				
47	to the Potomac River Fisheries Commission, \$175,000				
48	the first year and \$175,000 the second year from the				
49	general fund.				
50	C. Out of the amounts for Marine Life Regulation				
51	Enforcement shall be paid into the Marine Patrols				
52	Fund, \$139,156 the first year and \$139,156 the second				



ITEM 376.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	year, pursuant to § 28.2-108, Code of Virginia. For this			
2	purpose, cash shall be transferred from the			
3	Commonwealth Transportation Fund.			
4	D. Pursuant to § 58.1-2289 D, Code of Virginia,			
5	\$174,612 the first year and \$174,612 the second year			
6	shall be transferred to Artificial Reef Construction from			
7	the Commonwealth Transportation Fund from			
8	unrefunded motor fuel taxes for boats.			
9	E. Any unexpended general fund balances designated			
10	by the agency for oyster remediation activities			
11	remaining in the Item on June 30, 2009, and June 30,			
12	2010, shall be reappropriated and reallocated to the			
13	Marine Resources Commission for expenditure.			
14	F. The Commission shall deposit proceeds from the			
15	sale of oyster shells, oyster seeds, and other subaqueous			
16	materials pursuant to § 28.2-550, Code of Virginia, to			
17	the Public Oyster Rock Replenishment Fund established			
18	by § 28.2-542, Code of Virginia. The proceeds from			
19	such sale shall be used for the same purposes specified			
20	in § 28.2-542, Code of Virginia.			
21	G. Out of the amounts appropriated for Chesapeake			
22	Bay Fisheries Management, \$40,000 the first year and			
23	\$40,000 the second year from the general fund is			
24	provided for transfer to the Virginia Institute of Marine			
25	Science for continued research and control of the			
26	Veined Rapa Whelk, an invasive species of snail that			
27	readily consumes commercially valuable shellfish such			
28	as hard clams and oysters.			
29	H. Upon the effective date of this act, the			
30	Commissioner of Marine Resources shall, as soon as			
31	practicable, apply for a permit from the United States			
32	Army Corps of Engineers to introduce, on an extensive			
33	scale, the oyster <i>Crassostrea ariakensis</i> into the waters			
34	of the Chesapeake Bay. If necessary, the Commissioner			
35	shall expeditiously exhaust all administrative appeals			
36	and remedies to obtain such permit. If all such			
37	administrative appeals and remedies have been			
38	exhausted and the permit described herein has not been			
39	granted, the Commissioner shall, as soon as practicable,			
40	appeal such denial of the permit in the proper court.			
41	I. By June 30, 2009, or as soon thereafter as			
42	practicable, the Commission shall promulgate a general			
43	permit to facilitate emergency response activities related			
44	to public utility infrastructure located in or near			
45	subaqueous beds and wetlands. The general permit shall			
46	enable immediate emergency response activities and			
47	include appropriate conditions for resource protection.			
48	J. Pursuant to § 28.2-302.3, Code of Virginia, <del>\$146,278</del>			
49	<del>\$389,694</del> the first year and <del>\$402,244</del> the second year			
50	in nongeneral fund proceeds from the Virginia			
51	Saltwater Recreational Fishing Development Fund shall			
52	be used each year to supplant a similar amount of			
53	general fund support for Marine Life Regulation			
54	Enforcement.			

ITEM 376.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 377.	Coastal Lands Surveying and Mapping (51000).....		\$2,133,781	\$2,133,781
2	Coastal Lands and Bottomlands Management (51001).....	\$1,672,408		
3	Marine Resources Surveying and Mapping (51002).....	\$461,373		
4	Fund Sources: General.....	\$1,296,678		
5	Dedicated Special Revenue.....	\$655,103		
6	Federal Trust.....	\$182,000		
7	Authority: Title 28.2, Chapters 12, 13, 14, 15 and 16;			
8	Title 62.1, Chapters 16 and 19, Code of Virginia.			
9 378.	Tourist Promotion (53600).....		\$220,000	\$220,000
10	Virginia Saltwater Sport Fishing Tournament (53601).....	\$220,000		
11	Fund Sources: Special.....	\$220,000		
12	Authority: Title 28.2, Chapter 2, Code of Virginia.			
13 379.	Administrative and Support Services (59900).....		\$1,704,959	\$1,704,959
14	General Management and Direction (59901).....	\$1,704,959		
15	Fund Sources: General.....	\$1,622,459		
16	Special.....	\$82,500		
17	Authority: Title 28.2, Chapters 1 and 2, Code of			
18	Virginia.			
19	A. The Marine Resources Commission shall recover the			
20	cost of reproduction, plus a reasonable fee per record,			
21	from persons or organizations requesting copies of			
22	computerized lists of licenses issued by the			
23	Commission.			
24	B. From the amounts collected pursuant to § 28.2-200			
25	et seq., Code of Virginia, and deposited into the			
26	Virginia Marine Products Fund (§ 3.1-684.63, Code of			
27	Virginia), the Marine Resources Commission may			
28	retain \$10,000 the first year and \$10,000 the second			
29	year for the administrative cost of issuing gear licenses.			
30 379.05.	Executive Management (71300).....		(\$700,249)	(\$768,191)
31	Savings From Management Actions (71301).....	(\$700,249)		
32	Fund Sources: General.....	(\$700,249)		
33	Authority: Discretionary Inclusion			
34	Appropriation reductions in this Item and specified in			
35	Section 4-1.08 of this act shall apply notwithstanding			
36	any language and amounts to the contrary within other			
37	Items of this act.			
38	Total for Marine Resources Commission.....		<b>\$19,443,445</b>	<b>\$19,443,445</b>
39			<b>\$18,986,612</b>	<b>\$19,751,243</b>
40	General Fund Positions.....	136.50		
41	Nongeneral Fund Positions.....	23.00		
42	Position Level.....	159.50		
43	Fund Sources: General.....	\$10,791,049		
44		\$10,090,800		
45	Special.....	\$5,058,525		
46		\$5,301,941		
47	Commonwealth Transportation.....	\$313,768		

ITEM 379.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Dedicated Special Revenue .....	\$815,103	\$815,103		
2			\$1,236,117		
3	Federal Trust.....	\$2,465,000	\$2,465,000		
4	<b>§ 1-106. VIRGINIA MUSEUM OF NATURAL HISTORY (942)</b>				
5	380. Museum and Cultural Services (14500) .....			\$3,936,814	\$3,936,814
6	Collections Management and Curatorial Services				
7	(14501) .....	\$229,512	\$229,512		
8	Education and Extension Services (14503) .....	\$849,459	\$849,459		
9	Operational and Support Services (14507) .....	\$1,784,333	\$1,784,333		
10	Scientific Research (14508).....	\$1,073,510	\$1,073,510		
11	Fund Sources: General .....	\$3,141,062	\$3,141,062		
12	Special.....	\$765,752	\$765,752		
13	Federal Trust.....	\$30,000	\$30,000		
14	Authority: Title 10.1, Chapter 20, Code of Virginia.				
15	Out of the amounts for Museum and Cultural Services,				
16	not more than \$25,000 the first year and not more than				
17	\$25,000 the second year from the general fund is				
18	provided for travel advertising and promotion.				
19	Expenditures from these amounts shall be made only				
20	after consultation and collaboration with the Virginia				
21	Tourism Authority.				
22	380.05. Executive Management (71300) .....			(\$384,527)	(\$479,559)
23	Savings From Management Actions (71301).....	(\$384,527)	(\$479,559)		
24	Fund Sources: General.....	(\$384,527)	(\$479,559)		
25	Authority: Discretionary Inclusion				
26	Appropriation reductions in this Item and specified in				
27	Section 4-1.08 of this act shall apply notwithstanding				
28	any language and amounts to the contrary within other				
29	Items of this act.				
30	Total for Virginia Museum of Natural History .....			<b>\$3,936,814</b>	<b>\$3,936,814</b>
31				<b>\$3,552,287</b>	<b>\$3,457,255</b>
32	General Fund Positions.....	43.00	43.00		
33		38.00	38.00		
34	Nongeneral Fund Positions.....	9.50	9.50		
35	Position Level .....	52.50	52.50		
36		47.50	47.50		
37	Fund Sources: General .....	\$3,141,062	\$3,141,062		
38		\$2,756,535	\$2,661,503		
39	Special.....	\$765,752	\$765,752		
40	Federal Trust.....	\$30,000	\$30,000		
41	TOTAL FOR OFFICE OF NATURAL RESOURCES ....			<b>\$431,657,765</b>	<b>\$402,595,203</b>
42				<b>\$421,773,787</b>	<b>\$431,175,617</b>
43	General Fund Positions.....	1,126.00	1,131.00		
44		1,047.00	1,050.00		
45	Nongeneral Fund Positions.....	1,148.00	1,148.00		
46	Position Level .....	2,274.00	2,279.00		
47		2,195.00	2,198.00		
48	Fund Sources: General .....	\$119,882,196	\$111,932,196		
49		\$109,754,802	\$109,862,779		

ITEM 380.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Special .....	\$38,651,193	\$32,288,631		
2		\$38,894,609	\$33,042,448		
3	Commonwealth Transportation .....	\$413,768	\$413,768		
4	Enterprise .....	\$12,287,239	\$12,287,239		
5	Trust and Agency .....	\$37,053,444	\$37,053,444		
6	Debt Service.....	\$20,733	\$20,733		
7			\$95,733		
8	Dedicated Special Revenue .....	\$148,095,920	\$134,095,920		
9			\$163,916,934		
10	Federal Trust.....	\$75,253,272	\$74,503,272		

ITEM 381.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>OFFICE OF PUBLIC SAFETY</b>			
2	<b>§ 1-107. SECRETARY OF PUBLIC SAFETY (187)</b>			
3	381. Administrative and Support Services (79900).....		\$808,441	\$808,441
4	General Management and Direction (79901).....	\$808,441	\$808,441	
5	Fund Sources: General.....	\$808,441	\$808,441	
6	Authority: Title 2.2, Chapter 2, Article 8, and			
7	§ 2.2-201, Code of Virginia.			
8	A. The Secretary shall present revised state and local			
9	juvenile and state and local responsibility adult offender			
10	population forecasts to the Governor, the Chairmen of			
11	the House Appropriations and Senate Finance			
12	Committees, and the Chairmen of the House and Senate			
13	Courts of Justice Committees by October 15, 2008, for			
14	each fiscal year through FY 2014 and by October 15,			
15	2009, for each fiscal year through FY 2015. The			
16	Secretary shall ensure that the revised forecast for			
17	state-responsible adult offenders shall include an			
18	estimate of the number of probation violators included			
19	each year within the overall population forecast who			
20	may be appropriate for alternative sanctions.			
21	B. The Secretary shall provide a status report on			
22	actions taken to improve offender transitional and			
23	reentry services, as provided in § 2.2-221.1, Code of			
24	Virginia, including improvements to the preparation and			
25	provision for employment, treatment, and housing			
26	opportunities for those being released from			
27	incarceration. The report shall be provided to the			
28	Governor and the Chairmen of the House			
29	Appropriations and Senate Finance Committees no later			
30	than November 15 of each year.			
31	C. The Secretary shall analyze the incidence of			
32	traumatic brain injury in the adult and juvenile			
33	state-responsible and local-responsible offender			
34	populations. Copies of the analysis shall be provided to			
35	the Chairmen of the House Appropriations and Senate			
36	Finance Committees by November 1, 2008.			
37	381.05. Executive Management (71300).....		\$0	(\$2,790)
38	Savings From Management Actions (71301).....	\$0	(\$2,790)	
39	Fund Sources: General.....	\$0	(\$2,790)	
40	Authority: Discretionary Inclusion			
41	Appropriation reductions in this Item and specified in			
42	Section 4-1.08 of this act shall apply notwithstanding in			
43	any language and amounts to the contrary within other			
44	Items of this act.			
45	Total for Secretary of Public Safety .....		<b>\$808,441</b>	<b>\$808,441</b>
46				<b>\$805,651</b>
47	General Fund Positions.....	7.00	7.00	
48	Position Level .....	7.00	7.00	

ITEM 381.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$808,441	\$808,441		
2			\$805,651		
3	<b>§ 1-108. COMMONWEALTH'S ATTORNEYS' SERVICES COUNCIL (957)</b>				
4	382. Adjudication Training, Education, and Standards				
5	(32600) .....			\$813,182	\$813,182
6	Prosecutorial Training (32604).....	\$189,200	\$189,200		
7	Technical Assistance and Information Dissemination to				
8	Prosecutors (32606) .....	\$70,549	\$70,549		
9	Administrative Services (32607) .....	\$553,433	\$553,433		
10	Fund Sources: General.....	\$774,732	\$774,732		
11	Special.....	\$38,450	\$38,450		
12	Authority: Title 2.2, Chapter 26, Article 7, Code of				
13	Virginia.				
14	Included in this appropriation is \$75,600 the first year				
15	and \$75,600 the second year from the general fund for				
16	a position to provide assistance and training for				
17	Commonwealth's attorneys to combat gang crime.				
18	382.05. Executive Management (71300) .....			(\$72,311)	(\$74,253)
19	Savings From Management Actions (71301).....	(\$72,311)	(\$74,253)		
20	Fund Sources: General.....	(\$72,311)	(\$74,253)		
21	Authority: Discretionary Inclusion				
22	Appropriation reductions in this Item and specified in				
23	Section 4-1.08 of this act shall apply notwithstanding				
24	any language and amounts to the contrary within other				
25	Items of this act.				
26	Total for Commonwealth's Attorneys' Services Council .			<b>\$813,182</b>	<b>\$813,182</b>
27				<b>\$740,871</b>	<b>\$738,929</b>
28	General Fund Positions.....	7.00	7.00		
29	Position Level .....	7.00	7.00		
30	Fund Sources: General.....	\$774,732	\$774,732		
31		\$702,421	\$700,479		
32	Special.....	\$38,450	\$38,450		
33	<b>§ 1-109. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL (999)</b>				
34	383. Crime Detection, Investigation, and Apprehension				
35	(30400) .....			\$17,458,952	\$17,458,952
36	Enforcement and Regulation of Alcoholic Beverage				
37	Control Laws (30403).....	\$17,458,952	\$17,458,952		
38	Fund Sources: Enterprise .....	\$16,758,952	\$16,758,952		
39	Federal Trust.....	\$700,000	\$700,000		
40	Authority: §§ 4-1 through 4-145, 9-6.14:1 through				
41	9-6.14:25, Code of Virginia.				
42	A. No funds appropriated for this program shall be				
43	used for enforcement personnel to enforce local				
44	ordinances.				
45	B. Revenues of the fund appropriated in Items 383 and				
46	384 of this act are limited to those received pursuant to				

		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
<b>ITEM 383.</b>						
1	Title 4, Code of Virginia, excepting taxes collected by					
2	the Alcoholic Beverage Control Board.					
3	C. By September 1 of each year, the Alcoholic					
4	Beverage Control Board shall report for the prior fiscal					
5	year the dollar amount of total wine liter tax collections					
6	in Virginia; the portion, expressed in dollars, of such					
7	tax collections attributable to the sale of Virginia wine					
8	in both ABC stores and in private stores; and, the					
9	percentage of total wine liter tax collections attributable					
10	to the sale of Virginia wine. Such report shall be					
11	submitted to the Chairmen of the House Appropriations					
12	and Senate Finance Committees and the Virginia Wine					
13	Board.					
14	D. Out of this appropriation, \$536,226 the first year					
15	and \$536,226 the second year and six positions from					
16	nongeneral funds shall be used to establish within the					
17	Department of Alcoholic Beverage Control a financial					
18	investigation unit to be used to identify under-reported					
19	income and to collect any resultant additional taxes					
20	owed.					
21	384. Alcoholic Beverage Merchandising (80100).....			\$480,495,512	\$494,995,512	
22	Administrative Services (80101).....	\$28,507,703	\$31,007,703			
23	Alcoholic Beverage Control Retail Store Operations					
24	(80102).....	\$73,836,803	\$73,836,803			
25	Alcoholic Beverage Purchasing, Warehousing and					
26	Distribution (80103).....	\$378,151,006	\$390,151,006			
27	Fund Sources: Enterprise .....	\$480,495,512	\$494,995,512			
28	Authority: §§ 4-1 through 4-118.2, Code of Virginia					
29	and Item 643, Chapter 966 of the 1994 Acts of					
30	Assembly.					
31	A. Any plan to modernize and integrate the automated					
32	systems of the Department of Alcoholic Beverage					
33	Control shall be based on developing the integrated					
34	system in phases or modules.					
35	B. The Department of Alcoholic Beverage Control					
36	shall transfer \$35,000 the first year and \$35,000 the					
37	second year from nongeneral funds to the Governor's					
38	Office on Substance Abuse Prevention to support that					
39	agency's efforts to prevent tobacco and alcohol abuse					
40	by youth.					
41	C. Funds appropriated for services related to state					
42	lottery operations shall be used solely for lottery ticket					
43	purchases and prize payouts.					
44	Total for Department of Alcoholic Beverage Control .....			<b>\$497,954,464</b>	<b>\$512,454,464</b>	
45	Nongeneral Fund Positions.....	1,048.00	1,048.00			
46	Position Level .....	1,048.00	1,048.00			
47	Fund Sources: Enterprise .....	\$497,254,464	\$511,754,464			
48	Federal Trust.....	\$700,000	\$700,000			
49	<b>§ 1-110. DEPARTMENT OF CORRECTIONAL EDUCATION (750)</b>					
50	385. Administrative and Support Services (19900).....			\$3,894,251	\$3,894,251	
51	General Management and Direction (19901).....	\$3,894,251	\$3,894,251			

ITEM 385.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$3,824,481	\$3,824,481		
2	Special.....	\$69,770	\$69,770		
3	386. Instruction (19700).....			\$59,804,885	\$59,621,920
4					\$60,351,920
5	Adult Community Instructional Services (19706).....	\$1,155,595	\$1,155,595		
6	Youth Instructional Services (19711).....	\$16,538,129	\$16,538,129		
7	Career and Technical Instructional Services for Youth				
8	and Adult Schools (19712).....	\$19,153,140	\$18,970,175		
9	Adult Instructional Services (19713) .....	\$12,422,806	<del>\$12,422,806</del>		
10			\$13,152,806		
11	Instructional Leadership and Support Services (19714)....	\$10,535,215	\$10,535,215		
12	Fund Sources: General.....	\$57,386,248	<del>\$57,203,283</del>		
13			\$57,933,283		
14	Special.....	\$100,766	\$100,766		
15	Federal Trust.....	\$2,317,871	\$2,317,871		
16	Authority: §§ 22.1-339 through 22.1-345, Code of				
17	Virginia.				
18	<i>Included in the appropriation for this Item is \$730,000</i>				
19	<i>the second year from the general fund for 10 additional</i>				
20	<i>instructor positions at adult correctional facilities. In</i>				
21	<i>utilizing these positions, the department shall give</i>				
22	<i>priority to staffing programs developed to increase</i>				
23	<i>inmate literacy in correctional facilities that employ</i>				
24	<i>evidence-based practices. Additional priority shall be</i>				
25	<i>given to the newest correctional facilities operated by</i>				
26	<i>the Department of Corrections. Furthermore, the</i>				
27	<i>Department of Correctional Education shall work with</i>				
28	<i>the Department of Corrections to fully maximize</i>				
29	<i>classroom space in correctional facilities by offering</i>				
30	<i>classes in the evenings.</i>				
31	386.05. Executive Management (71300) .....			(\$3,260,966)	(\$3,740,814)
32	Savings From Management Actions (71301).....	(\$3,260,966)	(\$3,740,814)		
33	Fund Sources: General.....	(\$3,260,966)	(\$3,740,814)		
34	Authority: Discretionary Inclusion				
35	Appropriation reductions in this Item and specified in				
36	Section 4-1.08 of this act shall apply notwithstanding				
37	any language and amounts to the contrary within other				
38	Items of this act.				
39	Total for Department of Correctional Education.....			<b>\$63,699,136</b>	<b>\$63,516,171</b>
40				<b>\$60,438,170</b>	<b>\$60,505,357</b>
41	General Fund Positions.....	<del>796.05</del>	<del>796.05</del>		
42		749.05	759.05		
43	Nongeneral Fund Positions.....	15.50	15.50		
44	Position Level .....	<del>811.55</del>	<del>811.55</del>		
45		764.55	774.55		
46	Fund Sources: General.....	<del>\$61,210,729</del>	<del>\$61,027,764</del>		
47		\$57,949,763	\$58,016,950		
48	Special.....	\$170,536	\$170,536		
49	Federal Trust.....	\$2,317,871	\$2,317,871		



ITEM 387.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-111. DEPARTMENT OF CORRECTIONS (799)</b>				
2	387. Supervision of Offenders and Re-Entry Services				
3	(35100) .....			\$86,981,259	\$86,981,259
4				\$86,951,259	\$87,363,009
5	Probation and Parole Services (35106).....	\$78,825,738	\$78,825,738		
6		\$78,795,738	\$79,207,488		
7	Day Reporting Centers (35107) .....	\$4,679,052	\$4,679,052		
8	Community Residential Programs (35108).....	\$1,115,107	\$1,115,107		
9	Administrative Services (35109) .....	\$2,361,362	\$2,361,362		
10	Fund Sources: General .....	\$85,538,779	\$85,538,779		
11				\$85,950,529	
12	Special .....	\$115,000	\$115,000		
13		\$85,000	\$85,000		
14	Dedicated Special Revenue .....	\$1,327,480	\$1,327,480		
15	Authority: §§ 53.1-67.2 through 53.1-67.6 and				
16	§§ 53.1-140 through 53.1-176.3, Code of Virginia.				
17	A. By September 1 of each year, the Department of				
18	Corrections shall provide a status report on the				
19	Statewide Community-Based Corrections System for				
20	State-Responsible Offenders to the Chairmen of the				
21	House Courts of Justice; Health, Welfare and				
22	Institutions; and Appropriations Committees and the				
23	Senate Courts of Justice; Rehabilitation and Social				
24	Services; and Finance Committees.				
25	B. The Department of Corrections and the Virginia				
26	Parole Board shall analyze the comparative costs and				
27	benefits of state operation compared to contracting for				
28	privately-operated minimum security assisted living or				
29	nursing facilities, or other appropriate facilities or				
30	programs for lower-risk geriatric offenders. Copies of				
31	the analysis shall be provided to the Chairmen of the				
32	Senate Finance and House Appropriations Committees				
33	by September 1, 2008.				
34	C. The Department of Corrections shall report on its				
35	progress in implementing evidence-based practices in				
36	selected probation and parole districts, and recommend				
37	steps to expand this initiative into additional districts.				
38	The report shall place particular emphasis on measuring				
39	the effectiveness of these practices in reducing				
40	recidivism. Copies of the report shall be provided to the				
41	Chairmen of the Senate Finance and House				
42	Appropriations Committees by September 1, 2008.				
43	D. The Department of Corrections shall report on the				
44	potential costs and benefits of steps which would be				
45	required to divert up to 50 percent of prison-bound,				
46	nonviolent offenders who have scored no more than 38				
47	points on the risk assessment instrument of the Virginia				
48	Criminal Sentencing Commission. The department shall				
49	consult with the commission on developing appropriate				
50	steps to secure the input of the Judicial Department in				
51	conducting this report. Copies of the report shall be				
52	provided to the Chairmen of the Senate Finance and				
53	House Appropriations Committees by September 1,				
54	2008.				
55	E. The Department of Corrections shall report on the				
56	comparative costs and benefits of state operation				

ITEM 387.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	compared to contracting for privately-operated			
2	minimum security pre-release or transitional facilities			
3	for offenders who are leaving prison, and			
4	return-to-custody facilities for habitual technical			
5	probation violators. Copies of the report shall be			
6	provided to the Chairmen of the Senate Finance and			
7	House Appropriations Committees by September 1,			
8	2008.			
9	<i>F. This Item includes no funds for the lease of facilities</i>			
10	<i>located at the following location: Southwest Virginia</i>			
11	<i>Day Reporting Center, 11313 Highland Ave., Pound,</i>			
12	<i>Virginia 24279.</i>			
13	388.	A. From July 1, 2008, to June 30, 2010, except in the		
14		circumstances listed below, the Board of Corrections		
15		shall not approve or commit additional funds for the		
16		state share of the cost of construction, enlargement, or		
17		renovation of a local or regional jail facility:		
18		1. Emergency projects needed to comply with Board of		
19		Corrections' standards or life, health, and safety code		
20		requirements;		
21		2. Projects mandated through consent decrees or		
22		memoranda of understanding, pursuant to the Civil		
23		Rights of Institutionalized Persons Act, 42 U.S.C.		
24		§ 1997 et seq., and required by the United States		
25		Department of Justice;		
26		3.a. Adjustments to previously approved project funding		
27		levels, which had been based on planning study		
28		estimates, to conform to the actual project costs as		
29		determined by competitive bid.		
30		b. Adjustments to previously approved project funding		
31		levels for PPEA projects, which had been based on		
32		planning study estimates, to conform to the actual		
33		contract costs.		
34		4. New jails, jail renovations, or jail expansions by the		
35		following localities or authorities:		
36		a. The Counties of Brunswick , Dinwiddie, and		
37		Mecklenburg in order to proceed in planning for a new		
38		regional jail facility.		
39		b. The Counties of Warren, Page, Rappahannock, and		
40		Shenandoah (all or any combination of three of them),		
41		in order to proceed in planning for a regional jail		
42		facility.		
43		c. The City of Newport News, in order to proceed in		
44		planning for an expansion to the existing jail facility, to		
45		be constructed with local funds.		
46		d. The Rockbridge Regional Jail Authority, in order to		
47		proceed in planning for expansion of the regional jail		
48		facility.		
49		e. The City of Roanoke for expansion of its existing		
50		jail. The city shall explore the feasibility of joining the		
51		Western Virginia Regional Jail Authority as part of the		
52		planning process or expanding its existing jail.		

ITEM 388.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	f. The Southern Virginia Regional Jail Authority, in				
2	order to proceed in planning for a regional jail serving				
3	Patrick and Henry Counties and the City of				
4	Martinsville.				
5	g. The County of Charlotte, in order to proceed in				
6	planning for an expansion of the existing local jail				
7	facility.				
8	h. The City of Richmond, in order to proceed in				
9	planning for the replacement of the existing jail and the				
10	development of associated community corrections				
11	services. Included within the required submissions to				
12	the Department of Corrections from the City of				
13	Richmond shall be a report indicating the costs and				
14	benefits to the City and the Commonwealth of a				
15	regional versus a local jail, including a comparative				
16	analysis of the long term operating costs and				
17	documentation that the City has determined whether or				
18	not there is interest in the surrounding jurisdictions in				
19	developing a regional jail project.				
20	i. The City of Virginia Beach, for a minimum-security				
21	work release center that will be planned as a multi-use				
22	facility. In addition to serving as a work release center,				
23	this facility would be available to serve as a secure and				
24	isolated regional quarantine facility for treatment of				
25	infected persons, when requested by the Governor in				
26	the event of a pandemic or similar medical emergency.				
27	j. The City of Chesapeake, in order to proceed in				
28	planning for an expansion of its existing jail.				
29	k. The Prince William-Manassas Regional Jail				
30	Authority, in order to proceed in planning for a second				
31	expansion of its adult detention center.				
32	l. The Virginia Peninsula Regional Jail Authority, in				
33	order to proceed in planning for expansion of the				
34	regional jail.				
35	B. Notwithstanding the provisions of § 53.1-82.3, Code				
36	of Virginia, any locality or group of localities may				
37	submit by March 1 of any year the required studies				
38	prescribed by § 53.1-82.1, Code of Virginia, for the				
39	review and approval of a local or regional jail project				
40	by the Board of Corrections and for consideration by				
41	the Governor of inclusion of such project in the budget				
42	bill he will submit by December 20 of that year for				
43	consideration by the succeeding session of the General				
44	Assembly.				
45	C.1. In addition to other criteria set out in the				
46	provisions of §§ 53.1-80 through 53.1-82.3, Code of				
47	Virginia, the Board of Corrections shall not approve or				
48	commit additional funds for the state share of the cost				
49	of construction, enlargement, or renovation of a local or				
50	regional jail facility unless the following conditions				
51	have been met:				
52	i. such project is consistent with the projected number				
53	of local and state responsible offenders to be housed in				
54	such facility;				

ITEM 388.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	ii. such project meets the design criteria set out in the			
2	Board of Corrections' Standards for Planning, Design,			
3	Construction and Reimbursement of Local Correctional			
4	Facilities; and			
5	iii. such project is proposed to be built using			
6	Community Custody Facilities Standards, as adopted by			
7	the Board, unless the use of more expensive			
8	construction standards is justified, based on a			
9	documented projection of offender populations that			
10	would require a higher level of security.			
11	D. The Department of Corrections shall establish a			
12	working group to provide technical assistance, upon			
13	request of the department, in evaluating the population			
14	projections that are used to justify the need for			
15	additional regional and local jail construction. The			
16	department is authorized to request assistance from the			
17	State Compensation Board, Department of Corrections,			
18	Department of Juvenile Justice, Joint Legislative Audit			
19	and Review Commission, and the Virginia Criminal			
20	Sentencing Commission.			
21	E. The Department of Corrections shall provide an			
22	annual report on the status of jail construction and			
23	renovation projects as approved by the Board of			
24	Corrections. The report shall be limited to those			
25	projects which increase bed capacity. The report shall			
26	include a brief summary description of each project, the			
27	total capital cost of the project and the approved state			
28	share of the capital cost, the number of beds approved,			
29	along with the net number of new beds if existing beds			
30	are to be removed, and the closure of any existing			
31	facilities, if applicable. The report shall include the			
32	six-year population forecast, as well as the			
33	double-bunking capacity compared to the rated capacity			
34	for each project listed. The report shall also include the			
35	general fund impact on community corrections			
36	programs as reported by the Department of Criminal			
37	Justice Services, and the recommended financing			
38	arrangements and estimated general fund requirements			
39	for debt service as provided by the State Treasurer.			
40	Copies of the report shall be provided by January 1 of			
41	each year to the Chairmen of the Senate Finance and			
42	House Appropriations Committees.			
43	F.1. No city, county, town or regional jail shall			
44	authorize the construction, remodeling, renovation or			
45	rehabilitation of any facility to house any inmate in			
46	secure custody which results in increased jail capacity			
47	without the prior approval of the Board of Corrections.			
48	2. Any facility operated by any local or regional jail in			
49	the Commonwealth which houses any inmate in secure			
50	custody shall be subject to the operational provisions of			
51	§§ 53.1-5 and 53.1-68, Code of Virginia, as well as all			
52	rules, regulations, and inspections established by the			
53	Board of Corrections.			
54	<i>G. In order to reduce the costs of constructing,</i>			
55	<i>expanding, and operating local and regional jails, the</i>			
56	<i>Board of Corrections is encouraged to review, and</i>			
57	<i>revise, as appropriate, its Standards for Planning,</i>			
58	<i>Design, Construction and Reimbursement of Local</i>			

ITEM 388.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Correctional Facilities so as to accomplish the</i>			
2	<i>following goals:</i>			
3	<i>i. conforming the security standards to those used by</i>			
4	<i>the Department of Corrections for state correctional</i>			
5	<i>facilities to the extent appropriate;</i>			
6	<i>ii. encouraging and enabling local and regional jail</i>			
7	<i>authorities to construct minimum security facilities</i>			
8	<i>suitable for housing convicted misdemeanants and other</i>			
9	<i>nonviolent inmates, either as part of a larger secure</i>			
10	<i>facility, or as a stand-alone facility; and</i>			
11	<i>iii. requiring new jail construction or expansion</i>			
12	<i>projects to include adequate space to operate treatment</i>			
13	<i>programs, including, but not limited to, substance</i>			
14	<i>abuse treatment programs.</i>			
15	389. Operation of State Residential Community Correctional			
16	Facilities (36100) .....		\$20,422,800	\$20,422,800
17			\$20,022,800	\$20,022,800
18	Community Facility Management (36101) .....	\$1,830,036	\$1,830,036	
19	Supervision and Management of Probates (36102).....	\$13,172,867	\$13,172,867	
20		\$12,772,867	\$12,772,867	
21	Rehabilitation and Treatment Services - Community			
22	Residential Facilities (36103) .....	\$1,822,423	\$1,822,423	
23	Medical and Clinical Services - Community Residential			
24	Facilities (36104) .....	\$848,008	\$848,008	
25	Food Services - Community Residential Facilities			
26	(36105) .....	\$1,217,803	\$1,217,803	
27	Physical Plant Services - Community Residential			
28	Facilities (36106) .....	\$1,531,663	\$1,531,663	
29	Fund Sources: General .....	\$18,322,800	\$18,322,800	
30	Special .....	\$2,100,000	\$2,100,000	
31		\$1,700,000	\$1,700,000	
32	Authority: §§ 53.1-67.2 through 53.1-67.8, Code of			
33	Virginia.			
34	A. Included within this appropriation is <del>\$2,000,000</del>			
35	<del>\$1,500,000</del> the first year and <del>\$2,000,000</del> <del>\$1,500,000</del> the			
36	second year from nongeneral funds to be used for			
37	operating expenses of diversion centers operated by the			
38	Department of Corrections. The nongeneral funds are to			
39	come from the fees collected from probationers,			
40	assigned to the diversion centers, to cover a portion of			
41	the cost of housing them, pursuant to § 19.2-316.3 C,			
42	Code of Virginia.			
43	B. Notwithstanding the provisions of § 53.1-67.1, Code			
44	of Virginia, the Department of Corrections shall not be			
45	required to operate a boot camp program for offenders			
46	placed on probation.			
47	C. For felony offenders who are under post-release or			
48	probation supervision and who have been found to be			
49	in violation of any supervisory condition, the			
50	Department of Corrections shall provide community			
51	corrections residential facilities and programs for judges			
52	to use, at their option, for placement in lieu of			
53	commitment to the department to serve all or a portion			
54	of the offenders' remaining sentences. Following a			
55	revocation hearing and a report based on the sentencing			

ITEM 389.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	guidelines and the risk assessment instrument developed			
2	by the Virginia Criminal Sentencing Commission, a			
3	judge may order such an offender to be confined in jail			
4	or in one of the facilities operated by the Department			
5	of Corrections. While confined in jail or a community			
6	corrections facility, such offenders shall be eligible to			
7	participate in work release, public service, treatment, or			
8	rehabilitative programs as provided by § 53.1-131 of			
9	the Code of Virginia.			
10	390.			
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ITEM 390.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. Included in the appropriation for this Item is			
2	\$19,249,140 \$10,319,012 the first year and			
3	\$19,249,140 \$10,319,012 the second year from the			
4	Fund. The Director, Department of Planning and			
5	Budget, is authorized to increase this appropriation to			
6	support non-recurring expenditures of the Department			
7	of Corrections.			
8	C. The Department of Corrections may enter into			
9	agreements with local and regional jails to house			
10	state-responsible offenders in such facilities and to			
11	effect transfers of convicted state felons between and			
12	among such jails. Such agreements shall be governed			
13	by the provisions of Item 70 of this act.			
14	D. To the extent that the Department of Corrections			
15	privatizes food services, the Department shall also seek			
16	to maximize agribusiness operations.			
17	E. Notwithstanding the provisions of § 53.1-45, Code of			
18	Virginia, the Department of Corrections is authorized to			
19	sell on the open market and through the Virginia			
20	Farmers' Market Network any dairy, animal, or farm			
21	products of which the Commonwealth imports more			
22	than it exports.			
23	F. The Department of Corrections shall administer a			
24	STATIC-99 screening to all potential sexually violent			
25	predators eligible for civil commitment pursuant to			
26	§ 37.2-900 et. seq., Code of Virginia, within six months			
27	of their admission to the custody of the department.			
28	The results of such screenings shall be provided			
29	monthly to the Commissioner of the Department of			
30	Mental Health, Mental Retardation and Substance			
31	Abuse Services.			
32	G. The Department of Corrections, the Department of			
33	Correctional Education, and Liberty University shall			
34	develop a Memorandum of Agreement for the provision			
35	of either a secured on-line or self-contained			
36	computer-based program by Liberty University for the			
37	provision of post-secondary instruction to offenders to			
38	improve their ability to reenter society successfully			
39	upon their release from prison. Following the approval			
40	of and based upon this Memorandum of Agreement,			
41	this program of instruction shall be established on a			
42	pilot basis at Green Rock Correctional Center using			
43	computer equipment and program content provided by			
44	Liberty University, beginning no later than November			
45	1, 2008, and operating for no fewer than three			
46	semesters, unless security requirements dictate			
47	otherwise. The Departments of Corrections and			
48	Correctional Education shall provide a report on the			
49	implementation of this program by June 30, 2010, to			
50	the Chairmen of the House Appropriations and Senate			
51	Finance Committees. The report shall include, but not			
52	be limited to, the types of offenders participating in this			
53	program, the educational progress that has been made			
54	by the participants, post-secondary credits which the			
55	participants may have earned, disciplinary actions taken			
56	against program participants, and whether such a			
57	program can or should be replicated for use in other			
58	correctional facilities.			

ITEM 390.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>H. Out of this appropriation, \$2,263,417 the first year</i>			
2	<i>and \$1,763,471 the second year from nongeneral funds</i>			
3	<i>is included for inmate medical costs. The sources of the</i>			
4	<i>nongeneral funds are an award of \$1,763,471 each</i>			
5	<i>year from the State Criminal Alien Assistance Program,</i>			
6	<i>administered by the U.S. Department of Justice and, in</i>			
7	<i>the first year only, \$500,000 from revenue from inmate</i>			
8	<i>fees collected for medical services.</i>			
9	<i>I. The Department of Corrections shall analyze the</i>			
10	<i>claims records presented by the department's</i>			
11	<i>third-party claims administrator to determine the cause</i>			
12	<i>of any increase in the number of claims incurred by the</i>			
13	<i>department between FY 2007 and FY 2009.</i>			
14	<i>Furthermore, the department shall actively explore</i>			
15	<i>what steps it needs to take to reduce its reliance on</i>			
16	<i>contract physicians in those circumstances in which it</i>			
17	<i>would be cost beneficial to do so. The department</i>			
18	<i>shall report its findings to the Secretary of Public</i>			
19	<i>Safety and the Secretary of Finance by November 1,</i>			
20	<i>2009.</i>			
21	<i>J. 1. The Department of Corrections, in coordination</i>			
22	<i>with the Virginia Supreme Court, shall develop a</i>			
23	<i>behavioral correction program. Offenders eligible for</i>			
24	<i>such a program shall be those offenders (i) convicted</i>			
25	<i>of a felony for whom the sentencing guidelines</i>			
26	<i>developed by the Virginia Criminal Sentencing</i>			
27	<i>Commission would recommend a sentence of three</i>			
28	<i>years or more in facilities operated by the Department</i>			
29	<i>of Corrections and (ii) whom the court determines</i>			
30	<i>require treatment for drug or alcohol substance abuse.</i>			
31	<i>For any such offender, the court may impose the</i>			
32	<i>appropriate sentence with the stipulation that the</i>			
33	<i>Department of Corrections place the offender in an</i>			
34	<i>intensive therapeutic community-style substance abuse</i>			
35	<i>treatment program as soon as possible after receiving</i>			
36	<i>the offender. Upon certification by the Department of</i>			
37	<i>Corrections that the offender has successfully</i>			
38	<i>completed such a program of a duration of 18 months</i>			
39	<i>or longer, the court may suspend the remainder of the</i>			
40	<i>sentence imposed by the court and order the offender</i>			
41	<i>released to supervised probation for a period specified</i>			
42	<i>by the court.</i>			
43	<i>2. If an offender assigned to the program voluntarily</i>			
44	<i>withdraws from the program, is removed from the</i>			
45	<i>program by the Department of Corrections for</i>			
46	<i>intractable behavior, fails to participate in program</i>			
47	<i>activities, or fails to comply with the terms and</i>			
48	<i>conditions of the program, the Department of</i>			
49	<i>Corrections shall notify the court, outlining specific</i>			
50	<i>reasons for the removal and shall reassign the</i>			
51	<i>defendant to another incarceration assignment as</i>			
52	<i>appropriate. Under such terms, the offender shall serve</i>			
53	<i>out the balance of the sentence imposed by the court,</i>			
54	<i>as provided by law.</i>			
55	<i>3. The Department of Corrections and the Supreme</i>			
56	<i>Court shall develop procedures to be used in</i>			
57	<i>implementing the program.</i>			
58	<i>4. The Department of Corrections shall collect the data</i>			
59	<i>and develop the framework and processes that will</i>			



		Item Details(\$)		Appropriations(\$)	
ITEM 390.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>enable it to conduct an in-depth evaluation of the</i>				
2	<i>program three years after it has been in operation. The</i>				
3	<i>department shall submit a report periodically on the</i>				
4	<i>program to the Chief Justice as he may require and</i>				
5	<i>shall submit a report on the implementation of the</i>				
6	<i>program and its usage to the Secretary of Public Safety</i>				
7	<i>and the Chairmen of the House Appropriations and</i>				
8	<i>Senate Finance Committees by June 1, 2010.</i>				
9	391. Administrative and Support Services (39900).....			\$78,042,506	\$77,752,834
10				\$76,692,506	\$76,402,834
11	General Management and Direction (39901).....	\$15,748,359	\$14,019,681		
12	Information Technology Services (39902).....	<del>\$26,228,732</del>	<del>\$26,228,732</del>		
13		\$26,178,732	\$26,178,732		
14	Accounting and Budgeting Services (39903).....	\$3,481,305	\$3,481,305		
15	Architectural and Engineering Services (39904).....	<del>\$6,148,426</del>	<del>\$7,587,432</del>		
16		\$4,848,426	\$6,287,432		
17	Human Resources Services (39914).....	\$2,614,684	\$2,614,684		
18	Planning and Evaluation Services (39916).....	\$394,442	\$394,442		
19	Procurement and Distribution Services (39918).....	\$8,044,266	\$8,044,266		
20	Training Academy (39929).....	\$6,052,992	\$6,052,992		
21	Offender Classification and Time Computation Services				
22	(39930) .....	\$9,329,300	\$9,329,300		
23	Fund Sources: General.....	\$73,442,506	\$73,152,834		
24	Special.....	<del>\$4,600,000</del>	<del>\$4,600,000</del>		
25		\$3,250,000	\$3,250,000		
26	Authority: §§ 53.1-1 and 53.1-10, Code of Virginia.				
27	A. 1. Any plan to modernize and integrate the				
28	automated systems of the Department of Corrections				
29	shall be based on developing the integrated system in				
30	phases, or modules. Furthermore, any such integrated				
31	system shall be designed to provide the department the				
32	data needed to evaluate its programs, including that				
33	data needed to measure recidivism.				
34	2. The appropriation in this Item includes \$1,000,000				
35	the first year and \$1,000,000 the second year from the				
36	Contract Prisoners Special Revenue Fund to defray a				
37	portion of the costs of developing the offender				
38	management system. In addition to any general fund				
39	appropriations, the Department of Corrections may,				
40	subject to the authorization of the Director, Department				
41	of Planning and Budget, utilize additional revenue				
42	deposited in the Contract Prisoners Special Revenue				
43	Fund to support the development of the offender				
44	management system.				
45	B. Included in this appropriation is <del>\$600,000</del> \$550,000				
46	the first year and <del>\$600,000</del> \$550,00 the second year				
47	from nongeneral funds to be used for installation and				
48	operating expenses of the telemedicine program				
49	operated by the Department of Corrections. The source				
50	of the funds is revenue from inmate fees collected for				
51	medical services.				
52	C. Included in this appropriation is <del>\$3,000,000</del>				
53	\$1,700,000 the first year and <del>\$3,000,000</del> \$1,700,000 the				
54	second year from nongeneral funds to be used by the				
55	Department of Corrections for the operations of its				
56	Corrections Construction Unit. The Comptroller shall				
57	continue the Corrections Construction Unit Special				

ITEM 391.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Operating Fund on the Commonwealth Accounting and			
2	Reporting System to reflect the activities of contracts			
3	between the Corrections Construction Unit and (i)			
4	institutions within the Department of Corrections for			
5	work not related to a capital project and (ii) agencies			
6	without the Department of Corrections for work			
7	performed for those agencies.			
8	D. I. Notwithstanding the provisions of § 53.1-20 A.			
9	and B., Code of Virginia, the director of the			
10	Department of Corrections shall receive offenders into			
11	the state correctional system from local and regional			
12	jails at such time as he determines that sufficient,			
13	secure and appropriate housing is available, placing a			
14	priority on receiving inmates diagnosed and being			
15	treated for HIV, mental illnesses requiring medication,			
16	or Hepatitis C. The director shall maximize, consistent			
17	with inmate and staff safety, the use of bed space in			
18	the state correctional system. The director shall report			
19	monthly to the Secretary of Public Safety and the			
20	Secretary of Administration on the number of inmates			
21	housed in the state correctional system, the number of			
22	inmate beds available, and the number of offenders			
23	housed in local and regional jails that meet the criteria			
24	set out in § 53.1-20 A. and B.			
25	2. a. <i>The director of the Department of Corrections</i>			
26	<i>shall have authority to discharge, on any day within a</i>			
27	<i>period of 90 days prior to the date upon which an</i>			
28	<i>inmate's prison term would normally expire, any inmate</i>			
29	<i>for whom the department is responsible and who meets</i>			
30	<i>the following criteria:</i>			
31	<i>i. the inmate is currently serving a sentence for the</i>			
32	<i>commitment of any felony except those considered an</i>			
33	<i>"act of violence" pursuant to § 19.2-297.1, Code of</i>			
34	<i>Virginia, or any attempt to commit any of those</i>			
35	<i>offenses;</i>			
36	<i>ii. the inmate's net imposed sentence to be satisfied was</i>			
37	<i>originally for more than 15.5 months (equivalent to 465</i>			
38	<i>days); and</i>			
39	<i>iii. the inmate, upon discharge, would have been</i>			
40	<i>incarcerated for one year or more in jail or prison for</i>			
41	<i>the net imposed sentence to be satisfied.</i>			
42	<i>b. For any inmate with a net imposed sentenced to be</i>			
43	<i>satisfied of 15.5 months (equivalent to 465 days) or</i>			
44	<i>less, the provisions of § 53.1-28, Code of Virginia,</i>			
45	<i>shall be applicable.</i>			
46	E. The Department of Corrections is exempted from			
47	the approval requirements of Chapter 11 of the			
48	Construction and Professional Services Manual as			
49	issued by the Division of Engineering and Buildings.			
50	The Department of Corrections may authorize and			
51	initiate design-build contracts as deemed appropriate by			
52	the Director, Department of Corrections, in accordance			
53	with §§ 2.2-4301 and 2.2-4306, Code of Virginia.			
54	F.1. The Department shall continue planning for the			
55	new correctional facility in Charlotte County. This			
56	facility shall be designed and operated with the			

ITEM 391.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	objective of reducing the rate of recidivism. The design				
2	shall include one or more dormitory-style units to house				
3	transition centers for inmates about to be released from				
4	incarceration, return-to-custody centers for habitual				
5	technical probation violators, or similar programs. The				
6	facility shall maximize the provision of vocational				
7	education, substance abuse treatment, and intensive				
8	cognitive remediation treatment programs, using				
9	practices that have been demonstrated by widely				
10	accepted evidence to be effective in reducing				
11	recidivism. The facility plan shall also include				
12	transitional services linked with regional reentry				
13	councils, district probation offices and related public				
14	and private agencies, as well as the proposed strategy				
15	for measuring the effectiveness of this facility in				
16	reducing recidivism. The Department shall provide a				
17	report on the proposed conceptual design, the proposed				
18	levels and types of programs, and the proposed reentry				
19	and evaluation plans for this facility to the Chairmen of				
20	the Senate Finance and House Appropriations				
21	Committee by September 1, 2008.				
22	2. If the department uses the process established under				
23	the Public-Private Education and Infrastructure Act				
24	(PPEA) to develop the plans for this facility and if any				
25	proposal it has under consideration involves private				
26	operation and financing of the facility, the department				
27	shall follow the procedures, and meet all the				
28	requirements, of Chapter 15 of Title 53.1, Code of				
29	Virginia. Before any comprehensive agreement is				
30	finalized, the Department of Planning and Budget shall				
31	conduct the cost benefit evaluation required by				
32	§ 53.1-262, Code of Virginia. In addition, the				
33	Department of the Treasury shall evaluate the proposed				
34	financing to determine if it would be more				
35	advantageous to the state to finance the construction of				
36	the facility itself. Finally, any PPEA comprehensive				
37	agreement for construction of the Charlotte County				
38	facility shall be submitted to the Governor for approval				
39	after being reviewed by the Secretaries of Public				
40	Safety, Administration, and Finance.				
41	G. The Department of Corrections shall conduct a				
42	thorough analysis of the physical plant of the Powhatan				
43	Correctional Center and project the cost of the				
44	upgrades, renovations, and repairs needed over the next				
45	ten years to maintain the facility in good working order				
46	as a secure correctional facility. It shall also project the				
47	cost of replacing the Powhatan Correctional Center with				
48	a facility of comparable security and bed capacity.				
49	With this data, and taking into account any operational				
50	efficiencies that would be effected with a new prison,				
51	the department shall prepare a report comparing the				
52	costs of renovating the existing facility with the				
53	projected costs of replacing it and shall make a				
54	recommendation concerning renovation or replacement.				
55	The department shall submit the report to the				
56	Secretaries of Public Safety and Finance by October 1,				
57	2008.				
58	H. The Department of Corrections shall strive to have				
59	no more than 500 general population and reception				
60	beds of its base bed space capacity vacant at any one				
61	time. The Director, Department of Planning and				

ITEM 391.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Budget, is authorized to increase the department's			
2	appropriation of revenue received from housing out of			
3	state inmates by \$14 per prisoner-day that the vacancy			
4	level falls below 500. Any such additional			
5	appropriation shall be used only for non-recurring			
6	expenses.			
7	I. Notwithstanding any requirement to the contrary, any			
8	building, fixture, or structure to be placed, erected or			
9	constructed on, or removed or demolished from the			
10	property of the Commonwealth of Virginia under the			
11	control of the Department of Corrections shall not be			
12	subject to review and approval by the Art and			
13	Architectural Review Board as contemplated by			
14	§ 2.2-2402, Code of Virginia. However, if the			
15	Department of Corrections seeks to construct a facility			
16	that is not a secure correctional facility or a structure			
17	located on the property of a secure correctional facility,			
18	then the Department of Corrections shall submit that			
19	structure to the Art and Architectural Review Board for			
20	review and approval by that board. Such other			
21	structures could include probation and parole district			
22	offices or regional offices.			
23	J. The Commonwealth of Virginia shall convey 45			
24	acres (more or less) of property, being a portion of			
25	Culpeper County Tax Map No. 75, parcel 32, lying in			
26	the Cedar Mountain Magisterial District of Culpeper			
27	County, Virginia, in consideration of the County's			
28	construction of water capacity and service line(s)			
29	adequate to serve the needs of the Department of			
30	Corrections' Coffeewood Facility and the Department			
31	of Juvenile Justice's Culpeper Juvenile Correctional			
32	Facility (hereinafter "the facilities"). The cost of the			
33	water improvements necessary to serve the Department			
34	of Corrections' facilities, including an 8-inch water			
35	service line, and including engineering and			
36	land/easement acquisition costs, shall be paid by the			
37	Commonwealth, less and except (i) the value of the			
38	property for the jail conveyed by the Commonwealth to			
39	the County (\$150,382.00, based on valuation by the			
40	Culpeper County Assessor), and (ii) the cost of			
41	increasing the size of the water service line from 8			
42	inches to 12 inches, in order to accommodate planned			
43	county needs.			
44	K. Included in the appropriation for Administrative and			
45	Support Services is \$260,310 the first year from the			
46	general fund for the estimated net increase in the			
47	operating costs of adult correctional centers resulting			
48	from the enactment of House Bill 931 and Senate Bill			
49	562 of the 2008 Session of the General Assembly. This			
50	amount shall be paid into the Corrections Special			
51	Reserve Fund, established in accordance with			
52	§ 30-19.1:4, Code of Virginia.			
53	L. Included in the appropriation for this Item is			
54	\$29,362 the first year from the general fund for the			
55	estimated net increase in the operating costs of adult			
56	correctional centers resulting from the enactment of HB			
57	113 and SB 368 (\$16,887), and of SB 284 (\$12,475)			
58	by the 2008 Session of the General Assembly. This			

		Item Details(\$)		Appropriations(\$)	
ITEM 391.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	amount shall be paid into the Corrections Special				
2	Reserve Fund, established in accordance with				
3	§ 30-19.1:4, Code of Virginia.				
4	391.05. <i>Executive Management (71300)</i> .....			(\$15,940,349)	(\$44,833,624)
5	<i>Savings From Management Actions (71301)</i> .....	(\$15,940,349)	(\$44,833,624)		
6	<i>Fund Sources: General</i> .....	(\$15,940,349)	(\$44,833,624)		
7	<i>Authority: Discretionary Inclusion</i>				
8	<i>Appropriation reductions in this Item and specified in</i>				
9	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
10	<i>any language and amounts to the contrary within other</i>				
11	<i>Items of this act.</i>				
12	Total for Department of Corrections.....			<b>\$1,097,245,491</b>	<b>\$1,099,138,784</b>
13				<b>\$1,059,026,726</b>	<b>\$1,036,016,092</b>
14	General Fund Positions.....	13,389.00	13,389.00		
15		12,721.50	12,721.50		
16	Nongeneral Fund Positions.....	217.50	217.50		
17	Position Level .....	13,606.50	13,606.50		
18		12,939.00	12,939.00		
19	Fund Sources: General .....	\$1,016,238,526	\$1,018,131,819		
20		\$1,000,801,763	\$976,291,129		
21	Special.....	\$79,679,485	\$79,679,485		
22		\$55,134,012	\$56,634,012		
23	Dedicated Special Revenue .....	\$1,327,480	\$1,327,480		
24	<i>Federal Trust</i> .....	\$1,763,471	\$1,763,471		
25	<b>§ 1-112. DEPARTMENT OF CRIMINAL JUSTICE SERVICES (140)</b>				
26	392. Criminal Justice Training and Standards (30300) .....			\$2,355,681	\$2,355,681
27	Law Enforcement Training and Education Assistance				
28	(30306) .....	\$2,355,681	\$2,355,681		
29	Fund Sources: General .....	\$2,320,681	\$2,320,681		
30	Special.....	\$35,000	\$35,000		
31	<i>Authority: Title 9.1, Chapter 1, Code of Virginia.</i>				
32	Out of this appropriation, \$75,000 the first year and				
33	\$75,000 the second year from the general fund is				
34	authorized to oversee and conduct training of law				
35	enforcement and first responder personnel in managing				
36	persons with Alzheimer's disease or other				
37	memory-related impairments. The department shall				
38	provide the training coordinator position and the				
39	leadership role for developing, implementing,				
40	organizing, conducting, and promoting train-the-trainer				
41	courses while other participating first responder				
42	agencies shall provide other program support as needed.				
43	393. Criminal Justice Research, Planning and Coordination				
44	(30500) .....			\$537,517	\$537,517
45	Criminal Justice Research, Statistics, Evaluation, and				
46	Information Services (30504) .....	\$537,517	\$537,517		
47	Fund Sources: General .....	\$537,517	\$537,517		
48	<i>Authority: Title 9.1, Chapter 1; Title 19.2, Chapter</i>				
49	<i>23.1, Code of Virginia.</i>				

ITEM 393.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 394.	Asset Forfeiture and Seizure Fund Management and			
2	Financial Assistance Program (30600).....		\$5,308,104	\$5,308,104
3	Coordination of Asset Seizure and Forfeiture Activities			
4	(30602) .....		\$5,308,104	\$5,308,104
5	Fund Sources: General.....		\$12,566	\$12,566
6	Special.....		\$5,295,538	\$5,295,538
7	Authority: Title 19.2, Chapter 22.1, Code of Virginia.			
8 395.	Financial Assistance for Administration of Justice			
9	Services (39000).....		\$82,364,599	<del>\$82,219,599</del>
10				\$85,093,914
11	Financial Assistance for Administration of Justice			
12	Services (39001).....		\$82,364,599	<del>\$82,219,599</del>
13				\$85,093,914
14	Fund Sources: General.....		\$36,268,870	<del>\$36,123,870</del>
15				\$39,123,870
16	Special.....		\$100,000	\$100,000
17	Trust and Agency .....		\$10,000,000	\$10,000,000
18	Dedicated Special Revenue.....		\$10,513,464	<del>\$10,513,464</del>
19				\$10,387,779
20	Federal Trust.....		\$25,482,265	\$25,482,265
21	Authority: Title 9.1, Chapter 1, Code of Virginia.			
22	A.1. This appropriation includes an estimated			
23	\$12,000,000 the first year and an estimated \$12,000,000			
24	the second year in federal funds pursuant to the			
25	Omnibus Crime Control Act of 1968, as amended. Of			
26	these amounts, nine percent is available for			
27	administration, and the remainder is available for grants			
28	to state agencies and local units of government. The			
29	remaining federal funds are to be passed through as			
30	grants to localities, with a required 25 percent local			
31	match. Also included in this appropriation is \$829,930			
32	the first year and \$729,930 the second year from the			
33	general fund for the required matching funds for state			
34	agencies.			
35	2. The Department of Criminal Justice Services shall			
36	provide a summary report on federal anti-crime and			
37	related grants which will require state general funds for			
38	matching purposes during fiscal year 2010 and beyond.			
39	The report shall include a list of each grant and			
40	grantee, the purpose of the grant, and the amount of			
41	federal and state funds recommended, organized by			
42	topical area and fiscal period. The report shall indicate			
43	whether each grant represents a new program or a			
44	renewal of an existing grant. Copies of this report shall			
45	be provided to the Chairmen of the Senate Finance and			
46	House Appropriations Committees by January 1 of each			
47	year.			
48	B. The Department of Criminal Justice Services is			
49	authorized to make grants and provide technical			
50	assistance out of this appropriation to state agencies,			
51	local governments, regional and nonprofit organizations			
52	for the establishment and operation of programs for the			
53	following purposes and up to the amounts specified:			
54	1.a. Regional training academies for criminal justice			
55	training, \$1,101,101 the first year and <del>\$1,101,101</del>			

ITEM 395.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	\$993,083				
2	the second year from the general fund and an				
3	estimated \$1,775,000 the first year and an estimated				
4	<del>\$1,775,000</del> \$1,649,315 the second year from nongeneral				
5	funds. The Criminal Justice Services Board shall adopt				
6	such rules as may reasonably be required for the				
7	distribution of funds and for the establishment,				
8	operation and service boundaries of state-supported				
	regional criminal justice training academies.				
9	b. The Board of Criminal Justice Services, consistent				
10	with § 9.1-102, Code of Virginia, and				
11	§ 6VAC-20-20-61 of the Administrative Code, shall not				
12	approve or provide funding for the establishment of any				
13	new criminal justice training academy from July 1,				
14	2008, through June 30, 2010, except that the Board				
15	may approve a new academy for Roanoke County, to				
16	be supported with local funds, consistent with the				
17	Agreement dated February 5, 2007, by and between the				
18	Board of Supervisors of Roanoke County, the Sheriff of				
19	Roanoke County, and the Cardinal Criminal Justice				
20	Academy.				
21	2. Virginia Crime Victim-Witness Fund, \$5,124,059 the				
22	first year and \$5,124,059 the second year from				
23	dedicated special revenue, and \$3,100,000 the first year				
24	and \$3,100,000 the second year from the general fund.				
25	The Department of Criminal Justice Services shall				
26	provide a report on the current and projected status of				
27	federal, state and local funding for victim-witness				
28	programs supported by the Fund. Copies of the report				
29	shall be provided to the Secretary of Public Safety, the				
30	Department of Planning and Budget and the Chairmen				
31	of the Senate Finance and House Appropriations				
32	Committees by October 16, 2008.				
33	3.a. Court Appointed Special Advocate (CASA)				
34	programs, \$1,615,000 the first year and <del>\$1,615,000</del>				
35	<del>\$1,456,568</del> the second year from the general fund.				
36	b. In the event that the federal government reduces or				
37	removes support for the CASA programs, the Governor				
38	is authorized to provide offsetting funding for those				
39	impacted programs out of the unappropriated balances				
40	in this Act.				
41	C.1. Out of this appropriation, \$21,908,828 the first				
42	year and \$21,908,828 the second year from the general				
43	fund is authorized to make discretionary grants and to				
44	provide technical assistance to cities, counties or				
45	combinations thereof to develop, implement, operate				
46	and evaluate programs, services and facilities				
47	established pursuant to the Comprehensive Community				
48	Corrections Act for Local-Responsible Offenders				
49	(§ 53.1-182.1, Code of Virginia) and the Pretrial				
50	Services Act (§ 19.2-152.4, Code of Virginia). Out of				
51	these amounts, the Director, Department of Criminal				
52	Justice Services, is authorized to expend no more than				
53	five percent per year for state administration of these				
54	programs.				
55	2. The Department of Criminal Justice Services, in				
56	conjunction with the Office of the Executive Secretary				
57	of the Supreme Court and the Virginia Criminal				
58	Sentencing Commission, shall conduct information and				

ITEM 395.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	training sessions for judges and other judicial officials			
2	on the programs, services and facilities available			
3	through the Pretrial Services Act and the			
4	Comprehensive Community Corrections Act for			
5	Local-Responsible Offenders.			
6	D. In the event the federal government should make			
7	available additional funds pursuant to the Violence			
8	Against Women Act, the Department shall set aside 33			
9	percent of such funds for competitive grants to			
10	programs providing services to domestic violence and			
11	sexual assault victims.			
12	E. Subject to the conditions stated in this Item and with			
13	the prior written approval of the Director, Department			
14	of Planning and Budget, there is hereby re-appropriated			
15	the unexpended balances remaining in the			
16	appropriations made in the Financial Assistance for			
17	Administration of Justice Services program on June 30,			
18	2008, and June 30, 2009. These reappropriations shall			
19	be used only for the purposes of the original			
20	appropriation for grants made by the Criminal Justice			
21	Services Board. This provision shall apply to funds			
22	obligated to and in the possession of state agency			
23	subgrantees and the Department of Criminal Justice			
24	Services.			
25	F.1. Out of this appropriation, \$1,490,000 the first year			
26	and <del>\$1,490,000</del> <i>\$1,343,831</i> the second year from the			
27	general fund and \$1,710,000 the first year and			
28	\$1,710,000 the second year from such federal funds as			
29	are available shall be deposited to the School Resource			
30	Officer Incentive Grants Fund established pursuant to			
31	§ 9-171.1, Code of Virginia. Localities shall match			
32	these funds based on the composite index of local			
33	ability-to-pay. The Department shall give priority to			
34	localities requesting school resource officers in high			
35	schools.			
36	2. The Director, Department of Criminal Justice			
37	Services, is authorized to expend \$357,285 the first			
38	year and \$357,285 the second year from the School			
39	Resource Officer Incentive Grants Fund to operate the			
40	Virginia Center for School Safety, pursuant to			
41	§ 9.1-110, Code of Virginia.			
42	G. The Department of Criminal Justice Services shall			
43	provide a grant of \$75,000 the first year <del>and \$75,000</del>			
44	<del>second year</del> to the County of Fairfax for the Fairfax			
45	Partnership on Youth.			
46	H. Included in the amounts appropriated in this Item is			
47	<del>\$100,000 the first year and \$100,000 the second year</del>			
48	<del>from the general fund to support the dual diagnosis day</del>			
49	<del>reporting program operated by Chesterfield County</del>			
50	<del>Community Corrections.</del>			
51	I. Included in the amounts appropriated in this Item is			
52	\$450,000 the first year and \$450,000 the second year			
53	from the general fund for grants to local sexual assault			
54	crisis centers (SACCs) to provide core and			
55	comprehensive services to victims of sexual violence.			
56	J. Included in the amounts appropriated in this Item is			



ITEM 395.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	\$45,000 the first year from the general fund for the				
2	planning phase of the Virginia Public Safety Memorial.				
3	K. Included in the amounts appropriated in this item				
4	are \$150,000 the first year and \$150,000 the second				
5	year from the general fund for the Virginia Center for				
6	Policing Innovation to provide basic training for local				
7	law enforcement agencies in Virginia in immigration				
8	law and policy and Spanish language.				
9	<i>L. Pursuant to Section 4-1.05.a.4. of this act, \$920,628</i>				
10	<i>of the June 30, 2008, balances required to be</i>				
11	<i>reappropriated have been transferred to the general</i>				
12	<i>fund.</i>				
13	396. Regulation of Professions and Occupations (56000) .....			\$2,732,315	\$2,732,315
14				\$2,682,315	\$2,682,315
15	Business Regulation Services (56033).....	\$2,732,315	\$2,732,315		
16		\$2,682,315	\$2,682,315		
17	Fund Sources: General.....	\$94,247	\$94,247		
18	Special.....	\$2,638,068	\$2,638,068		
19		\$2,588,068	\$2,588,068		
20	Authority: Title 9.1, Chapter 1, Article 4, §§ 9.1-141,				
21	9.1-139, 9.1-143, and 9.1-149, Code of Virginia.				
22	397. Financial Assistance to Localities - General (72800) .....			\$206,501,876	\$205,001,876
23				\$198,795,927	\$190,651,745
24	Financial Assistance to Localities Operating Police				
25	Departments (72813).....	\$206,501,876	\$205,001,876		
26		\$198,795,927	\$190,651,745		
27	Fund Sources: General.....	\$206,501,876	\$205,001,876		
28		\$198,795,927	\$190,651,745		
29	Authority: Title 9.1, Chapter 1, Article 8, Code of				
30	Virginia.				
31	A. Except for the funds referred to in paragraph E of				
32	this Item, the funds appropriated in this Item shall be				
33	distributed to localities with qualifying police				
34	departments, as defined in §§ 9.1-165 through 9.1-172,				
35	Code of Virginia (HB 599). Notwithstanding the				
36	provisions of §§ 9.1-165 through 9.1-172, Code of				
37	Virginia, the amount distributed to each locality the				
38	first year <del>and the second year</del> shall be equal to <i>96.241</i>				
39	<i>percent</i> of that locality's final FY 2008 distribution <i>as</i>				
40	<i>outlined in the Governor's 2008 budget reduction plan</i>				
41	<i>of October 9, 2008 and the amount distributed the</i>				
42	<i>second year shall be 93 percent of the final FY 2008</i>				
43	<i>distribution.</i>				
44	B. For purposes of receiving funds in accordance with				
45	this program, it is the intention of the General				
46	Assembly that the Town of Boone's Mill shall be				
47	considered to have had a police department in operation				
48	since the 1980-82 biennium and is therefore eligible for				
49	financial assistance under Title 9.1, Chapter 1, Article				
50	8, Code of Virginia (House Bill 599).				
51	C.1. It is the intent of the General Assembly that state				
52	funding provided to localities operating police				
53	departments be used to fund local public safety				

ITEM 397.	Item Details(\$)		Appropriations(\$)			
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010		
1	services. Funds provided in this item shall not be used					
2	to supplant the funding provided by localities for public					
3	safety services.					
4	2. To ensure that state funding provided to localities					
5	operating police departments does not supplant local					
6	funding for public safety services, all localities shall					
7	annually certify to the Department of Criminal Justice					
8	Services the amount of funding provided by the locality					
9	to support public safety services and that the funding					
10	provided in this item was used to supplement that local					
11	funding. This certification shall be provided in such					
12	manner and on such date as determined by the					
13	Department. The Department shall provide this					
14	information to the Chairmen of the House					
15	Appropriations and Senate Finance Committees within					
16	30 days following the submission of the local					
17	certifications.					
18	D. The director of the Department of Criminal Justice					
19	Services is authorized to withhold reimbursements due					
20	a locality under Title 9.1, Chapter 1, Article 8, Code of					
21	Virginia, upon notification from the Superintendent of					
22	State Police that there is reason to believe that crime					
23	data reported by the locality to the Department of State					
24	Police in accordance with § 52-28, Code of Virginia, is					
25	missing, incomplete or incorrect. Upon subsequent					
26	notification by the superintendent that the data is					
27	accurate, the director shall make reimbursement of					
28	withheld funding due the locality when such corrections					
29	are made within the same fiscal year that funds have					
30	been withheld.					
31	E. Out of the amounts appropriated for this item,					
32	\$1,500,000 the first year shall be provided for the					
33	operations of the Southern Virginia Internet Crimes					
34	Against Children Task Force and the Northern Virginia					
35	Internet Crimes Against Children Task Force to expand					
36	the regional operations of these two task forces. Of the					
37	total amount provided, \$750,000 shall be distributed to					
38	the Bedford County Sheriff's Office for the operation					
39	of the Southern Virginia Internet Crimes Against					
40	Children Task Force and \$750,000 shall be distributed					
41	to the Virginia State Police for the operation of the					
42	Northern Virginia-Washington, D.C., Internet Crimes					
43	Against Children Task Force.					
44	398.	Administrative and Support Services (39900).....			\$1,722,683	\$1,722,683
45		General Management and Direction (39901).....	\$1,722,683	\$1,722,683		
46		Fund Sources: General.....	\$969,624	\$969,624		
47		Special.....	\$753,059	\$753,059		
48		Authority: Title 9.1, Chapter 1, Code of Virginia.				
49	398.05.	Executive Management (71300).....			(\$798,130)	(\$1,437,155)
50		Savings From Management Actions (71301).....	(\$798,130)	(\$1,437,155)		
51		Fund Sources: General.....	(\$798,130)	(\$1,437,155)		
52		Authority: Discretionary Inclusion				
53		Appropriation reductions in this Item and specified in				

ITEM 398.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
2	<i>any language and amounts to the contrary within other</i>				
3	<i>Items of this act.</i>				
4	Total for Department of Criminal Justice Services.....			<b>\$301,522,775</b>	<b>\$299,877,775</b>
5				<b>\$292,968,696</b>	<b>\$286,914,804</b>
6	General Fund Positions.....	63.50	63.50		
7			57.50		
8	Nongeneral Fund Positions.....	71.50	71.50		
9	Position Level .....	135.00	135.00		
10			129.00		
11	Fund Sources: General.....	<del>\$246,705,381</del>	<del>\$245,060,381</del>		
12		\$238,201,302	\$232,273,095		
13	Special.....	\$8,821,665	\$8,821,665		
14		\$8,771,665	\$8,771,665		
15	Trust and Agency .....	\$10,000,000	\$10,000,000		
16	Dedicated Special Revenue.....	\$10,513,464	\$10,513,464		
17			\$10,387,779		
18	Federal Trust.....	\$25,482,265	\$25,482,265		
19	<b>§ 1-113. DEPARTMENT OF EMERGENCY MANAGEMENT (127)</b>				
20	399. Emergency Preparedness (77500) .....			\$28,035,244	\$27,749,656
21	Financial Assistance for Emergency Management and				
22	Response (77501).....	\$19,289,899	\$19,289,899		
23	Emergency Planning, Training and Exercises (77502) .....	\$8,745,345	\$8,459,757		
24	Fund Sources: General.....	\$846,945	\$561,357		
25	Special.....	\$1,431,904	\$1,431,904		
26	Commonwealth Transportation .....	\$30,000	\$30,000		
27	Federal Trust.....	\$25,726,395	\$25,726,395		
28	Authority: Title 44, Chapters 3.2, 3.3, 3.4, §§ 44-146.13				
29	through 44-146.28:1 and 44-146.31 through 44-146.40,				
30	Code of Virginia.				
31	A. The Department of Emergency Management shall				
32	provide a report on options for the implementation of a				
33	hazardous materials fee to fund the Commonwealth's				
34	hazardous materials activities such as the costs of				
35	providing funding to local hazardous materials teams				
36	and providing hazardous training to team members.				
37	This report shall include at a minimum the level of fee				
38	recommended to be imposed, the industries that would				
39	be impacted, the projected revenue generated, and				
40	activities the fee would support. The department shall				
41	provide copies of the report to the Secretary of Public				
42	Safety; the Director, Department of Planning and				
43	Budget; and the Chairmen of the Senate Finance and				
44	House Appropriations Committees by September 15,				
45	2008.				
46	B. Included within this appropriation is the continuation				
47	of \$160,810 the first year and \$160,810 the second year				
48	from the Fire Programs Fund to support the				
49	department's hazardous materials training program.				
50	400. Emergency Response and Recovery (77600) .....			\$9,926,768	\$9,926,768
51	Emergency Response and Recovery Services (77601) .....	\$1,759,206	\$1,759,206		
52	Financial Assistance for Emergency Response and				
53	Recovery (77602).....	\$8,167,562	\$8,167,562		

ITEM 400.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$628,003	\$628,003		
2	Special.....	\$184,829	\$184,829		
3	Commonwealth Transportation.....	\$853,251	\$853,251		
4	Federal Trust.....	\$8,260,685	\$8,260,685		
5	Authority: Title 44, Chapters 3.2 through 3.5,				
6	§§ 44-146.17, 44-146.18(c), 44-146.22, 44-146.28(a)				
7	Code of Virginia.				
8	A. Included within this appropriation is \$217,060 the				
9	first year and \$217,060 the second year from the				
10	general fund to cover increasing costs to maintain				
11	training programs for the Reservist Program. The				
12	reservist training program is necessary to ensure that				
13	department staff are augmented by a sufficient number				
14	of properly trained volunteer responders during an				
15	emergency situation.				
16	B. Subject to authorization by the Governor, the				
17	Department of Emergency Management may employ				
18	persons to assist in response and recovery operations				
19	for emergencies or disasters declared either by the				
20	President of the United States or by the Governor of				
21	Virginia. Such employees shall be compensated solely				
22	with funds authorized by the Governor or the federal				
23	government for the emergency, disaster, or other				
24	specific event for which their employment was				
25	authorized. The Director, Department of Planning and				
26	Budget, is authorized to increase the agency's position				
27	level based on the number of positions approved by the				
28	Governor.				
29	C. The Secretary of Finance, consistent with any				
30	Executive Order signed by the Governor, may provide				
31	the department anticipation loans in such amounts as				
32	may be needed to appropriately reimburse localities				
33	and state agencies for costs associated with Emergency				
34	Management Assistance Compact (EMAC) mission				
35	assignments. Such loans shall be based on the				
36	reimbursements anticipated under the Emergency				
37	Management Assistance Compact (EMAC) and,				
38	notwithstanding the provisions of § 4-3.02 b of this act,				
39	may be extended for a period longer than twelve				
40	months.				
41	401. Virginia Emergency Operations Center (77800).....			\$3,210,367	\$3,210,367
42	Virginia Emergency Operations Center (Veoc) and				
43	Communications (77801).....	\$3,210,367	\$3,210,367		
44	Fund Sources: General.....	\$2,127,318	\$2,127,318		
45	Special.....	\$818,791	\$818,791		
46	Federal Trust.....	\$264,258	\$264,258		
47	Authority: Title 44 and §52-47, Code of Virginia.				
48	Included within this appropriation is \$387,500 the first				
49	year and \$387,500 the second year from the general				
50	fund to support the Integrated Flood Observing and				
51	Warning System (IFLOWS) program.				
52	402. Administrative and Support Services (79900).....			\$3,674,561	\$3,674,561
53	General Management and Direction (79901).....	\$3,674,561	\$3,674,561		

ITEM 402.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$2,325,777	\$2,325,777		
2	Special.....	\$480,870	\$480,870		
3	Commonwealth Transportation.....	\$50,000	\$50,000		
4	Federal Trust.....	\$817,914	\$817,914		
5	Authority: Title 44, Chapters 3.2, 3.3, 3.4, Code of				
6	Virginia.				
7	By July 15 of each year, the State Coordinator of				
8	Emergency Management shall assess emergencies and				
9	disasters that have been authorized sum sufficient				
10	funding by the Governor and provide to the Department				
11	of Planning and Budget written justification to support				
12	continuing sum sufficient funding longer than one year				
13	for a locally declared emergency (or disaster), three				
14	years for a state declared disaster, and five years for a				
15	nationally declared disaster. At the same time, the State				
16	Coordinator shall identify any disasters that can be				
17	closed due to fulfillment of the state's obligations.				
18	403. Omitted.				
19	404. A. All funds transferred to the Department of				
20	Emergency Management pursuant to the Governor's				
21	authority under § 44-146.28, Code of Virginia, shall be				
22	deposited into a special fund account to be used only				
23	for Disaster Recovery.				
24	B. Included in the Federal Trust appropriation are				
25	amounts estimated at \$34,592 the first year and \$34,592				
26	the second year, to pay for statewide indirect cost				
27	recoveries of this agency. Actual recoveries of statewide				
28	indirect costs up to the level of these estimates shall be				
29	exempt from payment into the general fund, as				
30	provided by § 4-2.03 of this act. Amounts recovered in				
31	excess of these estimates shall be deposited to the				
32	general fund.				
33	404.05. <i>Executive Management (71300)</i> .....			(\$795,135)	(\$840,297)
34	<i>Savings From Management Actions (71301)</i> .....	(\$795,135)	(\$840,297)		
35	<i>Fund Sources: General</i> .....	(\$795,135)	(\$840,297)		
36	<i>Authority: Discretionary Inclusion</i>				
37	A. <i>Appropriation reductions in this Item and specified</i>				
38	<i>in Section 4-1.08 of this act shall apply notwithstanding</i>				
39	<i>any language and amounts to the contrary within other</i>				
40	<i>Items of this act.</i>				
41	B. <i>The Director, Department of Planning and Budget,</i>				
42	<i>is authorized to transfer \$26,263 in general fund</i>				
43	<i>appropriation from project 15989 (Maintenance</i>				
44	<i>Reserve) to this Item in the first year.</i>				
45	Total for Department of Emergency Management.....			<b>\$44,846,940</b>	<b>\$44,561,352</b>
46				<b>\$44,051,805</b>	<b>\$43,721,055</b>
47	General Fund Positions.....	54.75	54.75		
48	Nongeneral Fund Positions.....	83.25	83.25		
49	Position Level.....	138.00	138.00		
50	Fund Sources: General.....	\$5,928,043	\$5,642,455		
51		\$5,132,908	\$4,802,158		

ITEM 404.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Special.....	\$2,916,394	\$2,916,394		
2	Commonwealth Transportation .....	\$933,251	\$933,251		
3	Federal Trust.....	\$35,069,252	\$35,069,252		
4	<b>§ 1-114. DEPARTMENT OF FIRE PROGRAMS (960)</b>				
5	405. Fire Training and Technical Support Services (74400) ....			\$6,876,413	\$6,876,413
6	Fire Services Management and Coordination (74401).....	\$2,025,158	\$2,025,158		
7	Virginia Fire Services Research (74402).....	\$355,000	\$355,000		
8	Fire Services Training and Professional Development				
9	(74403) .....	\$3,197,253	\$3,197,253		
10	Technical Assistance and Consultation Services				
11	(74404) .....	\$768,001	\$768,001		
12	Emergency Operational Response Services (74405).....	\$251,001	\$251,001		
13	Public Fire and Life Safety Educational Services				
14	(74406) .....	\$280,000	\$280,000		
15	Fund Sources: Special.....	\$6,876,413	\$6,876,413		
16	Authority: Title 9.1, Chapter 2 and § 38.2-401, Code of				
17	Virginia.				
18	Notwithstanding the provisions of § 38.2-401, Code of				
19	Virginia, up to 25 percent of the revenue available from				
20	the Fire Programs Fund, after making the distributions				
21	set out in § 38.2-401 D, Code of Virginia, may be used				
22	by the Department of Fire Programs to pay for the				
23	administrative costs of all activities assigned to it by				
24	law.				
25	406. Financial Assistance for Fire Services Programs				
26	(76400) .....			\$22,325,000	\$23,825,000
27	Fire Programs Fund Distribution (76401).....	\$19,000,000	\$20,500,000		
28	Burn Building Grants (76402).....	\$2,500,000	\$2,500,000		
29	Categorical Grants (76403).....	\$825,000	\$825,000		
30	Fund Sources: Special.....	\$22,075,000	\$23,575,000		
31	Federal Trust.....	\$250,000	\$250,000		
32	Authority: §§ 38.2-401, Code of Virginia.				
33	407. Regulation of Structure Safety (56200).....			\$3,095,101	\$3,098,001
34	State Fire Prevention Code Administration (56203).....	\$3,095,101	\$3,098,001		
35	Fund Sources: General .....	\$2,597,101	\$2,600,001		
36	Special.....	\$498,000	\$498,000		
37	Authority: §§ 9.1-201, 9.1-206, and 27-94 through				
38	27-99, Code of Virginia.				
39	A. The State Fire Marshall may charge no fee for any				
40	permits or inspections of any school, whether it be				
41	public or private.				
42	B. This Item includes no funds for the lease of facilities				
43	located at 11755B Lee Highway, Sperryville, Virginia				
44	22740 as of July 1, 2009.				
45	407.05. Executive Management (71300) .....			(\$110,942)	(\$202,742)
46	Savings From Management Actions (71301).....	(\$110,942)	(\$202,742)		
47	Fund Sources: General.....	(\$110,942)	(\$202,742)		
48	Authority: Discretionary Inclusion				

ITEM 407.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>Appropriation reductions in this Item and specified in</i>			
2	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
3	<i>any language and amounts to the contrary within other</i>			
4	<i>Items of this act.</i>			
5	Total for Department of Fire Programs .....		<b>\$32,296,514</b>	<b>\$33,799,414</b>
6			<b>\$32,185,572</b>	<b>\$33,596,672</b>
7	General Fund Positions.....	31.00	<del>31.00</del>	
8			30.00	
9	Nongeneral Fund Positions.....	43.00	43.00	
10	Position Level .....	74.00	<del>74.00</del>	
11			73.00	
12	Fund Sources: General .....	<del>\$2,597,101</del>	<del>\$2,600,001</del>	
13		<del>\$2,486,159</del>	<del>\$2,397,259</del>	
14	Special .....	\$29,449,413	\$30,949,413	
15	Federal Trust.....	\$250,000	\$250,000	
16	<b>§ 1-115. DEPARTMENT OF FORENSIC SCIENCE (778)</b>			
17	408. Law Enforcement Scientific Support Services (30900) ....		\$37,209,975	<b>\$37,209,975</b>
18				<b>\$39,890,982</b>
19	Biological Analysis Services (30901) .....	\$10,535,958	<del>\$10,535,958</del>	
20			<del>\$12,056,253</del>	
21	Chemical Analysis Services (30902) .....	\$8,177,068	\$8,177,068	
22	Physical Evidence Services (30904) .....	\$9,386,087	\$9,386,087	
23	Training and Standards Services (30905) .....	\$724,133	\$724,133	
24	Administrative Services (30906) .....	\$8,386,729	<del>\$8,386,729</del>	
25			<del>\$9,547,441</del>	
26	Fund Sources: General .....	\$35,703,991	<del>\$35,703,991</del>	
27			<del>\$36,864,703</del>	
28	Federal Trust.....	\$1,505,984	<del>\$1,505,984</del>	
29			<del>\$3,026,279</del>	
30	Authority: §§ 9.1-1100 through 9.1-1113, Code of			
31	Virginia.			
32	A. Out of this appropriation, \$219,000 the first year			
33	and \$219,000 the second year from the general fund			
34	shall be used to fund payment in lieu of taxes made to			
35	the City of Richmond for the agency's central			
36	laboratory.			
37	B. The Forensic Science Board shall ensure that all			
38	individuals who were convicted due to criminal			
39	investigations, for which its case files for the years			
40	between 1973 and 1988 were found to contain evidence			
41	possibly suitable for DNA testing, are informed that			
42	such evidence exists and is available for testing. To			
43	effectuate this requirement, the Board shall prepare two			
44	form letters, one sent to each person whose evidence			
45	was tested, and one sent to each person whose evidence			
46	was not tested. Copies of each such letter shall be sent			
47	to the Chairman of the Forensic Science Board and to			
48	the respective Chairmen of the House and Senate			
49	Committees for Courts of Justice. The Department of			
50	Corrections shall assist the Board in effectuating this			
51	requirement by providing the addresses for all such			
52	persons to whom letters shall be sent, whether currently			
53	incarcerated, on probation, or on parole. In cases where			
54	the current address of the person cannot be ascertained,			
55	the Department of Corrections shall provide the last			

ITEM 408.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	known address. The Chairman of the Forensic Science				
2	Board shall report on the progress of this notification				
3	process at each meeting of the Forensic Science Board.				
4	408.05. Executive Management (71300) .....			(\$877,447)	(\$1,926,661)
5	Savings From Management Actions (71301).....	(\$877,447)	(\$1,926,661)		
6	Fund Sources: General.....	(\$877,447)	(\$1,926,661)		
7	Authority: Discretionary Inclusion				
8	Appropriation reductions in this Item and specified in				
9	Section 4-1.08 of this act shall apply notwithstanding				
10	any language and amounts to the contrary within other				
11	Items of this act.				
12	Total for Department of Forensic Science.....			<b>\$37,209,975</b>	<b>\$37,209,975</b>
13				<b>\$36,332,528</b>	<b>\$37,964,321</b>
14	General Fund Positions.....	320.00	320.00		
15		315.00	316.00		
16	Position Level .....	320.00	320.00		
17		315.00	316.00		
18	Fund Sources: General.....	\$35,703,991	\$35,703,991		
19		\$34,826,544	\$34,938,042		
20	Federal Trust.....	\$1,505,984	\$1,505,984		
21			\$3,026,279		
22					
	<b>§ 1-116. DEPARTMENT OF JUVENILE JUSTICE (777)</b>				
23	409. Operation of Community Residential and				
24	Nonresidential Services (35000).....			\$5,437,896	\$5,437,896
25	Community Residential and Non-Residential Custody				
26	and Treatment Services (35008).....	\$5,437,896	\$5,437,896		
27	Fund Sources: General.....	\$5,415,469	\$5,415,469		
28	Federal Trust.....	\$22,427	\$22,427		
29	Authority: §§ 16.1-246 through 16.1-258, 16.1-286,				
30	16.1-291 through 16.1-295, 66-13, 66-14, 66-22 and				
31	66-24, Code of Virginia.				
32	Services funded out of this appropriation may include				
33	intensive supervision, day treatment, boot camp, and				
34	aftercare services, and should be integrated into existing				
35	services for juveniles.				
36	410. Supervision of Offenders and Re-Entry Services				
37	(35100) .....			\$57,944,290	\$57,944,290
38	Juvenile Probation and Aftercare Services (35102) .....	\$57,944,290	\$57,944,290		
39	Fund Sources: General.....	\$57,687,341	\$57,687,341		
40	Special.....	\$145,000	\$145,000		
41	Federal Trust.....	\$111,949	\$111,949		
42	Authority: §§ 16.1-233 through 16.1-238, 16.1-274,				
43	16.1-294, 16.1-322.1 and 66-14, Code of Virginia.				
44	A. Notwithstanding the provisions of §16.1-273 of the				
45	Code of Virginia, the Department of Juvenile Justice,				
46	including locally-operated court services units, shall not				
47	be required to provide drug screening and assessment				
48	services in conjunction with investigations ordered by				



ITEM 410.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	the courts.			
2	B. The Department of Juvenile Justice shall analyze the			
3	extent of juvenile gang activity as it affects the			
4	operation of court services units, local and regional			
5	detention facilities, and state juvenile correctional			
6	facilities. The analysis shall describe the programs			
7	which the department has developed to address gang			
8	activity, along with recommendations for further			
9	actions. Copies of the analysis shall be provided by			
10	September 1, 2008, to the Secretary of Public Safety			
11	and to the Chairmen of the Senate Finance and House			
12	Appropriations Committees.			
13	C. The Department of Juvenile Justice shall analyze the			
14	level of federal, state, local and other funding for			
15	juvenile delinquency prevention programs in Virginia,			
16	and assess the current state of evaluation research in			
17	juvenile delinquency prevention in Virginia. The report			
18	shall include a review of the current utilization of funds			
19	provided through the Virginia Juvenile Community			
20	Crime Control Act. Copies of the analysis shall be			
21	provided by September 1, 2008, to the Secretary of			
22	Public Safety and to the Chairmen of the Senate			
23	Finance and House Appropriations Committees.			
24	<i>D. This Item includes no funds for the lease of facilities</i>			
25	<i>located at Fifty Sixty Six Office Plaza, 11150 Fairfax</i>			
26	<i>Boulevard, Suite 500, Fairfax, Virginia 22030; 925</i>			
27	<i>Capitol Landing Road, Suite C, Williamsburg, Virginia</i>			
28	<i>23185; and 5427 Peters Creek Road, Roanoke, Virginia</i>			
29	<i>24019 as of July 1, 2009.</i>			
30	411. Financial Assistance to Local Governments for Juvenile			
31	Justice Services (36000) .....		\$52,697,635	\$52,697,635
32	Financial Assistance for Juvenile Confinement in Local			
33	Facilities (36001) .....	\$35,194,793	<del>\$35,194,793</del>	
34			\$35,694,793	
35	Financial Assistance for Probation and Parole - Local			
36	Grants (36002) .....	\$2,474,676	\$2,474,676	
37	Financial Assistance for Community Based Alternative			
38	Treatment Services (36003).....	\$15,028,166	<del>\$15,028,166</del>	
39			\$14,528,166	
40	Fund Sources: General .....	\$50,787,956	\$50,787,956	
41	Federal Trust.....	\$1,909,679	\$1,909,679	
42	Authority: §§ 16.1-233 through 16.1-238, 16.1-274,			
43	16.1-322.1 and 66-14, Code of Virginia.			
44	A. From July 1, 2008 to June 30, 2010, the Board of			
45	Juvenile Justice shall not approve or commit additional			
46	funds for the state share of the cost of construction,			
47	enlargement or renovation of local or regional detention			
48	centers, group homes or related facilities. The Board			
49	may grant exceptions only to address emergency			
50	maintenance projects needed to resolve immediate life			
51	safety issues. For such emergency projects, approval by			
52	both the Board of Juvenile Justice and the Secretary of			
53	Public Safety is required. Any emergency projects must			
54	also comply with Board of Juvenile Justice standards.			
55	B. Each emergency resolution adopted by the Board of			
56	Juvenile Justice approving reimbursement of the state			

ITEM 411.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	share of the cost of construction, maintenance, or			
2	operation of local or regional detention centers, group			
3	homes, or related facilities or programs shall include a			
4	statement noting that such approval is subject to the			
5	availability of funds and approval by the General			
6	Assembly at its next regular session.			
7	C. The Department of Juvenile Justice shall reimburse			
8	localities, pursuant to § 66-15, Code of Virginia, at the			
9	rate of \$50 per day for housing juveniles who have			
10	been committed to the department, for each day after			
11	the department has received a valid commitment order			
12	and other pertinent information as required by			
13	§ 16.1-287, Code of Virginia.			
14	D. Notwithstanding the provisions of §16.1-322.1 of the			
15	Code of Virginia, the department shall apportion to			
16	localities the amounts appropriated in this item.			
17	E. Subject to the conditions stated in this paragraph and			
18	with the prior written approval of the Director,			
19	Department of Planning and Budget, there is hereby			
20	re-appropriated the unexpended balances remaining at			
21	the close of business on June 30, 2008, and June 30,			
22	2009, in the appropriation for Financial Assistance for			
23	Juvenile Confinement in Local Facilities. The			
24	reappropriations shall be applicable only for payments			
25	owing for physical plant projects for local detention			
26	which have been approved by the Governor and for			
27	which contracts are in effect June 30, 2008, and June			
28	30, 2009, respectively.			
29	F.1. The appropriation for Financial Assistance for			
30	Community Based Alternative Treatment Services			
31	includes \$14,143,360 the first year and \$14,143,360 the			
32	second year from the general fund for the			
33	implementation of the financial assistance provisions of			
34	the Juvenile Community Crime Control Act (VJCCCA),			
35	§§ 16.1-309.2 through 16.1-309.10, Code of Virginia.			
36	2. Notwithstanding the provisions of §§ 16.1-309.2			
37	through 16.1-309.10, Code of Virginia, the Board of			
38	Juvenile Justice shall establish guidelines for use in			
39	determining the types of programs for which VJCCCA			
40	funding may be expended. The department shall			
41	establish a format to receive biennial or annual requests			
42	for funding from localities, based on these guidelines.			
43	For each program requested, the plan shall document			
44	the need for the program, goals, and measurable			
45	objectives, and a budget for the proposed expenditure			
46	of these funds and any other resources to be committed			
47	by localities.			
48	3.a. Notwithstanding the provisions of § 16.1-309.7 B,			
49	unobligated VJCCCA funds must be returned to the			
50	department by each grantee locality no later than			
51	October 1 of the fiscal year following the fiscal year in			
52	which they were received, or a similar amount may be			
53	withheld from the current fiscal year's periodic			
54	payments designated by the department for that locality.			
55	b. Subject to the conditions stated in this Item and with			
56	the prior written approval of the Director, Department			
57	of Planning and Budget, there are hereby reappropriated			

ITEM 411.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	the unexpended balances remaining in the				
2	appropriations made in the Financial Assistance for				
3	Community Based Alternative Treatment Services				
4	service area on June 30, 2008, and June 30, 2009.				
5	c. All such unobligated and reappropriated balances				
6	shall be used by the department for the purpose of				
7	awarding short-term supplementary grants to localities,				
8	for programs and services which have been				
9	demonstrated to improve outcomes, including reduced				
10	recidivism, of juvenile offenders. Such programs and				
11	services must augment and support current				
12	VJCCCA-funded programs within each affected				
13	locality. The grantee locality shall submit an outcomes				
14	report to the department, in accord with a written				
15	memorandum of agreement which shall accompany the				
16	supplementary grant award. This provision shall apply				
17	to funds obligated to and in the possession of the				
18	department and its grant recipients. The entity which				
19	returns unobligated funds under this provision shall not				
20	have a presumptive entitlement to a supplementary				
21	grant.				
22	G. The department shall provide annual reports to the				
23	Chairmen of the House Appropriations and Senate				
24	Finance Committees on the progress of Virginia				
25	Juvenile Community Crime Control Act programs. The				
26	annual report shall address the requirements of				
27	§ 16.1-309.3, Code of Virginia, as well as identifying				
28	the number of juveniles served, the average cost for				
29	residential and nonresidential services, the number of				
30	employees, and descriptions of the contracts entered				
31	into by localities, pursuant to §§ 16.1-309.2 through				
32	16.1-309.10, Code of Virginia.				
33	<i>H. Pursuant to Section 4-1.05.a.4. of this act, \$195,406</i>				
34	<i>of the June 30, 2008, balances required to be</i>				
35	<i>reappropriated have been transferred to the general</i>				
36	<i>fund.</i>				
37	412.	Operation of Secure Correctional Facilities (39800).....		\$92,436,862	\$92,436,862
38					\$91,217,739
39		Juvenile Corrections Center Management (39801) .....	\$9,485,500	\$9,485,500	
40				\$8,652,573	
41		Food Services - Prisons (39807) .....	\$6,593,821	\$6,593,821	
42		Medical and Clinical Services - Prisons (39810).....	\$8,891,244	\$8,891,244	
43		Physical Plant Services - Prisons (39815).....	\$5,842,338	\$5,842,338	
44		Offender Classification and Time Computation Services			
45		(39830) .....	\$1,305,737	\$1,305,737	
46		Juvenile Supervision and Management Services			
47		(39831) .....	\$48,412,452	\$48,412,452	
48				\$48,026,256	
49		Juvenile Rehabilitation and Treatment Services (39832)..	\$11,649,868	\$11,649,868	
50		Minimum Security Services (39833) .....	\$255,902	\$255,902	
51		Fund Sources: General .....	\$88,286,713	\$88,286,713	
52		Special .....	\$2,470,416	\$2,470,416	
53				\$1,251,293	
54		Dedicated Special Revenue .....	\$25,000	\$25,000	
55		Federal Trust.....	\$1,654,733	\$1,654,733	
56		Authority: §§ 16.1-278.8, 16.1-285.1, 66-13, 66-16,			
57		66-18, 66-19, 66-22 and 66-25.1, Code of Virginia.			

ITEM 412.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	A. The Department of Juvenile Justice shall retain all				
2	funds paid for the support of children committed to the				
3	department to be used for the security, care and				
4	treatment of said children.				
5	<del>B. Included within this appropriation is \$838,696 from</del>				
6	<del>the general fund and \$50,000 from nongeneral funds in</del>				
7	<del>the first year and \$838,696 from the general fund and</del>				
8	<del>\$50,000 from nongeneral funds in the second year for</del>				
9	<del>the Department of Juvenile Justice to contract for the</del>				
10	<del>operation of two cottages at Beaumont Juvenile</del>				
11	<del>Correctional Center that have been converted into</del>				
12	<del>transitional housing space.</del>				
13	C. Beginning with the effective date of any agreement				
14	whereby Culpeper County becomes a member of a				
15	detention home commission, or signs an agreement				
16	with a local detention home, to house juveniles in				
17	detention as provided in § 16.1-248.1 or § 16.1-284.1,				
18	Code of Virginia, the existing memorandum of				
19	agreement between Culpeper County and the				
20	Department of Juvenile Justice, under which the				
21	department currently houses Culpeper juveniles who are				
22	detained, shall be terminated. Culpeper County shall				
23	satisfy any amount owed the department for any days				
24	during which it housed such juveniles on behalf of the				
25	county, but shall be forgiven any outstanding amount				
26	for guaranteed bed space which it did not utilize. The				
27	amount to be forgiven shall be certified by the				
28	department, and the county shall apply an equal amount				
29	to the cost of joining a detention commission, or for				
30	providing alternative programs to detention, or both,				
31	over the five-year period following termination of the				
32	agreement with the department. The county shall submit				
33	an audited statement to the department demonstrating				
34	the appropriate expenditure of such funds no later than				
35	June 30, 2012.				
36	413.	Administrative and Support Services (39900).....		\$16,322,075	\$16,322,075
37		General Management and Direction (39901).....	\$5,789,042	\$5,789,042	
38		Information Technology Services (39902).....	\$3,656,006	\$3,656,006	
39		Accounting and Budgeting Services (39903).....	\$3,110,903	\$3,110,903	
40		Architectural and Engineering Services (39904).....	\$412,112	\$412,112	
41		Food and Dietary Services (39907).....	\$350,379	\$350,379	
42		Human Resources Services (39914).....	\$2,404,665	\$2,404,665	
43		Planning and Evaluation Services (39916).....	\$598,968	\$598,968	
44		Fund Sources: General.....	\$15,979,031	\$15,979,031	
45		Special.....	\$20,000	\$20,000	
46		Federal Trust.....	\$323,044	\$323,044	
47		Authority: §§ 66-3 and 66-13, Code of Virginia.			
48	413.05.	Executive Management (71300).....		(\$10,412,597)	(\$11,082,181)
49		Savings From Management Actions (71301).....	(\$10,412,597)	(\$11,082,181)	
50		Fund Sources: General.....	(\$10,412,597)	(\$11,082,181)	
51		Authority: Discretionary Inclusion			
52		A. Appropriation reductions in this Item and specified			
53		in Section 4-1.08 of this act shall apply notwithstanding			
54		any language and amounts to the contrary within other			
55		Items of this act.			

ITEM 413.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>B. The Director, Department of Planning and Budget,</i>				
2	<i>is authorized to transfer \$3,200,000 in general fund</i>				
3	<i>appropriation from project 15081 (Maintenance</i>				
4	<i>Reserve) to this Item in the first year.</i>				
5	Total for Department of Juvenile Justice.....			<b>\$224,838,758</b>	<b>\$224,838,758</b>
6				<b>\$214,426,161</b>	<b>\$212,537,454</b>
7	General Fund Positions.....	2,472.50	2,472.50		
8		2,389.50	2,375.50		
9	Nongeneral Fund Positions.....	16.00	16.00		
10	Position Level .....	2,488.50	2,488.50		
11		2,405.50	2,391.50		
12	Fund Sources: General.....	\$218,156,510	\$218,156,510		
13		\$207,743,913	\$207,074,329		
14	Special.....	\$2,635,416	\$2,635,416		
15			\$1,416,293		
16	Dedicated Special Revenue.....	\$25,000	\$25,000		
17	Federal Trust.....	\$4,021,832	\$4,021,832		
18					
	<b>§ 1-117. DEPARTMENT OF MILITARY AFFAIRS (123)</b>				
19	414. Higher Education Student Financial Assistance (10800) ..			\$3,047,717	\$3,047,717
20				\$3,797,717	\$3,332,717
21	Tuition Assistance (10811).....	\$2,602,297	\$2,602,297		
22		\$3,352,297	\$2,887,297		
23	Recruitment Incentives (10812).....	\$445,420	\$445,420		
24	Fund Sources: General.....	\$3,047,717	\$3,047,717		
25			\$3,247,717		
26	Dedicated Special Revenue .....	\$750,000	\$85,000		
27	Authority: Title 44, Chapters 1 and 2; § 23-7.3, Code				
28	of Virginia.				
29	415. At Risk Youth Residential Program (18700) .....			\$4,197,311	\$4,197,311
30				\$4,018,244	\$4,218,244
31	Virginia Commonwealth Challenge Program (18701) .....	\$4,197,311	\$4,197,311		
32		\$4,018,244	\$4,218,244		
33	Fund Sources: General.....	\$1,585,419	\$1,585,419		
34	Dedicated Special Revenue.....	\$50,000	\$50,000		
35	Federal Trust.....	\$2,561,892	\$2,561,892		
36		\$2,382,825	\$2,582,825		
37	Authority: Discretionary Inclusion.				
38	The Department of Military Affairs is hereby authorized				
39	to designate building space at the State Military				
40	Reservation as an in-kind match for the receipt of				
41	federal funds under the Commonwealth Challenge				
42	program, equivalent to a value of \$253,040 each year.				
43	416. Defense Preparedness (72100).....			\$29,374,781	\$29,374,781
44				\$29,285,611	\$28,949,054
45	Armories Operations and Maintenance (72101).....	\$3,990,135	\$3,990,135		
46		\$3,771,692			
47	Virginia State Defense Force (72104) .....	\$240,132	\$240,132		
48	Security Services (72105).....	\$4,705,059	\$4,705,059		
49		\$4,645,059	\$4,555,059		
50	Fort Pickett and Camp Pendelton Operations (72109) .....	\$16,853,062	\$16,853,062		

ITEM 416.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1		\$17,042,335		
2	Other Facilities Operations and Maintenance (72110).....	\$3,586,393		
3				\$3,121,393
4	Fund Sources: General .....	\$3,950,865		\$3,950,865
5	Special.....	\$1,125,791		\$1,125,791
6	Dedicated Special Revenue.....	\$300,000		\$300,000
7	Federal Trust.....	\$23,998,125		\$23,998,125
8		\$23,908,955		\$23,572,398
9	Authority: Title 44, Chapters 1 and 2, Code of Virginia.			
10	This item includes \$50,000 the first year and \$50,000			
11	the second year from the general fund to pay the			
12	expenses of the Virginia Military Advisory Council.			
13	417. Disaster Planning and Operations (72200) .....			a sum sufficient
14	Communications and Warning System (72201).....	a sum sufficient		
15	Disaster Assistance (72203).....	a sum sufficient		
16	Fund Sources: General .....	a sum sufficient		
17	Authority: Title 44, Chapters 1 and 2, Code of Virginia.			
18	A. The amount for Disaster Planning and Operations			
19	provides for a military contingent fund, out of which to			
20	pay the military forces of the Commonwealth when			
21	aiding the civil authorities.			
22	B. In the event units of the Virginia National Guard			
23	shall be in federal service, the sum allocated herein for			
24	their support shall not be used for any different			
25	purpose, except with the prior written approval of the			
26	Governor, other than to provide for the Virginia State			
27	Defense Force or for safeguarding properties used by			
28	the Virginia National Guard.			
29	418. Administrative and Support Services (79900).....		\$5,340,376	\$5,340,376
30				\$5,492,168
31	General Management and Direction (79901).....	\$2,350,450		\$2,350,450
32				\$2,502,242
33	Telecommunications (79930).....	\$2,989,926		\$2,989,926
34	Fund Sources: General .....	\$2,356,923		\$2,356,923
35	Dedicated Special Revenue .....	\$0		\$151,792
36	Federal Trust.....	\$2,983,453		\$2,983,453
37	Authority: Title 44, Chapters 1 and 2, Code of Virginia.			
38	The Department of Military Affairs shall advise and			
39	provide assistance to the Department of Accounts in			
40	administering the \$20,000 death benefit provided for			
41	certain members of the National Guard and United			
42	States military reserves killed in action in any armed			
43	conflict as of October 7, 2001, pursuant to § 44-93.1.B.,			
44	Code of Virginia.			
45	418.05. Executive Management (71300) .....		(\$693,683)	(\$1,148,072)
46	Savings From Management Actions (71301).....	(\$693,683)	(\$1,148,072)	
47	Fund Sources: General.....	(\$693,683)	(\$1,148,072)	
48	Authority: Discretionary Inclusion			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 418.05.</b>					
1	<i>Appropriation reductions in this Item and specified in</i>				
2	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
3	<i>any language and amounts to the contrary within other</i>				
4	<i>Items of this act.</i>				
5	Total for Department of Military Affairs.....			<b>\$41,960,185</b>	<b>\$41,960,185</b>
6				<b>\$41,748,265</b>	<b>\$40,844,111</b>
7	General Fund Positions.....	50.47	50.47		
8		45.47	45.47		
9	Nongeneral Fund Positions.....	315.03	315.03		
10		306.03	306.03		
11	Position Level .....	365.50	365.50		
12		351.50	351.50		
13	Fund Sources: General .....	\$10,940,924	\$10,940,924		
14		\$10,247,241	\$9,992,852		
15	Special.....	\$1,125,791	\$1,125,791		
16	Dedicated Special Revenue.....	\$350,000	\$350,000		
17		\$1,100,000	\$586,792		
18	Federal Trust.....	\$29,543,470	\$29,543,470		
19		\$29,275,233	\$29,138,676		
20	<b>§ 1-118. DEPARTMENT OF STATE POLICE (156)</b>				
21	419. Information Technology Systems, Telecommunications				
22	and Records Management (30200).....			\$44,658,828	\$47,979,436
23					\$49,013,886
24	Information Technology Systems and Planning (30201)..	\$16,115,302	\$17,415,302		
25	Criminal Justice Information Services (30203).....	\$8,135,265	\$7,981,085		
26	Telecommunications and Statewide Agencies Radio				
27	System (Stars) (30204).....	\$17,490,591	\$19,666,591		
28	Firearms Purchase Program (30206).....	\$683,291	<del>\$683,291</del>		
29			\$1,717,741		
30	Sex Offender Registry Program (30207).....	\$2,025,148	\$2,023,936		
31	Concealed Weapons Program (30208).....	\$209,231	\$209,231		
32	Fund Sources: General .....	\$32,535,688	\$32,480,296		
33	Special.....	\$7,132,081	<del>\$10,608,081</del>		
34			\$11,642,531		
35	Dedicated Special Revenue.....	\$3,700,000	\$3,700,000		
36	Federal Trust.....	\$1,291,059	\$1,191,059		
37	Authority: §§ 18.2-308.2:2, 19.2-387, 19.2-388, 27-55,				
38	52-4, 52-4.4, 52-8.5, 52-12, 52-13, 52-15, 52-16, 52-25				
39	and 52-31 through 52-34, Code of Virginia.				
40	A. There is hereby re-appropriated the unexpended				
41	balances in this Item on June 30, 2008, and June 30,				
42	2009.				
43	B.1. It is the intent of the General Assembly that				
44	wireless 911 calls be delivered directly by the				
45	Commercial Mobile Radio Service (CMRS) provider to				
46	the local Public Safety Answering Point (PSAP), in				
47	order that such calls be answered by the local				
48	jurisdiction within which the call originates, thereby				
49	minimizing the need for call transfers whenever				
50	possible.				
51	2. Notwithstanding the provisions of Article 7, Chapter				
52	15, Title 56, Code of Virginia, \$3,700,000 the first year				
53	and \$3,700,000 the second year from the Wireless				
54	E-911 Fund is included in this appropriation for				

ITEM 419.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	telecommunications to offset dispatch center operations			
2	and related costs incurred for answering wireless 911			
3	telephone calls.			
4	C. Out of the Motor Carrier Special Fund, \$900,000 the			
5	first year and \$900,000 the second year shall be			
6	disbursed on a quarterly basis to the Department of			
7	State Police.			
8	D.1. This appropriation includes \$2,510,000 the first			
9	year and \$2,510,000 the second year from the general			
10	fund for implementing the Statewide Agencies Radio			
11	System (STARS) project.			
12	2. The Secretary of Public Safety, in conjunction with			
13	the STARS Management Group and the Superintendent			
14	of State Police, shall provide a status report on (1)			
15	projected total costs for the system, including project			
16	management costs and expected annual operating costs;			
17	(2) the status of site acquisition to support the system;			
18	(3) the activities related to in-house and contract project			
19	management; (4) the project timelines for implementing			
20	the system; and (5) other matters as the Secretary may			
21	deem appropriate. This report shall be provided to the			
22	Governor and the Chairmen of the House			
23	Appropriations and Senate Finance Committees no later			
24	than October 1 of each year.			
25	E. The department shall deposit to the general fund an			
26	amount estimated at \$100,000 in the first year and			
27	\$100,000 in the second year resulting from fees			
28	generated by additional criminal background checks of			
29	local job applicants and prospective licensees collected			
30	pursuant to the passage of Chapter 742 of the 2003			
31	Acts of Assembly.			
32	F. Notwithstanding the provisions of §§ 18.2-308,			
33	18.2-308.2:2, 19.2-386.14, 38.2-415, 46.2-1167 and			
34	52-4.3, Code of Virginia, the Department of State			
35	Police may use revenue from the Firearms Transaction			
36	Program Fund, the Concealed Weapons Program, the			
37	State Asset Forfeiture Fund, the Insurance Fraud Fund,			
38	the Drug Investigation Trust Account - State, and the			
39	Safety Fund to modify, enhance or procure automated			
40	systems that focus on the Commonwealth's law			
41	enforcement activities and information gathering			
42	processes.			
43	G. Included within this appropriation is \$100,000 the			
44	first year from federal funds to be utilized by the			
45	Computer Evidence Recovery Unit and the High			
46	Technology Crime Unit of the Department of State			
47	Police for enhanced high-technology crime fighting			
48	capabilities.			
49	<i>H. Pursuant to Section 4-1.05.a.4. of this act,</i>			
50	<i>\$1,176,627 of the June 30, 2008, balances required to</i>			
51	<i>be reappropriated have been transferred to the general</i>			
52	<i>fund.</i>			
53	420. Law Enforcement and Highway Safety Services			
54	(31000) .....		\$240,757,520	\$228,036,340
55			\$236,266,079	\$225,628,859
56	Aviation Operations (31001) .....	\$5,937,575	\$5,937,575	



ITEM 420.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				\$7,537,575
2	Commercial Vehicle Enforcement (31002).....	\$4,831,625	\$4,831,625	
3	Counter-Terrorism (31003).....	\$4,870,195	\$4,870,195	
4	Help Eliminate Auto Theft (Heat) (31004) .....	\$2,423,085	\$2,423,085	
5	Drug Enforcement (31005).....	\$28,119,734	\$18,619,734	
6	Crime Investigation and Intelligence Services (31006).....	\$23,490,202	\$23,490,202	
7	Uniform Patrol Services (Highway Patrol) (31007).....	\$140,843,504	\$137,622,324	
8		\$136,352,063	\$133,614,843	
9	Motorists Assistance Program (31008).....	\$1,631,282	\$1,631,282	
10	Insurance Fraud Program (31009).....	\$8,126,987	\$8,126,987	
11	Vehicle Safety Inspections (31010) .....	\$20,483,331	\$20,483,331	
12	Fund Sources: General.....	\$172,335,396	\$169,114,216	
13	Special.....	\$44,954,209	\$35,454,209	
14			\$37,054,209	
15	Commonwealth Transportation .....	\$8,656,474	\$8,656,474	
16	Trust and Agency .....	\$20,000	\$20,000	
17	Dedicated Special Revenue .....	\$0	\$483,960	
18	Federal Trust.....	\$14,791,441	\$14,791,441	
19		\$10,300,000	\$10,300,000	
20	Authority: §§ 27-56, 33.1-292, 46.2-1157 through			
21	46.2-1187, 52-1, 52-4, 52-4.2, 52-4.3, 52-8, 52-8.1,			
22	52-8.2, 52-8.4 and 56-334, Code of Virginia.			
23	A. The department shall provide a report on the			
24	utilization and performance of the positions provided in			
25	this and previous biennia for violent crime strike forces			
26	and for the state/local anti-crime partnership to the			
27	Governor and Chairmen of the House Appropriations			
28	and Senate Finance Committees by October 1 of each			
29	year.			
30	B. Included in this appropriation is \$810,687 the first			
31	year and \$810,687 the second year from			
32	Commonwealth Transportation Funds for the personal			
33	and associated nonpersonal services costs for eight			
34	positions. These positions will be dedicated to			
35	patrolling the I-95/395/495 Interchange.			
36	C. Included in this appropriation is \$414,768 the first			
37	year and \$414,768 the second year from the			
38	Commonwealth Transportation Fund to support 17			
39	positions, all of which shall be Commercial Vehicle			
40	Enforcement Officers, that will be required to support			
41	operations at weigh stations statewide. The Department			
42	of Planning and Budget shall allot these funds on the			
43	basis of a plan submitted by the Department of State			
44	Police regarding operating hours of weigh stations			
45	statewide.			
46	D. The Department of State Police shall modify the			
47	implementation of the division of drug law enforcement			
48	established pursuant to Chapter 600 of the Acts of			
49	Assembly of 2000, and shall redirect, as may be			
50	necessary, resources heretofore provided for that			
51	purpose by the General Assembly for the purposes of			
52	homeland security, the gathering of intelligence on			
53	terrorist activities, the preparation for response to a			
54	terrorist attack and any other activity determined by the			
55	Governor to be crucial to strengthening the			
56	preparedness of the Commonwealth against the threat of			
57	natural disasters and emergencies. Nothing in this item			
58	shall be construed to prohibit the Department of State			

ITEM 420.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Police from performing drug law enforcement or			
2	investigation as otherwise provided for by the Code of			
3	Virginia.			
4	E. Included within this appropriation is \$1,045,375 the			
5	first year and <del>\$1,045,375</del> \$2,645,375 the second year			
6	from the Rescue Squad Assistance Fund to support the			
7	Department's aviation (med-flight) operations. <i>The</i>			
8	<i>second year appropriation shall include \$1,600,000</i>			
9	<i>from the additional \$0.25 in the motor vehicle</i>			
10	<i>registration fee approved by the 2008 General</i>			
11	<i>Assembly and deposited in the Rescue Squad Assistance</i>			
12	<i>Fund.</i>			
13	F. In the event that special fund revenues for this Item			
14	exceed expenditures, the balance of such revenues may			
15	be used for air medical evacuation equipment			
16	improvements, information technology upgrades or for			
17	motor vehicle replacement.			
18	G. Included in this appropriation is \$110,000 the first			
19	year and \$110,000 the second year from the general			
20	fund to increase traffic enforcement on Interstate 81.			
21	These funds shall be used to enhance existing efforts by			
22	providing overtime payments for extended and			
23	additional work shifts so as not to reduce the current			
24	level of State Police patrols on this and other public			
25	highways in the Commonwealth.			
26	H.1. Out of this appropriation, \$3,729,650 the first year			
27	and \$3,729,650 the second year from the general fund			
28	is provided for the monitoring of offenders required to			
29	comply with the Sex Offender Registry requirements.			
30	The State Police shall designate an appropriate number			
31	of personnel across its divisional offices to oversee and			
32	administer each division's activities related to the			
33	requirements of the Sex Offender Registry as stipulated			
34	in Chapters 847 and 814 of the Acts of Assembly of			
35	2006. The department shall coordinate monitoring and			
36	verification activities related to registry requirements			
37	with other state and local law enforcement agencies that			
38	have responsibility for monitoring or supervising			
39	individuals who are also required to comply with the			
40	requirements of the Sex Offender Registry.			
41	2. The Secretary of Public Safety, in conjunction with			
42	the Superintendent of State Police, shall report on the			
43	implementation of the monitoring of offenders required			
44	to comply with the Sex Offender Registry			
45	requirements. The report shall include at a minimum:			
46	(1) the number of verifications conducted by division;			
47	(2) the number of investigations of violations by			
48	division; (3) the status of coordination with other state			
49	and local law enforcement agencies activities to monitor			
50	Sex Offender Registry requirements; and (4) an update			
51	of the sex offender registration and monitoring section			
52	in the department's July 2005, "Manpower			
53	Augmentation Study." This report shall be provided to			
54	the Governor and the Chairmen of the House			
55	Appropriations and Senate Finance Committees each			
56	year by January 1.			
57	I. Included within this appropriation is \$200,000 the			
58	first year and \$200,000 the second year from			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 420.</b>					
1	nongeneral funds to be used by the Department of State				
2	Police to record revenue related to overtime work				
3	performed by troopers at the end of a fiscal year and				
4	for which reimbursement was not received by the				
5	department until the following fiscal year. The				
6	Department of Accounts shall establish a revenue code				
7	and fund detail for this revenue.				
8	J. Included within this appropriation is \$100,000 the				
9	first year and \$100,000 the second year from the				
10	general fund for the Department of State Police to				
11	enhance its capabilities in recruiting minority troopers.				
12	Funding is to support increased marketing and				
13	advertising efforts for recruiting minorities.				
14	K.1. Included in this appropriation is \$1,548,880 the				
15	first year and \$1,548,880 the second year in nongeneral				
16	funds to support 16 positions, all of which shall be				
17	state troopers dedicated to providing security for the				
18	Metro-Washington Airport Authority (the Authority).				
19	2. The State Comptroller shall set up the MWAA				
20	Security Special Revenue Fund on the Commonwealth				
21	Accounting and Reporting System to reflect the				
22	activities of the agreement between the Department of				
23	State Police and the Authority.				
24	3. The Department of State Police may, subject to the				
25	authorization of the Director, Department of Planning				
26	and Budget, utilize additional revenue deposited in the				
27	MWAA Security Special Revenue Fund for costs				
28	incurred in fulfilling the agreement.				
29	4. Positions supported by the MWAA Security Special				
30	Revenue Fund shall remain authorized only as long as				
31	the agreement between the department and the				
32	Authority remains in effect.				
33	L. The Department of State Police is authorized to				
34	purchase two helicopters to replace two aging				
35	helicopters it currently owns. The department shall use				
36	funds already included in the appropriation for this item				
37	for debt service to finance this purchase.				
38	M. Included in the appropriation for this item is				
39	<del>\$1,398,140</del> \$98,140 the first year <del>and \$843,360</del> the				
40	<del>second year</del> from the general fund for the Department				
41	of State Police to increase the availability of currently				
42	sworn officers to provide law enforcement and highway				
43	patrol services. Among the methods to be used for this				
44	purpose, the Department of State Police shall consider				
45	the use of these funds for the payment of overtime				
46	compensation to sworn officers currently employed by				
47	the Department of State Police.				
48	421. Administrative and Support Services (39900).....			\$20,015,162	\$20,015,162
49	General Management and Direction (39901).....	\$4,945,005	\$4,945,005		
50	Accounting and Budgeting Services (39903).....	\$1,590,152	\$1,590,152		
51	Human Resources Services (39914).....	\$2,280,392	\$2,280,392		
52	Physical Plant Services (39915).....	\$4,708,374	\$4,708,374		
53	Procurement and Distribution Services (39918).....	\$1,857,238	\$1,857,238		
54	Training Academy (39929).....	\$3,895,357	\$3,895,357		
55	Cafeteria (39931) .....	\$738,644	\$738,644		

ITEM 421.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$18,901,518	\$18,901,518	
2	Special.....	\$1,088,644	\$1,088,644	
3	Dedicated Special Revenue.....	\$25,000	\$25,000	
4	Authority: §§ 52-1 and 52-4, Code of Virginia.			
5	The Superintendent of State Police shall establish			
6	written procedures for the timely and accurate			
7	electronic reporting of crime data reported to the			
8	Department of State Police in accordance with the			
9	provisions of § 52-28, Code of Virginia. The			
10	procedures shall require the principal officer of the			
11	reporting organization to certify that the information			
12	provided is, to his knowledge and belief, a true and			
13	accurate report. Should the Superintendent have reason			
14	to believe that any crime data is missing, incomplete or			
15	incorrect after audit of the data, the Superintendent			
16	shall notify the reporting organization, as well as the			
17	Chairman of the Compensation Board and the Director			
18	of the Department of Criminal Justice Services. Upon			
19	receiving and verifying resubmitted data that corrects			
20	the report, the Superintendent shall notify the Chairman			
21	of the Compensation Board and the Director of the			
22	Department of Criminal Justice Services that the			
23	missing, incomplete or incorrect data has been			
24	satisfactorily submitted.			
25	422. All revenue received from the sale of motor vehicles			
26	shall be reported separately from that received from the			
27	sale of other property of the Department.			
28	422.05. <i>Executive Management (71300) .....</i>		(\$5,252,156)	(\$6,057,158)
29	<i>Savings From Management Actions (71301).....</i>	(\$5,252,156)	(\$6,057,158)	
30	<i>Fund Sources: General.....</i>	(\$5,252,156)	(\$6,057,158)	
31	<i>Authority: Discretionary Inclusion</i>			
32	<i>Appropriation reductions in this Item and specified in</i>			
33	<i>Section 4-1.08 of this act shall apply notwithstanding</i>			
34	<i>any language and amounts to the contrary within other</i>			
35	<i>Items of this act.</i>			
36	Total for Department of State Police.....		<b>\$305,431,510</b>	<b>\$296,030,938</b>
37			<b>\$295,687,913</b>	<b>\$288,600,749</b>
38	General Fund Positions.....	2,429.00	2,429.00	
39	Nongeneral Fund Positions.....	376.00	376.00	
40	Position Level .....	2,805.00	2,805.00	
41	Fund Sources: General.....	<del>\$223,772,602</del>	<del>\$220,496,030</del>	
42		<del>\$218,520,446</del>	<del>\$214,438,872</del>	
43	Special.....	<del>\$53,174,934</del>	<del>\$47,150,934</del>	
44			<del>\$49,785,384</del>	
45	Commonwealth Transportation .....	<del>\$8,656,474</del>	<del>\$8,656,474</del>	
46	Trust and Agency .....	<del>\$20,000</del>	<del>\$20,000</del>	
47	Dedicated Special Revenue.....	<del>\$3,725,000</del>	<del>\$3,725,000</del>	
48			<del>\$4,208,960</del>	
49	Federal Trust.....	<del>\$16,082,500</del>	<del>\$15,982,500</del>	
50		<del>\$11,591,059</del>	<del>\$11,491,059</del>	

ITEM 423.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 1-119. DEPARTMENT OF VETERANS SERVICES (912)</b>			
<b>2</b>	423. Higher Education Student Financial Assistance (10800) ..		\$704,223	\$704,223
<b>3</b>	Education Program Certification for Veterans (10814).....	\$704,223	\$704,223	
<b>4</b>	Fund Sources: Federal Trust.....	\$704,223	\$704,223	
<b>5</b>	Authority: Title 2.2, Chapter 20, 24, 26, 27, Code of			
<b>6</b>	Virginia.			
<b>7</b>	424. State Health Services (43000) .....		\$28,535,091	<del>\$28,535,091</del>
<b>8</b>				\$33,657,205
<b>9</b>	Veterans Care Center Operations (43013).....	\$28,535,091	<del>\$28,535,091</del>	
<b>10</b>				\$33,657,205
<b>11</b>	Fund Sources: Special.....	\$26,560,091	\$26,560,091	
<b>12</b>	Dedicated Special Revenue.....	\$75,000	\$75,000	
<b>13</b>	Federal Trust.....	\$1,900,000	<del>\$1,900,000</del>	
<b>14</b>				\$7,022,114
<b>15</b>	Authority: § 51.5-73, Code of Virginia; P.L. 93-112,			
<b>16</b>	Federal Code.			
<b>17</b>	<i>The anticipation loan authorized in Chapter 847, 2008</i>			
<b>18</b>	<i>Acts of Assembly, for up to \$2,200,000 with no interest</i>			
<b>19</b>	<i>for operational costs for the Sitter &amp; Barfoot Veterans</i>			
<b>20</b>	<i>Care Center is to be paid back by June 30, 2010 from</i>			
<b>21</b>	<i>nongeneral funds received for services rendered.</i>			
<b>22</b>	425. Veterans Benefit Services (46700).....		\$6,232,901	\$5,732,901
<b>23</b>	Case Management Services for Veterans Benefits			
<b>24</b>	(46701) .....	\$6,232,901	\$5,732,901	
<b>25</b>	Fund Sources: General.....	\$6,082,901	\$5,582,901	
<b>26</b>	Special.....	\$150,000	\$150,000	
<b>27</b>	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of			
<b>28</b>	Virginia.			
<b>29</b>	A. Notwithstanding § 23-7.4:1, Code of Virginia, the			
<b>30</b>	department shall provide the State Council of Higher			
<b>31</b>	Education for Virginia the information these schools			
<b>32</b>	need to administer the Virginia Military Survivors and			
<b>33</b>	Dependent Education Program. The department shall			
<b>34</b>	retain the responsibility to certify the eligibility of those			
<b>35</b>	who apply for financial aid under this program.			
<b>36</b>	B. No child may receive the education benefits			
<b>37</b>	provided by § 23-7.4:1, Code of Virginia, and funded			
<b>38</b>	by this or similar state appropriations, for more than			
<b>39</b>	four years or its equivalent.			
<b>40</b>	C. Out of the amounts appropriated for Case			
<b>41</b>	Management Services for Veterans Benefits,			
<b>42</b>	<del>\$2,500,000</del> \$2,422,078 the first year,			
<b>43</b>	<del>\$2,000,000</del> \$1,972,078 the second year, and five			
<b>44</b>	positions each year from the general fund, and			
<b>45</b>	\$150,000 each year in nongeneral funds, is provided for			
<b>46</b>	the creation of a "Wounded Warrior" program, to be			
<b>47</b>	developed in cooperation with the Department of			
<b>48</b>	Mental Health, Mental Retardation, and Substance			
<b>49</b>	Abuse Services and the Department of Rehabilitative			
<b>50</b>	Services, to monitor and coordinate mental health and			
<b>51</b>	rehabilitative services for Virginia's veterans, members			

ITEM 425.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	of the Virginia National Guard, and Virginia residents				
2	in the Armed Forces Reserves, pursuant to House Bill				
3	475 and Senate Bill 297 of the 2008 Session of the				
4	General Assembly. This program is to facilitate support				
5	for covered individuals in order to assure that these				
6	individuals receive timely assessments and treatment for				
7	stress-related injuries and brain disorders caused by				
8	service in combat zones. Included in the amounts				
9	appropriated for the first year is <del>\$100,000</del> \$50,000 from				
10	the general fund for the continued development of the				
11	TurboVet program.				
12	426. Historic and Commemorative Attraction Management				
13	(50200) .....			\$1,106,447	\$1,106,447
14	Historic Landmarks and Facilities Management (50203) .	\$271,908	\$271,908		
15	State Veterans Cemetery Management and Operations				
16	(50206) .....	\$834,539	\$834,539		
17	Fund Sources: General .....	\$830,347	\$830,347		
18	Special .....	\$27,460	\$27,460		
19			\$51,100		
20	Federal Trust .....	\$248,640	\$248,640		
21			\$225,000		
22	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of				
23	Virginia.				
24	The Department of General Services shall continue to				
25	provide routine building and grounds maintenance for				
26	the Virginia War Memorial as part of services provided				
27	under the seat of government rental plan.				
28	427. Administrative and Support Services (49900) .....			\$2,256,984	\$2,256,984
29	General Management and Direction (49901) .....	\$2,256,984	\$2,256,984		
30	Fund Sources: General .....	\$1,634,793	\$1,634,793		
31	Special .....	\$622,191	\$622,191		
32	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of				
33	Virginia.				
34	427.05. Executive Management (71300) .....			(\$586,689)	(\$596,380)
35	Savings From Management Actions (71301) .....	(\$586,689)	(\$596,380)		
36	Fund Sources: General .....	(\$586,689)	(\$596,380)		
37	Authority: Discretionary Inclusion				
38	Appropriation reductions in this Item and specified in				
39	Section 4-1.08 of this act shall apply notwithstanding				
40	any language and amounts to the contrary within other				
41	Items of this act.				
42	Total for Department of Veterans Services .....			\$38,835,646	\$38,335,646
43				\$38,248,957	\$42,861,380
44	General Fund Positions .....	101.00	101.00		
45		100.00	100.00		
46	Nongeneral Fund Positions .....	509.00	509.00		
47	Position Level .....	610.00	610.00		
48		609.00	609.00		
49	Fund Sources: General .....	\$8,548,041	\$8,048,041		
50		\$7,961,352	\$7,451,661		

ITEM 427.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Special.....	\$27,359,742	\$27,359,742		
2			\$27,383,382		
3	Dedicated Special Revenue.....	\$75,000	\$75,000		
4	Federal Trust.....	\$2,852,863	\$2,852,863		
5			\$7,951,337		
6	<b>§ 1-120. VIRGINIA PAROLE BOARD (766)</b>				
7	428. Probation and Parole Determination (35200).....			\$760,236	\$760,236
8	Adult Probation and Parole Services (35201).....	\$760,236	\$760,236		
9	Fund Sources: General.....	\$760,236	\$760,236		
10	Authority: Title 53.1, Chapter 4, Code of Virginia.				
11	428.05. Executive Management (71300).....			(\$49,522)	(\$54,324)
12	Savings From Management Actions (71301).....	(\$49,522)	(\$54,324)		
13	Fund Sources: General.....	(\$49,522)	(\$54,324)		
14	Authority: Discretionary Inclusion				
15	Appropriation reductions in this Item and specified in				
16	Section 4-1.08 of this act shall apply notwithstanding				
17	any language and amounts to the contrary within other				
18	Items of this act.				
19	Total for Virginia Parole Board.....			<b>\$760,236</b>	<b>\$760,236</b>
20				<b>\$710,714</b>	<b>\$705,912</b>
21	General Fund Positions.....	6.00	6.00		
22			5.60		
23	Position Level.....	6.00	6.00		
24			5.60		
25	Fund Sources: General.....	\$760,236	\$760,236		
26		\$710,714	\$705,912		
27	TOTAL FOR OFFICE OF PUBLIC SAFETY.....			<b>\$2,688,223,253</b>	<b>\$2,694,105,321</b>
28				<b>\$2,615,329,283</b>	<b>\$2,598,266,951</b>
29	General Fund Positions.....	19,727.27	19,727.27		
30		18,918.77	18,908.37		
31	Nongeneral Fund Positions.....	2,694.78	2,694.78		
32		2,685.78	2,685.78		
33	Position Level.....	22,422.05	22,422.05		
34		21,604.55	21,594.15		
35	Fund Sources: General.....	\$1,832,145,257	\$1,828,151,325		
36		\$1,786,092,967	\$1,749,888,389		
37	Special.....	\$205,371,826	\$200,847,826		
38		\$180,776,353	\$179,191,320		
39	Commonwealth Transportation.....	\$9,589,725	\$9,589,725		
40	Enterprise.....	\$497,254,464	\$511,754,464		
41	Trust and Agency.....	\$10,020,000	\$10,020,000		
42	Dedicated Special Revenue.....	\$16,015,944	\$16,015,944		
43		\$16,765,944	\$16,611,011		
44	Federal Trust.....	\$117,826,037	\$117,726,037		
45		\$114,829,830	\$121,212,042		

ITEM 429.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>OFFICE OF TECHNOLOGY</b>			
<b>2</b>	<b>§ 1-121. SECRETARY OF TECHNOLOGY (184)</b>			
<b>3</b> 429.	Administrative and Support Services (79900).....		\$545,683	\$545,683
<b>4</b>	General Management and Direction (79901).....	\$545,683	\$545,683	
<b>5</b>	Fund Sources: General.....	\$545,683	\$545,683	
<b>6</b>	Authority: Title 2.2, Chapter 2, Article 9, Code of			
<b>7</b>	Virginia.			
<b>8</b> 429.05.	Executive Management (71300).....		\$0	(\$2,182)
<b>9</b>	Savings From Management Actions (71301).....	\$0	(\$2,182)	
<b>10</b>	Fund Sources: General.....	\$0	(\$2,182)	
<b>11</b>	Authority: Discretionary Inclusion			
<b>12</b>	Appropriation reductions in this Item and specified in			
<b>13</b>	Section 4-1.08 of this act shall apply notwithstanding			
<b>14</b>	any language and amounts to the contrary within other			
<b>15</b>	Items of this act.			
<b>16</b>	Total for Secretary of Technology.....		<b>\$545,683</b>	<b>\$545,683</b>
<b>17</b>				<b>\$543,501</b>
<b>18</b>	General Fund Positions.....	5.00	5.00	
<b>19</b>	Position Level.....	5.00	5.00	
<b>20</b>	Fund Sources: General.....	\$545,683	<del>\$545,683</del>	
<b>21</b>			<b>\$543,501</b>	
<b>22</b>	<b>§ 1-122. INNOVATIVE TECHNOLOGY AUTHORITY (934)</b>			
<b>23</b> 430.	Economic Development Services (53400).....		\$5,847,337	\$5,847,337
<b>24</b>	Technology Entrepreneurial Development Services			
<b>25</b>	(53415).....	\$4,059,262	\$4,059,262	
<b>26</b>	Commonwealth Technology Policy Services (53416).....	\$131,016	\$131,016	
<b>27</b>	Technology Industry Development Services (53419).....	\$334,258	\$334,258	
<b>28</b>	Technology Industry Research and Developmental			
<b>29</b>	Services (53420).....	\$1,322,801	\$1,322,801	
<b>30</b>	Fund Sources: General.....	\$5,847,337	\$5,847,337	
<b>31</b>	Authority: Title 2.2, Chapter 22, Code of Virginia, and			
<b>32</b>	Discretionary Inclusion.			
<b>33</b>	A. The appropriation in this Item shall be used for the			
<b>34</b>	purpose of and in accordance with the terms and			
<b>35</b>	conditions specified in Title 2.2, Chapter 22, Code of			
<b>36</b>	Virginia.			
<b>37</b>	B. The Innovative Technology Authority is hereby			
<b>38</b>	authorized to transfer funds in this appropriation to the			
<b>39</b>	Center for Innovative Technology to expend said funds			
<b>40</b>	for realizing the statutory purposes of the Authority, by			
<b>41</b>	contracting with governmental and private entities,			
<b>42</b>	notwithstanding the provisions of § 4-1.05 b of this act.			
<b>43</b>	C. This appropriation shall be disbursed in twelve equal			
<b>44</b>	monthly installments each fiscal year.			



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 430.					
1	D. Before the beginning of each fiscal year, the				
2	Innovative Technology Authority shall provide to the				
3	Chairmen of the House Appropriations and Senate				
4	Finance Committees and the Director, Department of				
5	Planning and Budget, a report of its operating plan.				
6	Within three months after the end of the fiscal year, the				
7	Center shall submit to the same entities a detailed				
8	expenditure report for the concluded fiscal year. Both				
9	reports shall be prepared in the formats as approved by				
10	the Director, Department of Planning and Budget.				
11	E. As part of its mission to foster technological				
12	innovation in the Commonwealth, the Innovative				
13	Technology Authority is encouraged to include in its				
14	activities Virginia private research universities, such as				
15	George Washington University.				
16	F. The Center for Innovative Technology shall continue				
17	to support efforts of public and quasi-public bodies				
18	within the Commonwealth to enhance or facilitate the				
19	prompt availability of and access to advanced electronic				
20	communications services, commonly known as				
21	broadband, throughout the Commonwealth, monitoring				
22	trends and advances in advanced electronic				
23	communications technology to plan and forecast future				
24	needs for such technology, and identify funding				
25	options.				
26	G. The General Assembly supports the Innovative				
27	Technology Authority's stated mission to enhance				
28	federal research funding to Virginia's colleges and				
29	universities and to industry. It is also the intent of the				
30	General Assembly to promote a greater reliance by the				
31	Authority on nongeneral fund revenues for the				
32	Authority's operations and programs.				
33	H. Out of this appropriation, <del>\$250,000</del> \$125,000 the				
34	first year and <del>\$250,000</del> \$125,000 the second year from				
35	the general fund is provided for operational support of				
36	the Virginia Electronic Commerce Technology Center.				
37	<i>I. Notwithstanding any other provision of law, any</i>				
38	<i>interest earned on moneys in the Advanced</i>				
39	<i>Communications Assistance Fund, as well as any</i>				
40	<i>moneys remaining in the Fund at the end of each fiscal</i>				
41	<i>year, including interest thereon, shall be reverted to the</i>				
42	<i>general fund.</i>				
43	430.05. <i>Executive Management (71300)</i> .....			(\$551,459)	(\$959,627)
44	<i>Savings From Management Actions (71301)</i> .....	(\$551,459)	(\$959,627)		
45	<i>Fund Sources: General</i> .....	(\$551,459)	(\$959,627)		
46	<i>Authority: Discretionary Inclusion</i>				
47	<i>Appropriation reductions in this Item and specified in</i>				
48	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
49	<i>any language and amounts to the contrary within other</i>				
50	<i>Items of this act.</i>				
51	Total for Innovative Technology Authority.....			<b>\$5,847,337</b>	<b>\$5,847,337</b>
52				<b>\$5,295,878</b>	<b>\$4,887,710</b>

ITEM 430.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$5,847,337	\$5,847,337		
2		\$5,295,878	\$4,887,710		
3	<b>§ 1-123. VIRGINIA INFORMATION TECHNOLOGIES AGENCY (136)</b>				
4	431. Information Systems Management and Direction				
5	(71100).....			\$1,302,859	\$1,302,859
6	Geographic Information Access Services (71105) .....	\$1,302,859	\$1,302,859		
7	Fund Sources: Dedicated Special Revenue.....	\$1,302,859	\$1,302,859		
8	Authority: Title 2.2, Chapter 20.1, Code of Virginia.				
9	A.1. All state and nonstate agencies receiving an				
10	appropriation in Part 1 shall comply with the guidelines				
11	and related procedures issued by Virginia Information				
12	Technologies Agency for effective management of				
13	geographic information systems in the Commonwealth.				
14	2. All state and nonstate agencies identified in				
15	paragraph A 1 that have a geographic information				
16	system, shall assist the department by providing any				
17	requested information on the systems including current				
18	and planned expenditures and activities, and acquired				
19	resources.				
20	3. The State Corporation Commission, Virginia				
21	Employment Commission, the Department of Game and				
22	Inland Fisheries, and other nongeneral fund agencies				
23	are encouraged to use their own fund sources for the				
24	acquisition of hardware and development of data for the				
25	spatial data library in the Virginia Geographic				
26	Information Network.				
27	B. The Virginia Information Technologies Agency,				
28	through its Geographic Information Network Division				
29	(VGIN), or its counterpart, shall acquire on a four-year				
30	cycle high-resolution digital orthophotography of the				
31	land base of Virginia pursuant to VGIN's Virginia Base				
32	Mapping Program (VBMP) and digital road centerline				
33	files. VGIN shall administer the maintenance of the				
34	VBMP and appropriate addressing and standardized				
35	attribution in collaboration with local governments. All				
36	digital orthophotography, Digital Terrain Models and				
37	ancillary data produced by the VBMP, but not				
38	including digital road centerline files, shall be the				
39	property of the Commonwealth of Virginia and				
40	administered by VGIN. The VGIN, or its counterpart,				
41	will be responsible for protecting the data through				
42	appropriate license agreements and establishing				
43	appropriate terms, conditions, charges and any				
44	limitations on use of the data. VGIN will license the				
45	data at no charge (other than media / transfer costs) to				
46	Virginia governmental entities or their agents. Such				
47	data shall not be subject to release by such entities				
48	under the Freedom of Information Act or similar laws.				
49	VGIN in its discretion may release certain data by				
50	posting to the Internet. Distribution of the data for				
51	commercial or private use or to users outside the				
52	Commonwealth will be the sole responsibility of VGIN				
53	or its agent(s) and shall require payment of a license				
54	fee to be determined by VGIN. All fees collected as a				
55	result will be added to the GIS Fund as established in				
56	the Code of Virginia § 2.2-2028. Collected fees and				

		Item Details(\$)		Appropriations(\$)	
ITEM 431.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	grants are hereby appropriated for future data updates				
2	or to cover the costs of existing digital ortho				
3	acquisition or for other purposes authorized in				
4	§ 2.2-2028.				
5	431.10. Emergency Response Systems Development				
6	Technology Services (71200).....			\$49,818,979	\$48,113,801
7				\$43,818,979	\$42,113,801
8	Emergency Communication Systems Development				
9	Services (71201).....	\$10,065,195	\$10,065,195		
10		\$2,734,309	\$2,734,309		
11	Financial Assistance to Localities for Enhanced				
12	Emergency Communications (71202).....	\$27,690,882	\$25,985,704		
13		\$34,403,024	\$32,290,251		
14	Financial Assistance to Service Providers for Enhanced				
15	Emergency Communications Services (71203).....	\$12,062,902	\$12,062,902		
16		\$6,681,646	\$7,089,241		
17	Fund Sources: Dedicated Special Revenue.....	\$49,818,979	\$48,113,801		
18		\$43,818,979	\$42,113,801		
19	Authority: Title 2.2, Chapter 20.1, and Title 56,				
20	Chapter 15, Code of Virginia.				
21	A.1. Out of the amounts for Emergency				
22	Communication Systems Development Services,				
23	\$1,000,000 the first year and \$1,000,000 the second				
24	year from dedicated special revenue shall be used for				
25	development and deployment of improvements to the				
26	statewide E-911 network.				
27	2. These funds shall remain unallotted until their				
28	expenditure has been approved by the Wireless E-911				
29	Services Board.				
30	B. Notwithstanding the provisions of Article 7, Chapter				
31	15, Title 56, Code of Virginia, \$1,750,000 the first year				
32	and \$1,750,000 the second year from Financial				
33	Assistance to Localities for Enhanced Emergency				
34	Communications dedicated special revenue shall be				
35	used to support the efforts of the Virginia Geographic				
36	Information Network, or its counterpart, for providing				
37	the development and use of spatial data to support				
38	E-911 wireless activities in partnership with Enhanced				
39	Emergency Communications Services. Funding is to be				
40	earmarked for major updates of the VBMP and digital				
41	road centerline files.				
42	C. Notwithstanding the provisions of Article 7, Chapter				
43	15, Title 56, Code of Virginia, \$6,000,000 the first year				
44	and \$6,000,000 the second year from Financial				
45	Assistance to Service Providers for Enhanced				
46	Emergency Communications Services dedicated special				
47	revenue shall be used to support the efforts of sheriff				
48	dispatchers within the Compensation Board.				
49	€ D. Notwithstanding the provisions of § 56-484.13,				
50	Code of Virginia, the E-911 Services Board shall				
51	consist of 16 members as follows: the Director of the				
52	Virginia Department of Emergency Management, who				
53	shall serve as chairman of the Board; the Comptroller,				
54	who shall serve as the treasurer of the Board; the Chief				
55	Information Officer, and the following 13 members to				
56	be appointed by the Governor: one member				

ITEM 431.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	representing the Virginia Department of Emergency			
2	Management, one member representing the Virginia			
3	State Police, one member representing a local exchange			
4	carrier providing E-911 service in Virginia, two			
5	members representing wireless service providers			
6	authorized to do business in Virginia, three county, city			
7	or town PSAP directors or managers representing			
8	diverse regions of Virginia, one Virginia sheriff, one			
9	chief of police, one fire chief, one emergency medical			
10	services manager, and one finance officer of a county,			
11	city, or town.			
12	<i>E. The operating expenses, administrative costs, and</i>			
13	<i>salaries of the employees of the Public Safety</i>			
14	<i>Communications Division shall be paid from the</i>			
15	<i>Wireless E-911 Fund created pursuant to § 56-484.17.</i>			
16	432.	Information Technology Development and Operations		
17		(82000) .....		\$5,017,472
18		\$5,017,472	\$5,017,472	\$5,017,472
19		Network Services -- Data, Voice, and Video (82003).....		
20		Data Center Services (82005).....		
21		Desktop and End User Services (82006).....		
22		Computer Operations Security Services (82010).....		
23		Fund Sources: Special.....		\$5,017,472
24		Internal Service.....		a sum sufficient
25		Authority: Title 2.2, Chapter 20.1, Code of Virginia.		
26		A. Amounts for Information Technology Development		
27		and Operations represent an internal service fund and		
28		shall be paid solely from revenues derived from charges		
29		for services. The estimated cost for Network Services		
30		— Data, Voice, and Video is \$75,073,365 in each year,		
31		for Data Center Services is \$63,802,078 in each year,		
32		for Desktop and End User Services is \$112,141,024 in		
33		each year, and for Computer Operations Security		
34		Services is \$7,380,773 in each year.		
35		B. Political subdivisions and local school divisions are		
36		hereby authorized to purchase information technology		
37		goods and services of every description from the		
38		Virginia Information Technologies Agency and its		
39		vendors, provided that such purchases are not		
40		prohibited by the terms and conditions of the contracts		
41		for such goods and services.		
42		C. Also included in the amounts for Network Services -		
43		Data, Voice, and Video are funds from the Acquisition		
44		Services Special Fund which is paid solely from		
45		receipts from vendor information technology contracts.		
46		These funds will be used to finance procurement and		
47		contracting activities and costs unallowable for federal		
48	433.	Information Technology Planning and Quality Control		
49		(82800) .....		\$2,283,715
50				\$2,283,715
51		Technology Management Oversight Services (82801).....		\$2,283,715
52		Information Technology Investment Management		
53		Oversight Services (82801)		
54		Enterprise Development Services (82803).....		\$0
55		Procurement and Contracting Services (82804) .....		\$2,874,196
56		Web Development and Support Services (82805) .....		a sum sufficient

ITEM 433.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$2,283,715	\$2,283,715		
2			\$3,387,911		
3	Special.....	\$0	\$1,770,000		
4	Authority: Title 2.2, Chapter 20.1, Code of Virginia.				
5	<i>A.1. Effective July 1, 2009, the Virginia Enterprise</i>				
6	<i>Applications Program Office will cease as an agency</i>				
7	<i>and the activities will become effective as a division</i>				
8	<i>under this program.</i>				
9	<i>2. Effective July 1, 2009, the service areas for</i>				
10	<i>Procurement and Contracting Services and Web</i>				
11	<i>Development and Support Services will cease under the</i>				
12	<i>Administrative and Support Services program and all</i>				
13	<i>activities will operate under this program.</i>				
14	<i>3. Effective July 1, 2009, the amounts provided in this</i>				
15	<i>Item include funding for projects currently under the</i>				
16	<i>Virginia Enterprise Applications Program Division</i>				
17	<i>(VEAP). On this date, the Commonwealth Chief</i>				
18	<i>Applications Office and the Deputy Chief Information</i>				
19	<i>Officer (DCIO) for applications and contract services is</i>				
20	<i>established. VEAP and the Commonwealth Chief</i>				
21	<i>Applications Office shall be headed by the Deputy</i>				
22	<i>Chief Information Officer/Chief Applications Officer</i>				
23	<i>(DCIO/CAO). The DCIO/CAO, formerly the VEAP</i>				
24	<i>Office director, was selected by the Governor to serve</i>				
25	<i>under a six-year contract. The DCIO/CAO shall report</i>				
26	<i>functionally to the Chief Information Officer and</i>				
27	<i>operationally to the Governor. The DCIO/CAO will</i>				
28	<i>lead a team of multi-disciplinary resources, both</i>				
29	<i>agency operations and technology, thus the need for the</i>				
30	<i>dual reporting structure. This multi-disciplinary</i>				
31	<i>approach recognizes the importance of applications in</i>				
32	<i>the execution of the Commonwealth's agency operations</i>				
33	<i>processes.</i>				
34	<i>4a. The DCIO/CAO shall have all the powers necessary</i>				
35	<i>to direct the Commonwealth's efforts to modernize and</i>				
36	<i>oversee the planning, development, implementations,</i>				
37	<i>improvements and retirements of agency applications;</i>				
38	<i>to include the authority to hire staff necessary to</i>				
39	<i>support the DCIO/CAO Office.</i>				
40	<i>b. Office of the DCIO/CAO responsibilities shall</i>				
41	<i>include but are not limited to: (a) data management</i>				
42	<i>including data standards; (b) application portfolio</i>				
43	<i>management; (c) application support services for</i>				
44	<i>agencies; (d) policy, practice and architecture; (e) IT</i>				
45	<i>project management oversight; (f) procurement and</i>				
46	<i>contracting services; (g) approval and oversight for</i>				
47	<i>agency application IT expenditures; (h) Commonwealth</i>				
48	<i>portal management; and (i) customer account</i>				
49	<i>management.</i>				
50	<i>5.a. Agencies and institutions shall comply with the</i>				
51	<i>directives and requirements established by the</i>				
52	<i>DCIO/CAO.</i>				
53	<i>b. On July 1 and January 1 of each year, the</i>				
54	<i>DCIO/CAO shall report and recommend to the Chief</i>				
55	<i>Information Officer and the Information Technology</i>				
56	<i>Investment Board, the processes reviewed and the data</i>				

ITEM 433.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>standards established which merit adoption as part of</i>			
2	<i>§ 2.2-2458, Code of Virginia. All agencies and</i>			
3	<i>institutions shall cooperate with the DCIO/CAO in</i>			
4	<i>implementing the data standards, managing and</i>			
5	<i>modernizing the application portfolio, developing the</i>			
6	<i>enterprise architecture, and improving portal</i>			
7	<i>collaboration. The DCIO/CAO shall report, every six</i>			
8	<i>months to the Governor and the Information</i>			
9	<i>Technology Investment Board, progress in these areas</i>			
10	<i>and any agencies and institutions that have not</i>			
11	<i>cooperated with the implementation.</i>			
12	<i>c. The DCIO/CAO shall facilitate and collaborate with</i>			
13	<i>agencies to provide necessary, efficient and secure</i>			
14	<i>business functionality and enhancements which assist</i>			
15	<i>agencies in the execution of their business processes</i>			
16	<i>and requirements.</i>			
17	<i>d. For agencies whose enterprise applications</i>			
18	<i>management efforts are the responsibility of the</i>			
19	<i>DCIO/CAO, the DCIO/CAO shall have responsibility</i>			
20	<i>for operational decisions relative to the enterprise</i>			
21	<i>applications efforts.</i>			
22	<i>6. Legislative, judicial, independent agencies, and</i>			
23	<i>institutions of higher education shall work</i>			
24	<i>cooperatively with the DCIO/CAO.</i>			
25	<i>B. 1. Notwithstanding any other provision of law except</i>			
26	<i>the limitations imposed by §2.2-518, §2.2-4803 and</i>			
27	<i>§2.2-4806, Code of Virginia, Executive Department</i>			
28	<i>agencies and institutions may enter into management</i>			
29	<i>agreements with CGI Technologies &amp; Solutions, Inc.</i>			
30	<i>(CGI) for debt collection and cost recovery services</i>			
31	<i>pursuant to Statements of Work 6 and 7 of the</i>			
32	<i>Enterprise Applications Master Services Agreement</i>			
33	<i>between the Commonwealth of Virginia and CGI. Work</i>			
34	<i>on enhanced collections and recoveries shall not</i>			
35	<i>proceed if they commit the Commonwealth to</i>			
36	<i>expanding or significantly altering any existing federal</i>			
37	<i>or state program without the review and approval of</i>			
38	<i>the Governor and General Assembly.</i>			
39	<i>2. Moneys resulting from enhanced collections and cost</i>			
40	<i>recoveries pursuant to this Item shall be held in the</i>			
41	<i>Virginia Technology Infrastructure Fund as established</i>			
42	<i>by § 2.2-2023, Code of Virginia.</i>			
43	<i>C. Nothing in this Item shall prevent Executive</i>			
44	<i>Department agencies or institutions from committing</i>			
45	<i>resources to support the coordinated efforts of the</i>			
46	<i>DCIO/CAO. Such agency commitments shall be</i>			
47	<i>detailed in the DCIO/CAO's quarterly reports to the</i>			
48	<i>Information Technology Investment Board.</i>			
49	<i>D. Effective July 1, 2009, the working capital advance</i>			
50	<i>established for the Virginia Enterprise Applications</i>			
51	<i>Program Office (VEAP) is hereby brought forward to</i>			
52	<i>this program to cover up to \$30,000,000 for</i>			
53	<i>expenditures from anticipated revenues from enhanced</i>			
54	<i>collections and cost recoveries to be collected pursuant</i>			
55	<i>to this Item and will be deposited to the Virginia</i>			
56	<i>Technology Infrastructure Fund. The repayments of</i>			
57	<i>any such working capital advance shall be made from</i>			

ITEM 433.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>such enhanced collections and cost recoveries. No</i>				
2	<i>funds derived from this working capital advance shall</i>				
3	<i>be expended without the prior budget approval of the</i>				
4	<i>Information Technology Investment Board and the</i>				
5	<i>Secretary of Finance. The DCIO/CAO shall inform the</i>				
6	<i>Governor, the Chairmen of the House Appropriations,</i>				
7	<i>House Finance, and Senate Finance Committees of the</i>				
8	<i>anticipated use.</i>				
9	<i>E. The Department of Planning and Budget shall not</i>				
10	<i>take any administrative actions to reduce these amounts</i>				
11	<i>without notification to the Chairmen of the House</i>				
12	<i>Appropriations and Senate Finance Committees.</i>				
13	434. Administrative and Support Services (89900).....			a sum	sufficient
14	General Management and Direction (89901).....	a sum	sufficient		
15	Accounting and Budgeting Services (89903) .....	a sum	sufficient		
16	Human Resources Services (89914).....	a sum	sufficient		
17	Procurement and Contracting Services (89918) .....	a sum	sufficient		
18	Audit Services (89931).....	a sum	sufficient		
19	Web Development and Support Services (89940) .....	a sum	sufficient		
20	Fund Sources: Internal Service.....	a sum	sufficient		
21	Authority: Title 2.2, Chapter 20.1, Code of Virginia.				
22	A. Operational costs for Administrative and Support				
23	Services shall be paid solely from charges to other				
24	programs within this agency.				
25	B. The provisions of Title 2.2, Chapter 20.1 of the				
26	Code of Virginia shall not apply to the Virginia Port				
27	Authority.				
28	C. The requirement that the Department of Mental				
29	Health, Mental Retardation and Substance Abuse				
30	Services purchase information technology equipment or				
31	services from VITA according to the provisions of				
32	Chapters 981 and 1021 of the Acts of Assembly of				
33	2003 shall not adversely impact the provision of				
34	services to mentally disabled clients.				
35	D.1. The Department of Human Resource Management				
36	shall review all compensation actions for VITA				
37	employees for proper application of the				
38	Commonwealth's classification and compensation				
39	policies or procedures. Subject to a memorandum of				
40	agreement between these two agencies, such review				
41	shall be undertaken in a timely manner and the results				
42	reported back to VITA within five business days of				
43	completion.				
44	2. No later than November 1 of each year the				
45	department shall report its findings of any material				
46	deviations from such policies or procedures and the				
47	corrective actions that have been taken to the Virginia				
48	Information Technologies Investment Board, the				
49	Governor, the Chairmen of the House Appropriations				
50	and Senate Finance Committees, and the Joint				
51	Legislative Audit and Review Commission.				
52	E. The Board shall not delegate any duties or				
53	responsibilities to the chairman other than to preside				
54	over meetings or act as the Board's spokesperson in				

		<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
		<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
		<b>FY2009</b>	<b>FY2010</b>	<b>FY2009</b>	<b>FY2010</b>

**ITEM 434.**

1 public meetings. The chairman shall have no powers or  
 2 duties greater than those given to any other Board  
 3 member. The Board shall use the Chief Information  
 4 Officer to arrange Board and committee meetings and  
 5 agendas and solicit the Chief Information Officer's  
 6 advice on Information Technology Investment Board  
 7 meeting topics and the frequency of meetings.

8 F. Total outstanding tax supported capital leases entered  
 9 into as part of the infrastructure public private  
 10 partnership shall not exceed the following amounts:

11	FY 2009	\$100,924,511
12	FY 2010	\$92,869,429
13	FY 2011	\$80,077,305
14	FY 2012	\$69,165,610
15	FY 2013	\$63,449,809
16	FY 2014	\$61,996,583
17	FY 2015	\$48,585,958
18	FY 2016	\$42,280,313

19 G. Consistent with the Cost Allocation Plan (CAP)  
 20 submitted to the United States Department of Health  
 21 and Human Services, Division of Cost Allocation, the  
 22 Director, Department of Planning and Budget, is  
 23 authorized to transfer appropriations between Executive  
 24 Branch agencies based on telecommunication and  
 25 technology rates approved by the Joint Legislative  
 26 Audit and Review Commission. Transfers may be  
 27 made among Executive Branch agencies if current  
 28 funding exceeds actual charges or additional funding is  
 29 needed to cover the telecommunication and technology  
 30 charges. Any such transfers shall be included in the  
 31 monthly status of adjustments to appropriations report  
 32 required by §4-8.01 of this act.

33 *F. Effective July 1, 2009, the service areas for*  
 34 *Procurement and Contracting Services and Web*  
 35 *Development and Support Services will cease under this*  
 36 *program and all activities will operate under the*  
 37 *Information Technology Planning and Quality Control*  
 38 *program.*

39	435. Information Technology Security Oversight (82900).....				a sum sufficient
40	Technology Security Oversight Services (82901) .....	a sum sufficient			



ITEM 435.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Internal Service.....	a sum sufficient			
2	Authority: Title 2.2, Chapter 20.1, Code of Virginia.				
3	Amounts for Technology Security Oversight Services				
4	are \$2,738,757 the first year and \$2,738,757 the second				
5	year and represent an internal service fund that shall be				
6	paid solely from revenues derived from charges for				
7	services.				
8	435.05. Executive Management (71300) .....			(\$337,419)	(\$510,731)
9	Savings From Management Actions (71301).....	(\$337,419)	(\$510,731)		
10	Fund Sources: General.....	(\$337,419)	(\$510,731)		
11	Authority: Discretionary Inclusion				
12	Appropriation reductions in this Item and specified in				
13	Section 4-1.08 of this act shall apply notwithstanding				
14	any language and amounts to the contrary within other				
15	Items of this act.				
16	Total for Virginia Information Technologies Agency.....			<b>\$58,423,025</b>	<b>\$56,717,847</b>
17				<b>\$52,085,606</b>	<b>\$53,081,312</b>
18	General Fund Positions.....	24.00	24.00		
19			27.00		
20	Nongeneral Fund Positions.....	375.00	375.00		
21			391.00		
22	Position Level .....	399.00	399.00		
23			418.00		
24	Fund Sources: General .....	\$2,283,715	\$2,283,715		
25		\$1,946,296	\$2,877,180		
26	Special .....	\$5,017,472	\$5,017,472		
27			\$6,787,472		
28	Dedicated Special Revenue .....	\$51,121,838	\$49,416,660		
29		\$45,121,838	\$43,416,660		
30	TOTAL FOR OFFICE OF TECHNOLOGY.....			<b>\$64,816,045</b>	<b>\$63,110,867</b>
31				<b>\$57,927,167</b>	<b>\$58,512,523</b>
32	General Fund Positions.....	29.00	29.00		
33			32.00		
34	Nongeneral Fund Positions.....	375.00	375.00		
35			391.00		
36	Position Level .....	404.00	404.00		
37			423.00		
38	Fund Sources: General .....	\$8,676,735	\$8,676,735		
39		\$7,787,857	\$8,308,391		
40	Special .....	\$5,017,472	\$5,017,472		
41			\$6,787,472		
42	Dedicated Special Revenue .....	\$51,121,838	\$49,416,660		
43		\$45,121,838	\$43,416,660		

ITEM 436.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1 **OFFICE OF TRANSPORTATION**

2 **§ 1-124. SECRETARY OF TRANSPORTATION (186)**

3 436.	Administrative and Support Services (79900).....			\$775,126	\$775,126
4	General Management and Direction (79901).....	\$775,126	\$775,126		
5	Fund Sources: Commonwealth Transportation .....	\$775,126	\$775,126		

6 Authority: Title 2.2, Chapter 2, Article 10, § 2.2-201,  
7 and Titles 33, 46, and 58, Code of Virginia.

8 A. The transportation policy goals enumerated in this  
9 Act shall be implemented by the Secretary of  
10 Transportation, including the Secretary acting as  
11 Chairman of the Commonwealth Transportation Board.

12 1. The maintenance of existing transportation assets to  
13 ensure the safety of the public shall be the first priority  
14 in budgeting, allocation, and spending. The highway  
15 share of the Transportation Trust Fund shall be used for  
16 highway maintenance and operation purposes prior to  
17 its availability for new development, acquisition, and  
18 construction.

19 2. The efficient and cost-effective movement of people  
20 and goods will consider the needs in, and connectivity  
21 of, all modes of transportation, including bicycling,  
22 walking, public transportation, highways, freight and  
23 passenger rail, ports, and airports. The planning,  
24 development, construction, and operations of Virginia's  
25 transportation facilities will reflect this goal.

26 3. Stewardship of the environment will be a priority in  
27 the allocation of resources and the planning and  
28 evaluation of projects and activities by transportation  
29 agencies.

30 4. To the greatest extent possible, the appropriation of  
31 transportation revenues shall reflect planned spending of  
32 such revenues by agency and by program. The  
33 maximization of all federal transportation funds  
34 available to the Commonwealth shall be paramount in  
35 the budgetary, spending, and allocation processes. The  
36 Secretary is hereby authorized to take all actions  
37 necessary to ensure that federal transportation funds are  
38 allocated and utilized for the maximum benefit of the  
39 Commonwealth, whether such funds are authorized  
40 under P.L. 109-59 of the 109th Congress, or any  
41 successor or related federal transportation legislation.

42 B. New or increased revenues designated by the  
43 General Assembly as regional or local transportation  
44 dollars shall be used exclusively for transportation  
45 projects and services within that region or localities.  
46 The Commonwealth shall not use the revenues for any  
47 other purpose.

48 C.1. The Secretary shall ensure that the allocation of  
49 transportation funds apportioned and for which  
50 obligation authority is expected to be available under  
51 federal law shall be in accordance with such laws and  
52 in support of the transportation policy goals enumerated

ITEM 436.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	in this act. Furthermore, the Secretary is authorized to				
2	take all actions necessary to allocate the required match				
3	for federal highway funds to ensure their appropriate				
4	and timely obligation and expenditure within the fiscal				
5	constraints of state transportation revenues. By June 1				
6	of each year, the Secretary, as Chairman of the Board,				
7	shall report to the Governor and General Assembly on				
8	the allocation of such federal transportation funds and				
9	the actions taken to provide the required match.				
10	2. Federal funds included in the highway funds				
11	distributed pursuant to §33.1-23.1 B, Code of Virginia,				
12	may be distributed to the greatest extent possible to the				
13	primary system of state highways and then to the other				
14	highway systems taking into consideration the federal				
15	eligibility requirements in order to maximize the benefit				
16	of the federal funds to the Commonwealth. Such				
17	distribution will not change the total amount of funds				
18	available to be provided pursuant to §33.1-23.1 or				
19	change the total amount of funding that would				
20	otherwise be distributed.				
21	3. Projects funded, in whole or part, from federal funds				
22	referred to as congestion mitigation and air quality				
23	improvement, shall be selected as directed by the				
24	Board. Such funds shall be federally obligated within				
25	24 months of their allocation by the Board and				
26	expended within 48 months of such obligation. If the				
27	requirements included in this paragraph are not met by				
28	such agency or recipient, then the Board shall use such				
29	federal funds for any other project eligible under 23				
30	USC 149.				
31	4. Funds apportioned under federal law for the Surface				
32	Transportation Program shall be distributed and				
33	administered in accordance with federal requirements,				
34	including that seven percent that is required to be				
35	allocated for public transportation purposes.				
36	5. Funds apportioned under federal law for the Equity				
37	Bonus program shall be allocated as required by federal				
38	law, including that thirteen percent that is required to				
39	be allocated for public transportation purposes. Funds				
40	for contract fees paid by the Virginia Railway Express				
41	for access to the rights-of-way of CSX Transportation,				
42	Norfolk Southern Corporation, and the National				
43	Railroad Passenger Corporation shall be allocated from				
44	the public transportation's portion of federal Equity				
45	Bonus program funds.				
46	6. Notwithstanding paragraph B of this Item, the				
47	required matching funds for enhancement projects in				
48	addition to Congressionally-designated projects included				
49	in any federal appropriation bill are to be provided by				
50	the mode, system or recipient of the federal-aid				
51	funding.				
52	7.a. Federal funds provided to the National Highway				
53	System, Surface Transportation Program, Equity Bonus				
54	Program and Congestion Mitigation and Air Quality				
55	categories as well as the required State matching funds				
56	may be allocated by the Commonwealth Transportation				
57	Board for transit purposes under the same rules and				
58	conditions authorized by federal law. The				

ITEM 436.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Commonwealth Transportation Board, in consultation			
2	with the appropriate local and regional entities, may			
3	allocate to local and regional public transit operators,			
4	for operating and/or capital purposes, state revenues			
5	designated by formula for primary, urban, and			
6	secondary highways.			
7	b. Federal funds apportioned as the Highway Bridge			
8	Program shall be allocated and obligated as required by			
9	federal law to eligible projects across the			
10	Commonwealth. The Commonwealth Transportation			
11	Board shall consider the sufficiency and deficiency			
12	ratings of such eligible projects in making their			
13	allocations.			
14	8. If a regional area (or areas) of the Commonwealth is			
15	determined to be not in compliance with Clean Air Act			
16	rules regarding conformity and as a result federal			
17	and/or state allocations, apportionments or obligations			
18	cannot be used to fund or support transportation			
19	projects or programs in that area, such funds may be			
20	used to finance demand management, conformity, and			
21	congestion mitigation projects to the extent allowed by			
22	federal law. Any remaining amount of such allocations,			
23	apportionments, or obligations shall be set aside to the			
24	extent possible under law for use in that regional area.			
25	9. Appropriations in this act related to federal revenues			
26	outlined in this section may be adjusted by the			
27	Director, Department of Planning and Budget, upon			
28	request from the Secretary of Transportation, as needed			
29	to utilize and allocate additional federal funds that may			
30	become available.			
31	D. The Secretary may ensure that appropriate action is			
32	taken to maintain a minimum cash balance and/or cash			
33	reserve in the Highway Maintenance and Operating			
34	fund.			
35	E.1. The Commonwealth Transportation Board is			
36	hereby authorized to apply for, execute, and/or endorse			
37	applications submitted by private entities to obtain			
38	federal credit assistance for one or more qualifying			
39	transportation infrastructure projects or facilities to be			
40	developed pursuant to the Public-Private Transportation			
41	Act of 1995, as amended. Any such application,			
42	agreement and/or endorsement shall not financially			
43	obligate the Commonwealth or be construed to			
44	implicate the credit of the Commonwealth as security			
45	for any such federal credit assistance.			
46	2. The Commonwealth Transportation Board is hereby			
47	authorized to pursue or otherwise apply for, and			
48	execute, an agreement to obtain financing using a			
49	federal credit instrument for project financings			
50	otherwise authorized by this Act or other Acts of			
51	Assembly.			
52	F. Revenues generated pursuant to the provisions of			
53	§ 58.1-3221.3, Code of Virginia, shall only be used to			
54	supplement, not supplant, any local funds provided for			
55	transportation programs within the localities authorized			
56	to impose the fees under the provisions of			
57	§ 58.1-3221.3, Code of Virginia.			

ITEM 436.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>G. The Director, Department of Planning and Budget,</i>				
2	<i>is authorized to adjust the appropriation of</i>				
3	<i>transportation agencies in order to utilize proceeds</i>				
4	<i>from the sale of Commonwealth of Virginia</i>				
5	<i>Transportation Capital Projects Revenue Bonds which</i>				
6	<i>were authorized in the prior fiscal year but not issued,</i>				
7	<i>pursuant to Section 2 of Enactment Clause 2 of</i>				
8	<i>Chapter 896 of the 2007 General Assembly Session.</i>				
9	Total for Secretary of Transportation.....			\$775,126	\$775,126
10	Nongeneral Fund Positions.....	6.00	6.00		
11	Position Level .....	6.00	6.00		
12	Fund Sources: Commonwealth Transportation .....	\$775,126	\$775,126		
13	<b>§ 1-125. DEPARTMENT OF AVIATION (841)</b>				
14	437. Financial Assistance for Airports (65400).....			\$22,578,515	\$22,580,675
15	Financial Assistance for Airport Maintenance (65401).....	\$1,000,000	\$1,000,000		
16	Financial Assistance for Airport Development (65404)....	\$20,078,515	\$20,080,675		
17	Financial Assistance for Aviation Promotion (65405).....	\$1,500,000	\$1,500,000		
18	Fund Sources: Commonwealth Transportation .....	\$22,578,515	\$22,580,675		
19	Authority: Title 5.1, Chapters 1, 3, and 5; Title 58.1,				
20	Chapter 6, Code of Virginia.				
21	A. It is the intent of the General Assembly that the				
22	Department of Aviation match federal funds for Airport				
23	Assistance to the maximum extent possible. <i>In</i>				
24	<i>furtherance of this maximization, the Commonwealth</i>				
25	<i>Transportation Board may request funding from the</i>				
26	<i>Commonwealth Airport Fund for surface transportation</i>				
27	<i>projects that provide airport access. The Aviation</i>				
28	<i>Board shall consider such requests and provide funding</i>				
29	<i>as it so approves. However, the legislative intent</i>				
30	<i>expressed herein shall not be construed to prohibit the</i>				
31	<i>Virginia Aviation Board from allocating funds for</i>				
32	<i>promotional activities in the event that federal matching</i>				
33	<i>funds are unavailable.</i>				
34	B. The department is authorized to expend up to				
35	\$400,000 of Aviation Special Funds in each year to				
36	support a partnership between industry, academia, and				
37	Virginia Small Aircraft Transportation System. The				
38	project shall target research efforts to promote safety				
39	and greater access for rural airports.				
40	C. The department is authorized to pay to the Civil Air				
41	Patrol from Aviation Special Funds \$100,000 the first				
42	year and \$100,000 the second year. The provisions of				
43	§ 2.2-1505, Code of Virginia, and § 4-5.05 of this act				
44	shall not apply to the Civil Air Patrol.				
45	D. Out of the amounts included in Financial Assistance				
46	for Airports shall be paid to the Washington Airports				
47	Task Force from the special funds in this appropriation				
48	\$500,000 the first year and \$500,000 the second year.				
49	438. Air Transportation System Planning, Regulation,			\$3,139,987	\$2,837,987
50	Communication and Education (65500).....			\$3,182,699	\$2,880,699
51					
52	Aviation Licensing and Regulation (65501).....	\$101,167	\$101,167		

ITEM 438.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Aviation Communication and Education (65502).....	\$747,954	\$747,954		
2		\$790,666	\$790,666		
3	General Aviation Personnel Development (65503).....	\$26,400	\$26,400		
4	Air Transportation Planning and Development (65504)...	\$2,264,466	\$1,962,466		
5	Fund Sources: Commonwealth Transportation .....	\$2,639,987	\$2,337,987		
6		\$2,682,699	\$2,380,699		
7	Federal Trust.....	\$500,000	\$500,000		
8	Authority: Title 5.1, Chapter 1, Code of Virginia.				
9	439. State Aircraft Flight Operations (65600).....			\$1,794,444	\$1,794,444
10	State Aircraft Operations and Maintenance (65602).....	\$1,794,444	\$1,794,444		
11	Fund Sources: General.....	\$41,864	\$41,864		
12	Commonwealth Transportation .....	\$1,752,580	\$1,752,580		
13	Authority: Title 5.1, Chapter 1, Code of Virginia.				
14	440. Administrative and Support Services (69900).....			\$1,212,589	\$1,212,589
15				\$1,169,877	\$1,169,877
16	General Management and Direction (69901).....	\$1,212,589	\$1,212,589		
17		\$1,169,877	\$1,169,877		
18	Fund Sources: Commonwealth Transportation .....	\$1,212,589	\$1,212,589		
19		\$1,169,877	\$1,169,877		
20	Authority: Title 5.1, Chapter 1, Code of Virginia.				
21	A. The Director, Department of Aviation, shall prepare				
22	general guidelines regarding aircraft acquisition and use				
23	that shall include a requirement for state agencies to				
24	develop written policies on usage, charge rates and				
25	record-keeping. The Director shall examine the aircraft				
26	needs of state agencies and determine the most efficient				
27	and effective method of organizing and managing the				
28	Commonwealth's aircraft operations. The Director shall				
29	implement the aircraft management system he				
30	determines to be most suitable and revise it periodically				
31	as the need arises.				
32	B. The Virginia Aviation Board and the Department of				
33	Aviation may obligate funds in excess of the current				
34	biennium appropriation for aviation financial assistance				
35	programs supported by the Commonwealth				
36	Transportation Fund provided 1) sufficient cash is				
37	available to cover projected costs in each year and 2)				
38	sufficient revenues are projected to meet all cash				
39	obligations for new obligations as well as all other				
40	commitments and appropriations approved by the				
41	General Assembly in the biennial budget.				
42	440.05. Executive Management (71300) .....			(\$3,000,480)	(\$3,165,480)
43	Savings From Management Actions (71301).....	(\$3,000,480)	(\$3,165,480)		
44	Fund Sources: General.....	(\$6,280)	(\$6,280)		
45	Commonwealth Transportation.....	(\$2,994,200)	(\$3,159,200)		
46	Authority: Discretionary Inclusion				
47	Appropriation reductions in this Item and specified in				
48	Section 4-1.08 of this act shall apply notwithstanding				
49	any language and amounts to the contrary within other				
50	Items of this act.				

ITEM 440.05.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Department of Aviation .....			<b>\$28,725,535</b>	<b>\$28,425,695</b>
2				<b>\$25,725,055</b>	<b>\$25,260,215</b>
3	Nongeneral Fund Positions.....	33.00	33.00		
4	Position Level .....	33.00	33.00		
5	Fund Sources: General.....	\$41,864	\$41,864		
6		\$35,584	\$35,584		
7	Commonwealth Transportation .....	\$28,183,671	\$27,883,831		
8		\$25,189,471	\$24,724,631		
9	Federal Trust.....	\$500,000	\$500,000		
10	<b>§ 1-126. DEPARTMENT OF MOTOR VEHICLES (154)</b>				
11	441. Ground Transportation Regulation (60100).....			\$153,779,986	\$154,929,986
12				\$153,914,227	\$155,108,973
13	Customer Service Centers Operations (60101).....	\$105,350,858	\$106,500,858		
14		\$105,485,099	\$106,679,845		
15	Ground Transportation Regulation and Enforcement				
16	(60103) .....	\$36,897,177	\$36,897,177		
17	Motor Carrier Regulation Services (60105).....	\$11,531,951	\$11,531,951		
18	Fund Sources: Commonwealth Transportation .....	\$148,333,386	\$149,483,386		
19		\$148,467,627	\$149,662,373		
20	Trust and Agency .....	\$5,446,600	\$5,446,600		
21	Authority: Title 46.2, Chapters 1, 2, 3, 6, 8, 10, 12, 15,				
22	16, and 17; §§ 18.2-266 through 18.2-272; Title 58.1,				
23	Chapters 21 and 24, Code of Virginia. Title 33, Chapter				
24	4, United States Code.				
25	A. The Commissioner, Department of Motor Vehicles,				
26	is authorized to establish, where feasible and cost				
27	efficient, contracts with private/public partnerships with				
28	commercial operations, to provide for simplification and				
29	streamlining of service to citizens through electronic				
30	means. Provided, however, that such commercial				
31	operations shall not be entitled to compensation as				
32	established under § 46.2-205, Code of Virginia, but				
33	rather at rates limited to those established by the				
34	Commissioner.				
35	B. The Department of Motor Vehicles shall work to				
36	increase the use of alternative service delivery methods.				
37	As part of its effort to shift customers to internet usage				
38	where applicable, the department shall not charge its				
39	customers for the use of credit cards for internet or				
40	other types of transactions. To mitigate the impact of				
41	the Real ID Act of 2005 on customer service centers,				
42	the Department of Motor Vehicles shall promulgate				
43	policies to direct vehicle registration renewal				
44	transactions to more efficient delivery channels pursuant				
45	to the provisions of Senate Bill 116 (2008). In addition,				
46	notwithstanding the provisions § 46.2-342, Code of				
47	Virginia, and in accordance with the newly released				
48	regulations governing the Real ID Act of 2005, the				
49	Department may issue driver's licenses and				
50	identification cards with photographs in color or black				
51	and white.				
52	C. In order to provide citizens of the Commonwealth				
53	greater access to the Department of Motor Vehicles, the				
54	agency is authorized to enter into an agreement with				
55	any local constitutional officer or combination of				

ITEM 441.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	officers to act as a license agent for the department,			
2	with the consent of the chief administrative officer of			
3	the constitutional officer's county or city, and to			
4	negotiate a separate compensation schedule for such			
5	office other than the schedule set out in § 46.2-205,			
6	Code of Virginia. Notwithstanding any other provision			
7	of law, any compensation due to a constitutional officer			
8	serving as a license agent shall be remitted by the			
9	department to the officer's county or city on a monthly			
10	basis, and not less than 80 percent of the sums so			
11	remitted shall be appropriated by such county or city to			
12	the office of the constitutional officer to compensate			
13	such officer for the additional work involved with			
14	processing transactions for the department. Funds			
15	appropriated to the constitutional office for such work			
16	shall not be used to supplant existing local funding for			
17	such office, nor to reduce the local share of the			
18	Compensation Board-approved budget for such office			
19	below the level established pursuant to general law.			
20	D. Effective July 1, 2007, the base compensation for			
21	DMV Select Agents shall be set at 4.5 percent of gross			
22	collections for the first \$500,000 and 5.0 percent of all			
23	gross collections in excess of \$500,000 made by the			
24	entity during each fiscal year. The Commissioner shall			
25	supply the agents with all necessary agency forms to			
26	provide services to the public, and shall cause to be			
27	paid all freight and postage, but shall not be responsible			
28	for any extra clerk hire or other business-related			
29	expenses or business equipment expenses occasioned by			
30	their duties.			
31	E. 1. The Department of Motor Vehicles shall report on			
32	the effectiveness of Senate Bill 116, 2008 Session of			
33	the General Assembly, to reduce the number of vehicle			
34	registration renewals undertaken in customer service			
35	centers and the increase in the number of renewals by			
36	mail and internet as well as changes in the utilization			
37	of the multi-year renewal option. Such report shall			
38	include an enumeration of the revenues generated, by			
39	type of renewal transactions, as well as a comparison of			
40	the costs to revenue for each type of renewal			
41	transaction.			
42	2. The report shall also include an update on the cost			
43	allocation study and a proposal to provide for full			
44	allocation of all incurred costs including the			
45	administrative and operating costs of the central office			
46	and customer services centers. The update shall			
47	compare the true costs of the Department's services to			
48	the fees, penalties and other sources of revenue			
49	available to the Department. The activities to be			
50	assessed include, but are not limited to, driver services			
51	(e.g., driver's licenses, learner's licenses, identification			
52	cards, revocation/suspension, reinstatements,			
53	information maintenance and distribution), vehicle			
54	services, motor carrier services, transportation safety			
55	services, dealer services, financial assistance to			
56	localities, and support services.			
57	3. As part of the effort to develop performance goals			
58	and strategies, the Department shall calculate the			
59	average wait time and the related average cost per			
60	transaction conducted at each customer service center.			



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 441.					
1	The calculations shall be included in the report, by				
2	customer service center. The calculations shall				
3	determine the impact to DMV revenues if wait times				
4	are reduced or increased by increments of five minutes.				
5	For increased wait times, the upper limit shall be an				
6	average wait time of 45 minutes. For reduced wait				
7	times, the lower limit shall be an average wait time of				
8	10 minutes.				
9	4. The Department shall submit reports on the status of				
10	these efforts by December 1, 2008, and December 1,				
11	2009, to the Governor, the Secretary of Transportation,				
12	the Chairs of the Senate Committees on Transportation				
13	and Finance, and the Chairmen of the House				
14	Committees on Transportation and Appropriations.				
15	442. Ground Transportation System Safety (60500) .....			\$5,528,007	\$5,528,007
16	Highway Safety Services (60508).....	\$5,528,007	\$5,528,007		
17	Fund Sources: Commonwealth Transportation .....	\$4,795,683	\$4,795,683		
18	Federal Trust.....	\$732,324	\$732,324		
19	Authority: §§ 46.2-222 through 46.2-224, Code of				
20	Virginia; Chapter 4, United States Code.				
21	443. Administrative and Support Services (69900).....			\$64,134,079	\$62,638,970
22				\$62,174,022	\$63,185,722
23	General Management and Direction (69901).....	\$26,272,602	\$24,777,493		
24	Information Technology Services (69902).....	\$33,213,175	\$33,213,175		
25		\$31,073,290	\$33,557,867		
26	Facilities and Grounds Management Services (69915).....	\$4,648,302	\$4,648,302		
27		\$4,828,130	\$4,850,362		
28	Fund Sources: Commonwealth Transportation .....	\$56,497,079	\$55,001,970		
29		\$59,537,022	\$58,748,722		
30	Trust and Agency .....	\$6,400,000	\$6,400,000		
31		\$1,400,000	\$3,200,000		
32	Federal Trust.....	\$1,237,000	\$1,237,000		
33	Authority: Title 46.2, Chapters 1 and 2, and				
34	§ 46.2-697.1; Title 58.1, Chapters 17, 21, and 24, Code				
35	of Virginia.				
36	A. The Department of Transportation shall reimburse				
37	the Department of Motor Vehicles for the operating				
38	costs of the Fuels Tax Evasion Program.				
39	B. The Department of Motor Vehicles shall retain				
40	<del>\$6,400,000</del> \$1,400,000 in the first year and				
41	<del>\$6,400,000</del> \$3,200,000 in the second year from the				
42	Department of Motor Vehicles' Uninsured Motorists				
43	Fund to effect its information technology initiatives and				
44	implementation of the federal Real ID Act. These				
45	amounts shall be from the share that would otherwise				
46	have been transferred to the State Corporation				
47	Commission pursuant to § 46.2-710, Code of Virginia.				
48	C.1. In order to implement the abusive driver program				
49	established under the provisions of § 46.2-206.1, Code				
50	of Virginia, the commissioner may impose an				
51	administrative cost of up to thirteen percent of the				
52	revenues collected. The commissioner is also				
53	authorized to use outside vendors, where appropriate, to				
54	assist in the administration of the abuser driver				

ITEM 443.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	program. If, following receipt of vendor bids for				
2	program administration, it is anticipated that				
3	administrative costs will exceed thirteen percent of the				
4	revenues collected, the Governor may authorize the				
5	expenditure of additional revenues to implement the				
6	program.				
7	2. The Director, Department of Planning and Budget, is				
8	hereby authorized to adjust the appropriations for the				
9	department.				
10	D. The Department of Motor Vehicles is authorized to				
11	retain as special revenue one-quarter of one percent in				
12	the first year of the gross collections of sales and use				
13	tax on motor vehicles to reimburse the department for				
14	ongoing operational expenses.				
15	443.05. <i>Executive Management (71300) .....</i>			(\$7,137,247)	(\$3,378,494)
16	<i>Savings From Management Actions (71301).....</i>	(\$7,137,247)	(\$3,378,494)		
17	<i>Fund Sources: Commonwealth Transportation.....</i>	(\$7,137,247)	(\$3,378,494)		
18	<i>Authority: Discretionary Inclusion</i>				
19	<i>Appropriation reductions in this Item and specified in</i>				
20	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
21	<i>any language and amounts to the contrary within other</i>				
22	<i>Items of this act.</i>				
23	444. Omitted.				
24	445. Omitted.				
25	Total for Department of Motor Vehicles.....			<b>\$223,442,072</b>	<b>\$223,096,963</b>
26				<b>\$214,479,009</b>	<b>\$220,444,208</b>
27	Nongeneral Fund Positions.....	2,038.00	2,038.00		
28	Position Level .....	2,038.00	2,038.00		
29	Fund Sources: Commonwealth Transportation .....	\$209,626,148	\$209,281,039		
30		\$205,663,085	\$209,828,284		
31	Trust and Agency .....	\$11,846,600	\$11,846,600		
32		\$6,846,600	\$8,646,600		
33	Federal Trust.....	\$1,969,324	\$1,969,324		
34	<b>Department of Motor Vehicles Transfer Payments (510)</b>				
35	446. Ground Transportation System Safety (60500) .....			\$30,255,029	\$30,255,029
36					\$0
37	Financial Assistance for Transportation Safety (60507) ...	\$30,255,029	\$30,255,029		
38			\$0		
39	Fund Sources: Federal Trust.....	\$30,255,029	\$30,255,029		
40			\$0		
41	Authority: §§ 46.2-222 through 46.2-224, Code of				
42	Virginia; Chapter 4, United States Code.				
43	447. Financial Assistance to Localities - General (72800) .....			\$42,831,500	\$42,831,500
44				\$38,391,500	\$0
45	Financial Assistance to Localities - Mobile Home Tax				
46	(72803) .....	\$10,440,000	\$10,440,000		
47		\$6,000,000	\$0		

ITEM 447.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Financial Assistance to Localities - Rental Vehicle Tax				
2	(72810) .....	\$32,000,000	\$32,000,000		
3			\$0		
4	Financial Assistance to Localities for the Disposal of				
5	Abandoned Vehicles (72814) .....	\$391,500	\$391,500		
6			\$0		
7	Fund Sources: Commonwealth Transportation .....	\$391,500	\$391,500		
8			\$0		
9	Trust and Agency .....	\$42,440,000	\$42,440,000		
10		\$38,000,000	\$0		
11	Authority: §§ 46.2-416, 58.1-2402, and 58.1-2425, and				
12	46.2-1200 through 46.2-1208, Code of Virginia.				
13	Total for Department of Motor Vehicles Transfer				
14	Payments.....			\$73,086,529	\$73,086,529
15				\$68,646,529	\$0
16	Fund Sources: Commonwealth Transportation .....	\$391,500	\$391,500		
17			\$0		
18	Trust and Agency .....	\$42,440,000	\$42,440,000		
19		\$38,000,000	\$0		
20	Federal Trust.....	\$30,255,029	\$30,255,029		
21			\$0		
22	<b>Department of Motor Vehicles Transfer Payments (530)</b>				
23	447.05. Ground Transportation System Safety (60500) .....			\$0	\$30,255,029
24	Financial Assistance for Transportation Safety (60507) ..	\$0	\$30,255,029		
25	Fund Sources: Federal Trust .....	\$0	\$30,255,029		
26	Authority: §§ 46.2-222 through 46.2-224, Code of				
27	Virginia; Chapter 4, United States Code.				
28	447.10. Financial Assistance to Localities - General (72800) .....			\$0	\$38,391,500
29	Financial Assistance to Localities - Mobile Home Tax				
30	(72803) .....	\$0	\$6,000,000		
31	Financial Assistance to Localities - Rental Vehicle Tax				
32	(72810) .....	\$0	\$32,000,000		
33	Financial Assistance to Localities for the Disposal of				
34	Abandoned Vehicles (72814).....	\$0	\$391,500		
35	Fund Sources: Commonwealth Transportation .....	\$0	\$391,500		
36	Trust and Agency.....	\$0	\$38,000,000		
37	Authority: §§ 46.2-416, 58.1-2402, and 58.1-2425, and				
38	46.2-1200 through 46.2-1208, Code of Virginia.				
39	The Department of Motor Vehicles Transfer Payments				
40	is authorized to reduce payments to localities under the				
41	Mobile Home Tax and Rental Vehicle Tax Programs to				
42	effect the cash transfers of administrative costs included				
43	in § 3-1.01 of this act.				
44	Total for Department of Motor Vehicles Transfer				
45	Payments.....			\$0	\$68,646,529
46	Fund Sources: Commonwealth Transportation .....	\$0	\$391,500		
47	Trust and Agency.....	\$0	\$38,000,000		
48	Federal Trust .....	\$0	\$30,255,029		

ITEM 447.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Grand Total for Department of Motor Vehicles.....		<b>\$296,528,601</b>	<b>\$296,183,492</b>
2			<b>\$283,125,538</b>	<b>\$289,090,737</b>
3	Nongeneral Fund Positions.....		2,038.00	2,038.00
4	Position Level .....		2,038.00	2,038.00
5	Fund Sources: Commonwealth Transportation .....		\$210,017,648	\$209,672,539
6			\$206,054,585	\$210,219,784
7	Trust and Agency .....		\$54,286,600	\$54,286,600
8			\$44,846,600	\$46,646,600
9	Federal Trust.....		\$32,224,353	\$32,224,353
10	<b>§ 1-127. DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (505)</b>			
11	448.	Ground Transportation Planning and Research (60200) ...		\$2,956,580
12		Rail and Public Transportation Planning, Regulation,		\$3,056,317
13		and Safety (60203).....	\$2,956,580	\$3,056,317
14		Fund Sources: Commonwealth Transportation .....	\$2,956,580	\$3,056,317
15		Authority: Titles 33.1 and 58.1, Code of Virginia.		
16		A. The Commonwealth Transportation Board may		
17		allocate up to three percent of the funds appropriated in		
18		Item 449 and Item 450 to support costs of project		
19		development, project administration and project		
20		compliance incurred by the Department of Rail and		
21		Public Transportation in implementing rail, public		
22		transportation and congestion management grants and		
23		programs set out in §§ 58.1-638, 33.1-221.1:1.1 and		
24		33.1-221.1:1.2, Code of Virginia.		
25		B. Out of the amounts identified in this Item, \$268,400		
26		the first year and \$275,800 the second year from the		
27		Commonwealth Transportation Fund shall be paid to		
28		the Washington Metropolitan Area Transit Commission.		
29	449.	Financial Assistance for Public Transportation (60900) ...		\$261,714,161
30		Public Transportation Programs (60901) .....	\$251,343,066	\$264,698,233
31		Congestion Management Programs (60902).....	\$5,344,000	\$5,344,000
32		Human Service Transportation Programs (60903) .....	\$5,027,095	\$5,175,043
33		Fund Sources: Special.....	\$674,060	\$697,652
34		Commonwealth Transportation .....	\$261,040,101	\$274,519,624
35		Authority: Titles 33.1 and 58.1, Code of Virginia.		
36		A.1. Except as provided in Item 448 A, the		
37		Commonwealth Transportation Board shall allocate all		
38		monies in the Commonwealth Mass Transit Fund, as		
39		provided in § 58.1-638, Code of Virginia. The total		
40		appropriation for the Commonwealth Mass Transit Fund		
41		is \$186,035,124 the first year and \$194,366,436 the		
42		second year from the Transportation Trust Fund.		
43		2. Included in Human Service Transportation Programs		
44		is \$1,500,000 the first year and \$2,500,000 the second		
45		year from the Commonwealth Mass Transit Trust Fund.		
46		These allocations are designated for "paratransit" capital		
47		projects and enhanced transportation services for the		
48		elderly and disabled.		
49		3. In accordance with paragraph A 1, \$146,911,125 the		
50		first year and \$152,881,320 the second year is the		

ITEM 449.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	estimated allocation to statewide Formula Assistance as				
2	provided in § 58.1-638, Code of Virginia. The				
3	allocation of Formula Assistance to each recipient shall				
4	be limited to the recipient's maximum eligibility as				
5	defined in § 58.1-638, Code of Virginia. When the				
6	initial allocation to a recipient is greater than the				
7	recipient's eligibility to receive Formula Assistance, the				
8	Commonwealth Transportation Board may transfer the				
9	surplus funds to the statewide Capital Assistance				
10	program for distribution under that program. The				
11	Commonwealth Transportation Board may hold				
12	harmless from a reduction in state formula assistance				
13	any transit system that maintains service levels from the				
14	previous year.				
15	4. In accordance with Paragraph A 1, \$35,445,961 the				
16	first year and \$36,728,340 the second year from the				
17	Commonwealth Mass Transit Fund is the estimated				
18	allocation to statewide Capital Assistance.				
19	5. From the amounts appropriated in this Item from the				
20	Commonwealth Mass Transit Fund, \$2,126,758 the first				
21	year and \$2,203,701 the second year is the estimated				
22	allocation to statewide Special Programs as provided in				
23	§ 58.1-638, Code of Virginia.				
24	6. Not included in this appropriation is an amount				
25	estimated at \$22,913,649 the first year and \$23,382,741				
26	the second year allocated to transit agencies from				
27	federal sources for the Surface Transportation Program				
28	(STP) and the Minimum Guarantee program.				
29	B. The Commonwealth Transportation Board shall				
30	operate a program entitled the Transportation Efficiency				
31	Improvement Fund (TEIF). The purpose of the TEIF				
32	program is to reduce traffic congestion by supporting				
33	transportation demand management programs and				
34	projects designed to reduce the movement of passengers				
35	and freight on Virginia's highway system. Using				
36	transportation revenues generally available to the Board,				
37	funds shall be apportioned as determined by the Board				
38	to designated transportation projects in addition to				
39	funds allocated pursuant to § 33.1-23.1, Code of				
40	Virginia. Total TEIF program funding shall not exceed				
41	\$4,000,000 the first year and \$4,000,000 the second				
42	year.				
43	C. Funds from a stable and reliable source, as required				
44	in Public Law 96-184, as amended, are to be provided				
45	to Metro Rail from payments authorized and allocated				
46	in this program and pursuant to § 58.1-1720, Code of				
47	Virginia.				
48	D. Funds appropriated to the Department of Rail and				
49	Public Transportation and allocated to the Northern				
50	Virginia Transportation Commission to be allocated to				
51	its member jurisdictions are held in trust by the				
52	Commission for those jurisdictions until released by				
53	specific authorization from the governing bodies of the				
54	jurisdictions for the purpose for which funds were				
55	appropriated.				
56	E. It is the intent of the Governor and General				
57	Assembly that the principles of local maintenance of				

ITEM 449.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	effort, transit sustainability, public benefit, and asset				
2	management shall be incorporated into all public				
3	transportation programs for which funds are				
4	appropriated by the General Assembly and allocated by				
5	the Commonwealth Transportation Board. Beginning in				
6	the first year, the Director, Department of Rail and				
7	Public Transportation shall recommend, and the Board				
8	may consider, the establishment of a maintenance of				
9	effort requirement to ensure sustained local investment				
10	for public transportation operations. In addition, the				
11	director shall examine and report to the Governor, the				
12	General Assembly, and the Commonwealth				
13	Transportation Board on the establishment and				
14	incorporation of all principles no later than June 30,				
15	2009. In the second year, the Commonwealth				
16	Transportation Board shall begin to incorporate such				
17	principles in the allocation of public transportation				
18	funding for FY 2010.				
19	450.	Financial Assistance for Rail Programs (61000).....		\$42,916,432	\$43,167,735
20		\$3,372,600	\$3,385,641		
21		\$39,543,832	\$39,782,094		
22		\$42,916,432	\$43,167,735		
23	Authority: Title 33.1, Code of Virginia.				
24	A. Except as provided in Item 448 A., the				
25	Commonwealth Transportation Board shall operate the				
26	Shortline Railway Preservation and Development				
27	Program in accordance with § 33.1-221.1:1.2, Code of				
28	Virginia. The Board may allocate funds pursuant to				
29	§ 33.1-23.1, Code of Virginia, to the Shortline Railway				
30	Preservation and Development Fund. Such allocations				
31	shall not exceed \$3,000,000 the first year and				
32	\$3,000,000 the second year.				
33	B.1. It is the intent of the Governor and the General				
34	Assembly that immediately upon the completion of the				
35	Statewide Rail Plan in July 2008, a process for				
36	determining the appropriate balance of resource				
37	allocation between the movement of freight and				
38	passengers on Virginia's rail system, particularly				
39	between Richmond and Washington, shall be				
40	determined based on the principles outlined in Chapter				
41	896 of the 2007 Session of the General Assembly and				
42	§ 33.1-221.1:1.1 of the Code of Virginia. Such process				
43	recommendations, which shall be completed and				
44	reported no later than September 30, 2008, shall be				
45	recommended to the Governor, General Assembly, and				
46	Commonwealth Transportation Board by the Director,				
47	Department of Rail and Public Transportation.				
48	2. In accordance with the intent of the General				
49	Assembly, the Statewide Rail Plan shall include specific				
50	provisions for the improvement of passenger and freight				
51	train performance brought about by track concerns that				
52	typically arise during extreme hot weather conditions				
53	3. The Department shall inform the Chairs of the				
54	Senate Committees on Transportation and Finance and				
55	the House Committees on Transportation and				
56	Appropriations on the collaborative effort to improve				
57	rail operations on the corridor by December 15, 2008.				

ITEM 450.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 451. Public Transportation System Acquisition and 2 Construction (61300) .....			\$259,504,324	\$259,504,324
3 Transportation System Development, Construction, and 4 Program Management (61301) .....	\$259,504,324	\$259,504,324		
5 Fund Sources: Special .....	\$158,600,000	\$158,600,000		
6 Commonwealth Transportation .....	\$100,904,324	\$100,904,324		
7 Authority: Titles 33.1 and 58.1, Code of Virginia.				
8 A. Of the amounts appropriated in this Item from 9 special funds, the source of \$158,600,000 the first year 10 and \$158,600,000 the second year is the local funding 11 partners' share for the cost of the Dulles Corridor 12 Metrorail Project.				
13 B. Of the amounts appropriated in this Item from the 14 Commonwealth Transportation Fund, the source of 15 \$100,904,324 the first year and \$100,904,324 the 16 second year is the estimated federal funding for the 17 Dulles Corridor Metrorail Project.				
18 C. The Director, Department of Planning and Budget, is 19 authorized to transfer sufficient appropriation from Item 20 457 of this act for the Dulles Toll Road's share of the 21 Dulles Corridor Metrorail Project, as approved by the 22 Commonwealth Transportation Board each year.				
23 D. In connection with the construction of the rail mass 24 transit system in the right-of-way of the Dulles 25 Access/Toll Road connector (DATRC), a sound wall 26 shall be constructed from the beginning of the DATRC 27 and Route 123 in McLean, including the ramp 28 connecting the DATRC with Route 123 abutting the 29 Hallcrest townhouse subdivision.				
30 452. Administrative and Support Services (69900) .....			\$5,018,646	\$5,018,646
31 General Management and Direction (69901) .....	\$5,018,646	\$5,018,646		
32 Fund Sources: Commonwealth Transportation .....	\$5,018,646	\$5,018,646		
33 Authority: Titles 33.1 and 58.1, Code of Virginia.				
34 The Director, Department of Planning and Budget, is 35 authorized to adjust appropriations and allotments for 36 the Department of Rail and Public Transportation to 37 reflect changes in the official revenue estimates for 38 commonwealth transportation funds.				
39 452.05. Executive Management (71300) .....			(\$16,110,112)	(\$24,716,487)
40 Savings From Management Actions (71301) .....	(\$16,110,112)	(\$24,716,487)		
41 Fund Sources: Commonwealth Transportation .....	(\$16,110,112)	(\$24,716,487)		
42 Authority: Discretionary Inclusion				
43 Appropriation reductions in this Item and specified in 44 Section 4-1.08 of this act shall apply notwithstanding 45 any language and amounts to the contrary within other 46 Items of this act.				
47 Total for Department of Rail and Public Transportation..			<b>\$572,110,143</b>	<b>\$585,964,298</b>
48			<b>\$556,000,031</b>	<b>\$561,247,811</b>

ITEM 452.05.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Nongeneral Fund Positions.....	55.00	55.00	
2		53.00	53.00	
3	Position Level .....	55.00	55.00	
4		53.00	53.00	
5	Fund Sources: Special.....	\$159,274,060	\$159,297,652	
6	Commonwealth Transportation .....	\$412,836,083	\$426,666,646	
7		\$396,725,971	\$401,950,159	
8	<b>§ 1-128. DEPARTMENT OF TRANSPORTATION (501)</b>			
9	453. Environmental Monitoring and Evaluation (51400).....		\$14,571,143	\$15,008,277
10	Environmental Monitoring and Compliance for			
11	Highway Projects (51408).....	\$11,426,808	\$11,769,612	
12	Environmental Monitoring Program Management and			
13	Direction (51409).....	\$3,144,335	\$3,238,665	
14	Fund Sources: Commonwealth Transportation .....	\$14,571,143	\$15,008,277	
15	Authority: Title 33.1, Code of Virginia.			
16	454. Ground Transportation Planning and Research (60200)...		\$46,537,766	\$47,639,698
17	Ground Transportation System Planning (60201).....	\$40,036,034	\$41,087,114	
18	Ground Transportation System Research (60202).....	\$2,156,968	\$2,077,477	
19	Ground Transportation Program Management and			
20	Direction (60204).....	\$4,344,764	\$4,475,107	
21	Fund Sources: Commonwealth Transportation .....	\$46,537,766	\$47,639,698	
22	Authority: Title 33.1, Code of Virginia.			
23	1. Included in the amount for ground transportation			
24	system planning and research is no less than			
25	\$4,000,000 the first year and no less than \$4,000,000			
26	the second year from the highway share of the			
27	Transportation Trust Fund for the planning and			
28	evaluation of options to address transportation needs.			
29	2. In addition, the Commonwealth Transportation Board			
30	may approve the expenditures of up to \$1,000,000 the			
31	first year and \$1,000,000 the second year from the			
32	highway share of the Transportation Trust Fund for the			
33	completion of advance activities, prior to the initiation			
34	of an individual project's design along existing highway			
35	corridors, to determine short-term and long-term			
36	improvements to the corridor. Such activities shall			
37	consider safety, access management, alternative modes,			
38	operations, and infrastructure improvements. Such			
39	funds shall be used for, but are not limited to, the			
40	completion of activities prior to the initiation of an			
41	individual project's design or to benefit identification of			
42	needs throughout the state or the prioritization of those			
43	needs. For federally eligible activities, the activity or			
44	item shall be included in the Commonwealth			
45	Transportation Board's annual update of the Six-Year			
46	Improvement program so that (i) appropriate federal			
47	funds may be allocated and reimbursed for the activities			
48	and (ii) all requirements of the federal Statewide			
49	Transportation Improvement Program can be achieved.			
50	3.a. The <del>Multimodal Transportation Planning</del> Office of			
51	<del>Intermodal Planning and Investment</del> shall recommend			
52	to the Commonwealth Transportation Board all			
53	allocations of such funds in this paragraph. The			



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 454.</b>					
1	planning and evaluation may be conducted or managed				
2	by the Department of Transportation, Department of				
3	Rail and Public Transportation, or another qualified				
4	entity selected and/or approved by the Commonwealth				
5	Transportation Board.				
6	b. The office shall work directly with affected				
7	Metropolitan Planning Organizations to develop and				
8	implement quantifiable and achievable goals relating to				
9	congestion reduction and safety, transit and HOV				
10	usage, job/housing ratios, job and housing access to				
11	transit and pedestrian facilities, air quality, and/or				
12	per-capita vehicle miles traveled.				
13	c. For allocation of funds under Paragraph 1, the				
14	Office may give a higher priority for planning grants to				
15	those local governments that complete a build-out				
16	analysis of their comprehensive plans and zoning. Such				
17	build-out analyses shall be shared with the regional				
18	planning district commission or metropolitan planning				
19	organization and the department.				
20	455. Highway System Acquisition and Construction (60300)..			\$1,487,092,134	\$1,409,630,527
21	Dedicated and Statewide Construction (60302).....	\$396,826,380	\$386,715,157		
22	Interstate Construction (60303) .....	\$356,086,921	\$336,524,050		
23	Primary Construction (60304) .....	\$288,250,852	\$268,129,296		
24	Secondary Construction (60306) .....	\$187,089,614	\$202,298,876		
25	Urban Construction (60307) .....	\$215,475,779	\$171,299,682		
26	Highway Construction Program Management (60315) .....	\$43,362,588	\$44,663,466		
27	Fund Sources: Commonwealth Transportation .....	\$1,249,753,633	\$1,178,428,289		
28	Trust and Agency .....	\$237,338,501	\$231,202,238		
29	Authority: Title 33.1, Chapter 1; Code of Virginia;				
30	Chapters 8, 9, and 12, Acts of Assembly of 1989,				
31	Special Session II.				
32	A. Included in the amounts for dedicated and statewide				
33	construction is \$15,000,000 the first year and				
34	\$15,000,000 the second year from the Commonwealth				
35	Transportation Fund, which shall be allocated to				
36	localities for revenue sharing. The remaining amount				
37	needed to provide any required funding to fulfill the				
38	Commonwealth's allocation of equivalent revenue				
39	sharing matching funds pursuant to § 33.1-23.05, Code				
40	of Virginia, shall be provided from the proceeds of				
41	Commonwealth of Virginia Transportation Capital				
42	Projects Revenue Bonds as outlined in § 33.1-23.4:01,				
43	Code of Virginia.				
44	B. Notwithstanding § 33.1-23.1 of the Code of Virginia,				
45	the net proceeds from the lease or sale of surplus and				
46	residue property purchased under this program shall be				
47	applied to the system and locality where the residue				
48	property is located. This funding shall be provided as				
49	an adjustment to the allocations distributed to the				
50	systems and localities according to § 33.1-23.1 of the				
51	Code of Virginia.				
52	C. The Director, Department of Planning and Budget, is				
53	authorized to increase the appropriation as needed to				
54	utilize amounts available from prior year balances in				
55	the dedicated funds.				

ITEM 455.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	D. Included in the amounts for dedicated and statewide			
2	construction is the reappropriation of \$32,500,000 the			
3	first year and \$30,400,000 the second year for			
4	anticipated expenditure of amounts collected in prior			
5	years from bond proceeds or dedicated special			
6	revenues. The amounts will be provided from balances			
7	in the Northern Virginia Transportation District Fund,			
8	State Route 28 Highway Improvement District Fund,			
9	U.S. Route 58 Corridor Development Fund and the			
10	Priority Transportation Fund. These amounts were			
11	originally appropriated when received or forecasted and			
12	are not related to FY 2009 and FY 2010 estimated			
13	revenues.			
14	E. Projects being developed and procured through			
15	adopted state, local or regional design-build provisions,			
16	other than those required by § 33.1-12(2)(b), Code of			
17	Virginia, may be considered for funding from the			
18	Transportation Partnership Opportunity Fund. In			
19	addition, an application requesting funding from the			
20	fund shall be limited to requesting only one form of			
21	assistance and the limitations included in			
22	§ 33.1-221.1:8(E), Code of Virginia.			
23	F. Upon issuance of a resolution by a local governing			
24	body that a property has been designated for school			
25	construction, and upon presentation of such resolution			
26	to the Commonwealth Transportation Board with an			
27	accompanying notification that such project is ready to			
28	move forward, the Commonwealth Transportation			
29	Board shall immediately reduce the speed limit on			
30	abutting primary and secondary roadways to 35 miles			
31	per hour or less.			
32	G. The Secretary of Transportation shall ensure that as			
33	part of its Six-Year Program Update the programmatic			
34	allocations are revised to reflect the reduction of			
35	revenues, estimated at \$61,800,000 in the first year and			
36	\$65,400,000 in the second year, resulting from the			
37	repeal of the abusive driver fees.			
38	H. The Department shall complete an assessment of			
39	improvements needed to the intersection of Route 522			
40	and Route 617 in Powhatan County to support			
41	development of the Powhatan State Park. The			
42	Department shall provide a report including estimates			
43	of costs to the Secretary of Transportation and the			
44	Chairmen of the House Appropriations and Senate			
45	Finance Committees by November 1, 2008.			
46	456. Highway System Maintenance (60400) .....		\$1,327,581,110	\$1,376,405,501
47	Interstate Maintenance (60401) .....	\$284,643,933	\$296,029,690	
48	Primary Maintenance (60402) .....	\$376,263,151	\$391,313,677	
49	Secondary Maintenance (60403) .....	\$385,586,015	\$400,507,836	
50	Transportation Operations Services (60404).....	\$177,604,839	\$181,966,631	
51	Highway Maintenance Program Management and			
52	Direction (60405).....	\$103,483,172	\$106,587,667	
53	Fund Sources: Commonwealth Transportation .....	\$1,327,581,110	\$1,376,405,501	
54	Authority: Title 33.1, Chapter 1, Code of Virginia.			
55	A. Out of the funds provided in this program,			
56	\$156,459,333 the first year and \$160,053,633 the			

		Item Details(\$)		Appropriations(\$)	
ITEM 456.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	second year in federal funds shall be used to address				
2	the maintenance of pavements and bridges and the				
3	operations of the transportation system. These funds				
4	shall be matched by other funds appropriated to this				
5	Item.				
6	B. The department is authorized to enter into				
7	agreements with state and local law enforcement				
8	officials to facilitate the enforcement of high occupancy				
9	vehicle (HOV) restrictions throughout the				
10	Commonwealth and metropolitan planning regions.				
11	C. Should federal law be changed to permit				
12	privatization of rest area operations, the Department is				
13	hereby authorized to accept or solicit proposals for their				
14	development and/or operation under the Public Private				
15	Transportation Act.				
16	D. The Director, Department of Planning and Budget,				
17	is authorized to increase the appropriation in this Item				
18	as needed to utilize amounts available from prior year				
19	balances in the dedicated funds.				
20	457. Commonwealth Toll Facilities (60600) .....			\$119,040,847	\$121,388,148
21	Toll Facility Acquisition and Construction (60601) .....	\$47,276,554	\$51,690,713		
22	Toll Facility Debt Service (60602) .....	\$16,343,950	\$13,232,600		
23	Toll Facility Maintenance and Operation (60603) .....	\$30,580,401	\$31,557,770		
24	Toll Facilities Revolving Fund (60604).....	\$24,839,942	\$24,907,065		
25	Fund Sources: Commonwealth Transportation .....	\$24,839,942	\$24,907,065		
26	Trust and Agency .....	\$7,147,815	\$7,241,194		
27	Debt Service.....	\$87,053,090	\$89,239,889		
28	Authority: §§ 33.1-23.03:1 and 33.1-267 through				
29	33.1-295, Code of Virginia.				
30	A. Included in this Item are funds for the installation				
31	and implementation of a statewide Electronic Toll				
32	Customer Service/Violation Enforcement System.				
33	B. Funds as appropriated are provided for other toll				
34	facility initiatives as needed during the biennium				
35	including but not limited to funding activities to				
36	advance projects pursuant to the Public-Private				
37	Transportation Act.				
38	C. Funds as appropriated may be used for a one-time				
39	final grant payment to the appropriate entity for				
40	maintenance of a publicly operated toll facility not				
41	owned and operated by the Commonwealth that has				
42	received in fiscal year 2007 financial assistance for				
43	maintenance or that under agreement the Department				
44	provided maintenance services in order for such facility				
45	to begin paying all of its maintenance expenses from				
46	sources other than Commonwealth Transportation Funds				
47	no later than July 1, 2009.				

ITEM 457.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 458.				
2			\$351,910,885	\$365,557,170
3				
4	\$293,354,012	\$305,088,172		
5				
6	\$44,325,349	\$46,098,363		
7				
8	\$14,231,524	\$14,370,635		
9	\$351,910,885	\$365,557,170		
10	Authority: Title 33.1, Chapter 1, Code of Virginia.			
11	A. Notwithstanding §§ 33.1-23.5:1 and 33.1-41.1, Code			
12	of Virginia, the Department of Transportation shall			
13	adjust for inflation the payments made as part of			
14	Financial Assistance to Localities distributions and			
15	report such inflation adjustment to the Commonwealth			
16	Transportation Board.			
17	B. Out of the amounts for Financial Assistance for			
18	Planning, Access Road, and Special Projects,			
19	\$7,000,000 the first year and \$7,000,000 the second			
20	year from the Commonwealth Transportation Fund shall			
21	be allocated for purposes set forth in §§ 33.1-221,			
22	33.1-221.1:1, and 33.1-223, Code of Virginia. Of this			
23	amount, the allocation for Recreational Access Roads			
24	shall be \$1,500,000 the first year and \$1,500,000 the			
25	second year.			
26	C. Out of the amounts for Financial Assistance for			
27	Planning, Access Roads, and Special Projects, \$50,000			
28	the first year and \$50,000 the second year from the			
29	Commonwealth Transportation Fund shall be provided			
30	to support the transportation planning activities of the			
31	Northern Virginia Transportation Authority. The			
32	Authority shall comply with all applicable federal and			
33	state regulations to receive the funds.			
34	D. For any city or town that assumes responsibility for			
35	its construction program as outlined in § 33.1-23.3 D,			
36	Code of Virginia, the matching highway fund			
37	requirement contained in § 33.1-44, Code of Virginia,			
38	shall be waived for all new projects approved on or			
39	after July 1, 2005.			
40	E. Local partnership fund balances shall be distributed			
41	to qualifying local governments, on a pro rata basis			
42	based on eligible project costs. To qualify, a local			
43	government must assume responsibility for			
44	administering a local highway construction project and			
45	have not administered a project during the period July			
46	1, 2005, though June 30, 2007. Further, use of the			
47	funds should be limited to projects with unfunded			
48	construction elements in either the secondary or urban			
49	six-year improvement programs for projects that have			
50	the right-of-way procured and the engineering			
51	substantially completed.			
52	F. The Department of Transportation is encouraged to			
53	promote the construction and improvement of primary			
54	and secondary highways by counties, consistent with			
55	Section 33.1-75.3 of the Code of Virginia, whether or			
56	not such improvements are contained in the Six-Year			

ITEM 458.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Improvement Program or Plan. If such improvements			
2	are not contained in the Six-Year Improvement Program			
3	or Plan, the counties may not seek reimbursement from			
4	the department for the improvements.			
5	459.	Non-Toll Supported Transportation Debt Service		
6			(61200) .....	\$228,638,827
7			Highway Transportation Improvement District Debt	
8			Service (61201) .....	\$7,530,713
9			Designated Highway Corridor Debt Service (61202) .....	\$61,714,940
10			Federal Highway Revenue Anticipation Notes Debt	
11			Service (61203) .....	\$152,297,928
12			Commonwealth Transportation Capital Projects Bond	
13			Act Debt Service (61204) .....	\$7,095,246
14			Fund Sources: General .....	\$40,000,000
15			Trust and Agency .....	\$188,638,827
16	Authority: Titles 15, 33, and 58 of the Code of			
17	Virginia; Chapters 827 and 914, Acts of Assembly of			
18	1990; Chapters 233 and 662, Acts of Assembly of			
19	1994; Chapter 8, as amended by Chapter 538, Acts of			
20	Assembly of 1999; Chapters 1019 and 1044, Acts of			
21	Assembly of 2000; Chapter 799, Acts of Assembly of			
22	2002; and Chapter 896, Acts of Assembly of 2007.			
23	A.1. The amount shown for Highway Transportation			
24	Improvement District Construction shall be derived			
25	from payments made to the Transportation Trust Fund			
26	pursuant to the Contract between the State Route 28			
27	Highway Transportation Improvement District and the			
28	Commonwealth Transportation Board dated September			
29	1, 1988 as amended by the Amended and Restated			
30	District Contract by and among the Commonwealth			
31	Transportation Board, the Fairfax County Economic			
32	Development Authority and the State Route 28			
33	Highway Transportation Improvement District			
34	Commission (the "District Commission") dated August			
35	30, 2002 (the "District Contract").			
36	2. There is hereby appropriated for payment			
37	immediately upon receipt to a third party approved by			
38	the Commonwealth Transportation Board, or a bond			
39	trustee selected by such third party, a sum sufficient			
40	equal to the special tax revenues collected by the			
41	Counties of Fairfax and Loudoun within the State			
42	Route 28 Highway Transportation Improvement District			
43	and paid to the Commonwealth Transportation Board			
44	by or on behalf of the District Commission (the			
45	"contract payments") pursuant to § 15.2-4600 et seq.,			
46	Code of Virginia, and the District Contract between the			
47	Commonwealth Transportation Board and the District			
48	Commission.			
49	3. The contract payments may be supplemented from			
50	primary funds allocated to the highway construction			
51	district in which the project financed is located, or from			
52	the secondary system construction allocation to the			
53	county or counties in which the project financed is			
54	located, and from any other lawfully available revenues			
55	of the Transportation Trust Fund, as may be necessary			
56	to meet debt service obligations. The payment of debt			
57	service shall be for the bonds (the Series 2002 Bonds)			
58	issued under the "Commonwealth of Virginia			

ITEM 459.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Transportation Contract Revenue Bond Act of 1988"			
2	(Chapters 653 and 676, Acts of Assembly of 1988 as			
3	amended by Chapters 827 and 914 of the Acts of			
4	Assembly of 1990). Funds required to pay the total			
5	debt service on the Series 2002 Bonds shall be made			
6	available in the amounts indicated in paragraph E of			
7	this Item.			
8	B.1. Out of the amounts for Designated Highway			
9	Corridor Construction, \$40,000,000 the first year and			
10	\$40,000,000 the second year shall be paid from the			
11	general fund to the U.S. Route 58 Corridor			
12	Development Fund, hereinafter referred to as the			
13	"Fund", established pursuant to § 58.1-815, Code of			
14	Virginia. This payment shall be in lieu of the deposit of			
15	state recordation taxes to the Fund, as specified in the			
16	cited Code section. Said recordation taxes which would			
17	otherwise be deposited to the Fund shall be retained by			
18	the general fund. Additional appropriations required for			
19	the U.S. Route 58 Corridor Development Fund, an			
20	amount estimated at \$9,000,000 the first year and			
21	\$12,000,000 the second year, shall be transferred from			
22	the highway share of the Transportation Trust Fund.			
23	2. Pursuant to the "U.S. Route 58 Commonwealth of			
24	Virginia Transportation Revenue Bond Act of 1989" (as			
25	amended by Chapter 538 of the 1999 Acts of			
26	Assembly), the amounts shown in paragraph E of this			
27	Item shall be available from the Fund for debt service			
28	for the bonds previously issued and additional bonds			
29	issued pursuant to said act.			
30	3. The Commissioner shall report on or before July 1			
31	of each year to the Chairmen of the Senate Finance and			
32	House Appropriations Committees on the cash balances			
33	in the Route 58 Corridor Development Fund. In			
34	addition, the report shall include the following			
35	program-to-date information: (i) a comparison of actual			
36	spending to allocations by project and district; (ii)			
37	expenditures by project, district, and funding source;			
38	and (iii) a six-year plan for planned future expenditures			
39	from the Fund by project and district.			
40	C.1. The Commonwealth Transportation Board shall			
41	maintain the Northern Virginia Transportation District			
42	Fund, hereinafter referred to as the "Fund." Pursuant to			
43	§ 58.1-815.1, Code of Virginia, and for so long as the			
44	Fund is required to support the issuance of bonds, the			
45	Fund shall include at least the following elements:			
46	a. Amounts transferred from Item 264 of this act to this			
47	Item.			
48	b. An amount estimated at \$5,000,000 the first year and			
49	\$12,000,000 the second year, which shall be transferred			
50	from the highway share of the Transportation Trust			
51	Fund.			
52	c. Any public right-of-way use fees allocated by the			
53	Department of Transportation pursuant to § 58.1-468.1			
54	of the Code of Virginia and attributable to the counties			
55	of Fairfax, Loudoun, and Prince William, the amounts			
56	estimated at \$6,100,000 the first year and \$5,600,000			
57	the second year.			

ITEM 459.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	d. Any amounts which may be deposited into the Fund				
2	pursuant to a contract between the Commonwealth				
3	Transportation Board and a jurisdiction or jurisdictions				
4	participating in the Northern Virginia Transportation				
5	District Program, the amounts estimated to be \$816,000				
6	the first year and \$816,000 the second year.				
7	2. The Fund shall support the issuance of bonds at a				
8	total authorized level of \$500,200,000 for the purposes				
9	provided in the "Northern Virginia Transportation				
10	District, Commonwealth of Virginia Revenue Bond Act				
11	of 1993," Chapter 391, Acts of Assembly of 1993 as				
12	amended by Chapters 470 and 597 of the Acts of				
13	Assembly of 1994, Chapters 740 and 761 of the Acts				
14	of Assembly of 1998, Chapter 538 of the 1999 Acts of				
15	Assembly, Chapter 799 of the 2002 Acts of Assembly,				
16	and Chapter 621 of the 2005 Acts of Assembly.				
17	3. Pursuant to the Northern Virginia Transportation				
18	District, Commonwealth of Virginia Revenue Bond Act				
19	of 1993, Chapter 391, Acts of Assembly of 1993, and				
20	as amended by Chapters 470 and 597 of the Acts of				
21	Assembly of 1994, Chapters 740 and 761 of the Acts				
22	of Assembly of 1998, Chapter 538 of the 1999 Acts of				
23	Assembly, Chapter 799 of the 2002 Acts of Assembly,				
24	and Chapter 621 of the 2005 Acts of Assembly,				
25	amounts shown in paragraph E of this Item shall be				
26	available from the Fund for debt service for the bonds				
27	previously issued and additional bonds issued pursuant				
28	to said act.				
29	4. Should the actual distribution of recordation taxes to				
30	the localities set forth in § 58.1-815.1, Code of				
31	Virginia, exceed the amount required for debt service				
32	on the bonds issued pursuant to the above act, such				
33	excess amount shall be transferred to the Northern				
34	Virginia Transportation District Fund in furtherance of				
35	the program described in § 33.1-221.1:3, Code of				
36	Virginia.				
37	5. Should the actual distribution of recordation taxes to				
38	said localities be less than the amount required to pay				
39	debt service on the bonds, the Commonwealth				
40	Transportation Board is authorized to meet such				
41	deficiency, to the extent required, from funds identified				
42	in Enactment No. 1, Section 11, of Chapter 391, Acts				
43	of Assembly of 1993.				
44	D.1. The Commonwealth Transportation Board shall				
45	maintain the City of Chesapeake account of the				
46	Set-aside Fund, pursuant to § 58.1-816.1, Code of				
47	Virginia, which shall include funds transferred from				
48	Item 264 of this act to this Item, and an amount				
49	estimated at \$1,500,000 the first year and \$1,500,000				
50	the second year received from the City of Chesapeake				
51	pursuant to a contract or other alternative mechanism				
52	for the purpose provided in the "Oak Grove Connector,				
53	City of Chesapeake Commonwealth of Virginia				
54	Transportation Program Revenue Bond Act of 1994,"				
55	Chapters 233 and 662, Acts of Assembly of 1994,				
56	(hereafter referred to as the "Oak Grove Connector				
57	Act").				
58	2. The amounts shown in paragraph E of this Item shall				

ITEM 459.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	be available from the City of Chesapeake account of			
2	the Set-aside Fund for debt service for the bonds issued			
3	pursuant to the Oak Grove Connector Act.			
4	3. Should the actual distribution of recordation taxes			
5	and such local revenues from the City of Chesapeake as			
6	may be received pursuant to a contract or other			
7	alternative mechanism to the City of Chesapeake			
8	account of the Set-aside Fund be less than the amount			
9	required to pay debt service on the bonds, the			
10	Commonwealth Transportation Board is authorized to			
11	meet such deficiency, pursuant to Enactment No. 1,			
12	Section 11 of the Oak Grove Connector Act.			
13	E. Pursuant to various Payment Agreements between			
14	the Treasury Board and the Commonwealth			
15	Transportation Board, funds required to pay the debt			
16	service due on the following Commonwealth			
17	Transportation Board bonds shall be transferred to the			
18	Treasury Board as follows:			
19		<b>FY 2009</b>	<b>FY 2010</b>	
20	Transportation Contract Revenue Refund Bonds, Series 2002			
21	(Route 28)	\$7,530,713	\$7,528,150	
22				
23	Commonwealth of Virginia Transportation Revenue Bonds:			
24	U.S. Route 58 Corridor Development Program:			
25	Series 1999B	\$6,667,538	\$0	
26	Series 2001B	\$3,758,363	\$3,757,863	
27	Series 2002 B (Refunding)	\$7,239,438	\$7,237,688	
28	Series 2003A (Refunding)	\$9,915,275	\$9,921,275	
29	Series 2004B	\$14,048,050	\$23,093,800	
30	Series 2006C	\$3,173,000	\$3,173,000	
31	Series 2007B	\$4,197,750	\$4,197,750	
32				
33	Northern Virginia Transportation District Program:			
34	Series 1999A	\$1,083,938	\$0	
35	Series 2001A	\$2,823,663	\$2,825,163	
36	Series 2002A	\$12,363,944	\$12,362,194	
37	Series 2004A	\$6,152,000	\$8,294,500	
38	Series 2006B	\$973,363	\$973,363	
39	Series 2007A	\$1,987,600	\$4,523,000	
40				
41	Transportation Program Revenue Bonds:			
42	Series 2006A (Oak Grove Connector, City of Chesapeake)	\$2,225,775	\$2,227,325	
43	F.1. Out of the amounts provided for this Item, an			
44	estimated \$152,297,928 the first year and \$152,303,120			
45	the second year shall be provided from federal highway			
46	and highway assistance reimbursements for the debt			
47	service payments on the Federal Highway			
48	Reimbursement Anticipation Notes.			
49	2. Notwithstanding Chapters 1019 and 1044, Acts of			
50	Assembly of 2000, this act, or any other provision of			
51	law, any additional amounts needed to offset the debt			
52	service payment requirements on the Transportation			
53	Trust Fund attributable to the issuance of Federal			
54	Highway Reimbursement Anticipation Notes shall be			
55	provided from the Priority Transportation Fund to the			
56	extent available and then from the portion of the			
57	Transportation Trust Fund available for highway			
58	construction purposes prior to making the allocations			
59	required by § 33.1-23.1 B of the Code of Virginia.			



ITEM 459.

Item Details(\$)		Appropriations(\$)	
First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1 G. Out of the amounts provided for this Item, an  
 2 estimated \$7,100,000 the first year and \$28,400,000 the  
 3 second year shall be provided from the Priority  
 4 Transportation Fund for debt service payments on the  
 5 Commonwealth Transportation Capital Projects Revenue  
 6 Bonds. Any additional amounts needed to offset the  
 7 debt service payment requirements attributable to the  
 8 issuance of the Capital Projects Revenue Bonds shall be  
 9 provided from the Transportation Trust Fund.

10 H. The Commonwealth Transportation Board is hereby  
 11 authorized, by and with the consent of the Governor, to  
 12 issue, pursuant to the applicable provisions of the State  
 13 Revenue Bond Act (§ 33.1-267 et seq., Code of  
 14 Virginia) as amended from time to time, revenue  
 15 obligations of the Commonwealth to be designated  
 16 "Commonwealth of Virginia Transportation Capital  
 17 Projects Revenue Bonds, Series 2009" at one or more  
 18 times in an aggregate principal amount not to exceed  
 19 \$180,000,000, after all costs. The net proceeds of the  
 20 Bonds shall be used exclusively for the purpose of  
 21 providing funds for paying the costs incurred or to be  
 22 incurred for construction or funding of transportation  
 23 projects set forth in Item 449.10 of Chapter 847 of the  
 24 Acts of Assembly of 2007, including but not limited to  
 25 environmental and engineering studies; rights-of-way  
 26 acquisition; improvements to all modes of  
 27 transportation; acquisition, construction and related  
 28 improvements; and any financing costs and other  
 29 financing expenses. Such costs may include the  
 30 payment of interest on the Bonds for a period during  
 31 construction and not exceeding one year after  
 32 completion of construction of the projects.

33	460. Administrative and Support Services (69900).....			\$242,361,599	\$249,287,558
34	General Management and Direction (69901).....	\$151,090,245	\$155,488,064		
35	Information Technology Services (69902).....	\$67,653,482	\$69,683,086		
36	Facilities and Grounds Management Services (69915).....	\$11,710,592	\$12,061,909		
37	Employee Training and Development (69924).....	\$11,907,280	\$12,054,499		
38	Fund Sources: Commonwealth Transportation .....	\$242,361,599	\$249,287,558		

39 Authority: Title 33.1, Code of Virginia.

40 A. Notwithstanding any other provision of law, the  
 41 highway share of the Transportation Trust Fund shall  
 42 be used for highway maintenance and operation  
 43 purposes prior to its availability for new development,  
 44 acquisition, and construction.

45 B. Administrative and Support Services shall include  
 46 funding for management, direction, and administration  
 47 to support the department's activities that cannot be  
 48 directly attributable to individual programs and/or  
 49 projects.

50 C. Out of the amounts for General Management and  
 51 Direction, allocations shall be provided to the  
 52 Commonwealth Transportation Board to support its  
 53 operations, the payment of financial advisory and legal  
 54 services, and the management of the Transportation  
 55 Trust Fund.

56 D. Notwithstanding any other provision of law, the

ITEM 460.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Department may assess and collect the costs of			
2	providing services to other entities, public and private.			
3	The Department shall take all actions necessary to			
4	ensure that all such costs are reasonable and			
5	appropriate, recovered, and understood as a condition to			
6	providing such service.			
7	E. Each year, as part of the six-year financial planning			
8	process, the Commissioner shall implement a long-term			
9	business strategy that considers appropriate staffing			
10	levels for the department. In addition, the			
11	Commissioner shall identify services, programs, or			
12	projects that will be evaluated for devolution or			
13	outsourcing in the upcoming year. In undertaking such			
14	evaluations, the Commissioner is authorized to use the			
15	appropriate resources, both public and private, to			
16	competitively procure those identified services,			
17	programs, or projects and shall identify total costs for			
18	such activities.			
19	F.1. Any action to modernize and integrate the			
20	automated systems of the Department of Transportation			
21	shall be based on a plan that includes developing the			
22	integrated system in phases, or modules. When such			
23	plan is approved and to minimize the financial impact,			
24	the Department may incrementally budget for the			
25	modernization.			
26	2. The Department of General Services, the Department			
27	of the Treasury, the Department of Human Resource			
28	Management, the Department of Planning and Budget,			
29	and the Department of Accounts shall support the			
30	system modernization effort of the Department of			
31	Transportation through the adoption of statewide data			
32	standards. These data standards shall include, but not be			
33	limited to, vendor tables, agency identification			
34	information, state employee identification information,			
35	charts of accounts, receiving information, invoice			
36	information, purchase information including commodity			
37	codes, and any other essential data standards necessary			
38	to conduct business. The Departments of General			
39	Services, Treasury, Human Resource Management,			
40	Planning and Budget, and Accounts shall provide the			
41	Virginia Enterprise Applications Program (VEAP)			
42	Office Director and the Department of Transportation			
43	with such data standards by October 1, 2008, and the			
44	VEAP Office Director shall adopt these data standards			
45	as the Commonwealth's standards for future enterprise			
46	applications. Within 60 days of their adoption, the			
47	VEAP Office Director shall present such data standards			
48	to the Information Technology Investment Board for			
49	their approval as provided in § 2.2-2458, Code of			
50	Virginia. Upon approval by the Information Technology			
51	Investment Board, the Commonwealth shall use such			
52	data standards for all new Commonwealth information			
53	systems implementation projects including, but not			
54	limited to, Commonwealth enterprise application			
55	initiatives.			
56	G. Notwithstanding § 4-2.03 of this act, the Virginia			
57	Department of Transportation shall be exempt from			
58	recovering statewide and agency indirect costs from the			
59	Federal Highway Administration until an indirect cost			
60	plan can be evaluated and developed by the agency and			

ITEM 460.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	approved by the Federal Highway Administration.			
2	H. The Director, Department of Planning and Budget, is			
3	authorized to adjust appropriations and allotments for			
4	the Virginia Department of Transportation to reflect			
5	changes in the official revenue estimates for			
6	commonwealth transportation funds.			
7	I. Out of the amounts for General Management and			
8	Direction, allocations shall be provided to support the			
9	capital lease agreement with Fairfax County for the			
10	Northern Virginia District building. An amount			
11	estimated at \$7,800,000 the first year and \$7,800,000			
12	the second year shall be provided from Commonwealth			
13	Transportation Funds.			
14	J. Notwithstanding any other provisions of law, the			
15	Commonwealth Transportation Commissioner may enter			
16	into a contract with homeowner associations for			
17	grounds-keeping, mowing, and litter removal services.			
18	461.	A full accrual system of accounting shall be effected by		
19		the Department, subject to the authority of the State		
20		Comptroller, as stated in § 2.2-803, Code of Virginia.		
21	462.	2007 Transportation Initiative (61700) .....		\$180,000,000
22		Fund Sources: Commonwealth Transportation .....	\$180,000,000	\$0
23		A. There is hereby reappropriated the unexpended		
24		general fund balance remaining in this program on June		
25		30, 2008. On or before June 30, 2009, the State		
26		Comptroller shall revert up to \$180,000,000 of this		
27		general fund appropriation to the balance of the general		
28		fund.		
29		B. There is hereby appropriated within this Item		
30		\$180,000,000 the first year from the Commonwealth		
31		Transportation Fund.		
32		C. The Commonwealth Transportation Funds		
33		appropriated in the first year of this item shall be used		
34		to meet required expenditures for the purposes set out		
35		in Item 449.10, Chapter 847, 2007 Session of the		
36		General Assembly.		
37	462.05.	Executive Management (71300) .....		(\$284,552,572)
38		Savings From Management Actions (71301).....	(\$284,552,572)	(\$289,646,393)
39		Fund Sources: Commonwealth Transportation .....	(\$284,552,572)	(\$289,646,393)
40		Authority: Discretionary Inclusion		
41		A. Appropriation reductions in this Item and specified		
42		in Section 4-1.08 of this act shall apply notwithstanding		
43		any language and amounts to the contrary within other		
44		Items of this act.		
45		B. The Commonwealth Transportation Commissioner		
46		shall implement actions as necessary to carry out the		
47		appropriation reductions contained in this Item. The		
48		Director, Department of Planning and Budget, is		

ITEM 462.05.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	<i>authorized to transfer appropriations in this act as</i>					
2	<i>necessary to carry out the budget reductions contained</i>					
3	<i>in this Item.</i>					
4	Total for Department of Transportation.....			<b>\$3,997,734,311</b>	<b>\$3,843,243,792</b>	
5				<b>\$3,713,181,739</b>	<b>\$3,553,597,399</b>	
6	Nongeneral Fund Positions.....	9,500.00	9,500.00			
7		8,850.00	8,350.00			
8	Position Level .....	9,500.00	9,500.00			
9		8,850.00	8,350.00			
10	Fund Sources: General.....	\$40,000,000	\$40,000,000			
11	Commonwealth Transportation .....	\$3,437,556,078	\$3,257,233,558			
12		\$3,153,003,506	\$2,967,587,165			
13	Trust and Agency .....	\$433,125,143	\$456,770,345			
14	Debt Service.....	\$87,053,090	\$89,239,889			
15	<b>§ 1-129. MOTOR VEHICLE DEALER BOARD (506)</b>					
16	462.10. Consumer Affairs Services (55000).....			\$218,871	\$218,871	
17	Consumer Assistance (55002) .....	\$218,871	\$218,871			
18	Fund Sources: Special.....	\$218,871	\$218,871			
19	Authority: Title 46.2, Chapter 15, Code of Virginia.					
20	Of the amounts provided in this item, \$218,871 the first					
21	year and \$218,871 the second year from special funds					
22	shall be provided for Consumer Assistance Services.					
23	462.20. Regulation of Professions and Occupations (56000) .....			\$1,991,911	\$1,994,682	
24	Motor Vehicle Dealer and Salesman Regulation					
25	(56023) .....	\$1,061,538	\$1,061,538			
26	Administrative Services (56048) .....	\$930,373	\$933,144			
27	Fund Sources: Special.....	\$1,991,911	\$1,994,682			
28	Authority: Title 46.2, Chapter 15, Code of Virginia.					
29	A. Of the amounts provided in this item, \$1,061,538					
30	the first year and \$1,061,538 the second year from					
31	special funds shall be provided for Motor Vehicle					
32	Dealer and Salesman Regulation.					
33	B. Of the amounts provided in this item, \$930,373 the					
34	first year and \$933,144 the second year from special					
35	funds shall be provided for Administrative Services.					
36	Total for Motor Vehicle Dealer Board .....			<b>\$2,210,782</b>	<b>\$2,213,553</b>	
37	Nongeneral Fund Positions.....	22.00	22.00			
38	Position Level .....	22.00	22.00			
39	Fund Sources: Special.....	\$2,210,782	\$2,213,553			
40	<b>§ 1-130. VIRGINIA PORT AUTHORITY (407)</b>					
41	463. Economic Development Services (53400).....			\$7,035,170	\$6,799,266	
42	National and International Trade Services (53413).....	\$5,899,220	\$5,652,231			
43	Port Traffic Rate Management (53425).....	\$221,697	\$232,782			
44	Commerce Advertising (53426) .....	\$914,253	\$914,253			

ITEM 463.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Special.....	\$7,035,170	\$6,799,266		
2	Authority: Title 62.1, Chapter 10, Code of Virginia.				
3 464.	Port Facilities Planning, Maintenance, Acquisition, and				
4	Construction (62600) .....			\$64,641,173	\$75,840,273
5	Maintenance and Operations of Ports and Facilities				
6	(62601) .....	\$4,000,000	\$4,000,000		
7	Port Facilities Planning (62606).....	\$800,300	\$809,868		
8	Debt Service for Port Facilities (62607).....	\$59,840,873	\$71,030,405		
9	Fund Sources: Special.....	\$43,048,473	\$42,969,603		
10	Commonwealth Transportation .....	\$21,592,700	\$32,870,670		
11	Authority: Title 62.1, Chapter 10; Title 33.1, Chapter 1,				
12	Code of Virginia.				
13	A. 1. It is hereby acknowledged that, in accordance				
14	with § 62.1-140, Code of Virginia, the Virginia Port				
15	Authority refunded bonds issued on October 22, 1996,				
16	in the amount of \$38,300,000 for the purposes of				
17	completing the Phase II Expansion at Norfolk				
18	International Terminals and replacing and improving				
19	equipment at other port facilities. The debt service on				
20	the 2006 refunding bonds is estimated to be \$3,115,900				
21	the first year and \$3,119,900 the second year.				
22	2. It is hereby acknowledged that, in accordance with				
23	§ 62.1-140, Code of Virginia, the Virginia Port				
24	Authority issued Commonwealth Port Fund bonds on				
25	July 11, 2002, in the amount of \$135,000,000 to				
26	reconstruct the Norfolk International Terminal (South),				
27	Capital Project 407-16644, Phase I. The project also				
28	includes the replacement of equipment, the purchase of				
29	the Physical Oceanographic Real-Time System, and				
30	other equipment required to enhance the security and				
31	protection of the port properties. Debt service on bonds				
32	referenced in this paragraph is estimated to be				
33	\$10,205,393 the first year, and \$10,207,583 the second				
34	year, and such bonds may be refunded by the Authority				
35	pursuant to § 62.1-140, Code of Virginia.				
36	3. It is hereby acknowledged that, in accordance with				
37	§ 62.1-140, Code of Virginia, the Virginia Port				
38	Authority issued Commonwealth Port Fund bonds on				
39	April 14, 2005, in the amount of \$60,000,000, for the				
40	purpose of regrading and reconstruction of Norfolk				
41	International Terminals (South), Phase III, land				
42	acquisition, and other improvements, Capital Project				
43	407-16644. The debt service on bonds referenced in				
44	this paragraph is estimated to be \$4,280,856 the first				
45	year and \$4,283,856 the second year, and such bonds				
46	may be refunded by the Authority pursuant to				
47	§ 62.1-140, Code of Virginia.				
48	4. It is hereby acknowledged that, in accordance with				
49	§ 62.1-140, Code of Virginia, the Virginia Port				
50	Authority may issue Commonwealth Port Fund bonds				
51	up to the amount of \$155,000,000, for the purpose of				
52	developing the Craney Island Marine Terminal and				
53	creating road and rail access to such terminal, Capital				
54	Project 407-17513. Such bonds shall not be issued prior				
55	to July 1, 20092010. The debt service on bonds				
56	referenced in this paragraph is estimated to be				

ITEM 464.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	\$11,265,000 the second year, and such bonds may be			
2	refunded by the Authority pursuant to § 62.1-140, Code			
3	of Virginia.			
4	5. In the event revenues of the Commonwealth Port			
5	Fund are insufficient to provide for the debt service on			
6	the Virginia Port Authority Commonwealth Port Fund			
7	Revenue Bonds; Series 2002, Series 2005, refunding			
8	Series 2006, or Series 2009; bonds authorized by			
9	paragraphs A 1, A 2, A 3, and A 4; or any bonds			
10	payable from the revenues of the Commonwealth Port			
11	Fund, there is hereby appropriated a sum sufficient first			
12	from the legally available moneys in the Transportation			
13	Trust Fund and then from the general fund to provide			
14	for this debt service. Total debt service on the bonds			
15	referenced in paragraphs A 1, A 2, A 3, and A 4 is			
16	estimated at \$17,602,149 the first year and \$28,876,339			
17	the second year.			
18	6. Notwithstanding § 62.1-140, Code of Virginia, the			
19	aggregate principal amount of Commonwealth Port			
20	Fund bonds, and including any other long-term			
21	commitment that utilizes the Commonwealth Port Fund,			
22	shall not exceed \$420,000,000.			
23	B.1. In accordance with § 62.1-140, Code of Virginia,			
24	the Virginia Port Authority has issued Port Facilities			
25	Revenue Bonds, Series 1997, in the amount of			
26	\$98,065,000 to finance the cost of capital projects for			
27	the Virginia Port Authority marine and intermodal			
28	terminals. The debt service on the bonds is estimated at			
29	\$2,598,440 the first year from special funds. In			
30	accordance with § 62.1-140, Code of Virginia, the			
31	Virginia Port Authority refunded certain maturities of			
32	the bonds in 2007. The debt service on the 2007			
33	refunding bonds is estimated at \$3,745,650 the first			
34	year and \$6,344,250 the second year from special			
35	funds. The Virginia Port Authority is authorized to			
36	transfer to the Virginia International Terminals Inc.			
37	(VIT), from the revenues of the Authority's port			
38	facilities, funds that are available for the purpose under			
39	the Authority's applicable Bond Resolution.			
40	2. In accordance with § 62.1-140, Code of Virginia, the			
41	Virginia Port Authority on June 18, 2003, issued			
42	additional Port Facilities Revenue bonds in the amount			
43	of \$55,155,000 to regrade and reconstruct the Norfolk			
44	International Terminal (South) backlands (Phase II,			
45	capital outlay project 407-16644), and to construct			
46	security related facilities at Norfolk International			
47	Terminals (North) and Portsmouth Marine Terminal			
48	(capital outlay project 407-16961). Total debt service			
49	on these bonds referenced in this paragraph is estimated			
50	at \$3,485,900 the first year and \$3,486,100 the second			
51	year from special funds, and such bonds may be			
52	refunded by the Authority pursuant to § 62.1-140, Code			
53	of Virginia.			
54	3. It is hereby acknowledged that, in accordance with			
55	§ 62.1-140, Code of Virginia, the Virginia Port			
56	Authority may issue additional bonds, in an amount of			
57	up to \$90,000,000, for the purposes of the			
58	reconstruction and expansion of Norfolk International			
59	Terminals, and other improvements to port facilities			

ITEM 464.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	(capital outlay project 407-17252). The debt service on			
2	these bonds, estimated to be \$4,479,619 the first year			
3	and \$4,476,619 the second year, will be paid from			
4	special funds, and such bonds may be refunded by the			
5	Authority pursuant to § 62.1-140, Code of Virginia.			
6	4. Prior to the 2006-2008 biennium, the Virginia Port			
7	Authority purchased, through their master equipment			
8	lease program, equipment at a total cost of \$60,163,170			
9	(capital outlay projects 407-16962 and 407-16989).			
10	Total debt service on the equipment leases referenced			
11	in this paragraph is estimated at \$7,000,000 the first			
12	year and \$6,905,000 the second year from special			
13	funds, and such lease purchases may be refunded by			
14	the Authority.			
15	5. It is hereby acknowledged that, in accordance with			
16	§ 62.1-140, Code of Virginia, the Virginia Port			
17	Authority is authorized to purchase, through a purchase			
18	agreement (master equipment lease program), terminal			
19	operating equipment at a total estimated cost of			
20	\$39,000,000 (capital outlay project 407-16962). Total			
21	debt service referenced in this paragraph, including any			
22	interim financing issued in anticipation of such			
23	program, is estimated at \$5,250,000 the first year and			
24	\$5,250,000 the second year from special funds, and			
25	such lease purchases may be refunded by the Authority.			
26	6. It is hereby acknowledged that, in accordance with			
27	§ 62.1-140, Code of Virginia, the Virginia Port			
28	Authority issued additional bonds, in an amount of			
29	\$93,000,000, for the purposes of the reconstruction and			
30	expansion of Norfolk International Terminals (NIT),			
31	reconstruction and expansion of Portsmouth Marine			
32	Terminal (PMT), land acquisitions adjacent to NIT and			
33	PMT, and other improvements to port facilities (capital			
34	outlay project 407-16644). The debt service on these			
35	bonds, estimated to be \$6,200,000 the first year and			
36	\$6,200,000 the second year, will be paid from special			
37	funds, and such bonds may be refunded by the			
38	Authority pursuant to § 62.1-140, Code of Virginia.			
39	7. It is hereby acknowledged that, in accordance with			
40	§ 62.1-140, Code of Virginia, the Virginia Port			
41	Authority may issue short-term debt on a revolving			
42	basis as interim or anticipation financing in order to			
43	cover costs of planning, design, and construction			
44	pending the receipt of bond or master equipment lease			
45	program proceeds authorized in paragraphs A 4, B 5,			
46	and B 6 in an amount not to exceed the authorized			
47	amount for the projects. In the aggregate, the short-term			
48	debt shall not exceed \$200,000,000 at any point in time			
49	and may be refunded by the Authority pursuant to			
50	§ 62.1-140, Code of Virginia. The debt service,			
51	including associated fees, on the short-term debt may			
52	be paid, as recommended by the Authority and			
53	approved by the Board, from the bond or master			
54	equipment lease proceeds, special funds, or other			
55	revenues or proceeds. Out of this authorization, the			
56	Virginia Port Authority is authorized to use up to			
57	\$14,000,000 in the first year for initial infrastructure			
58	improvements related to the Craney Island Marine			
59	Terminal project authorized by Item C-173 of this act.			

ITEM 464.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	8. Total debt service paid from special funds for all				
2	bonds, lease agreements, and short-term debt noted				
3	herein shall not exceed \$42,000,000 the first year and				
4	\$42,000,000 the second year.				
5	C. In order to remain consistent with the grant of				
6	authority as provided in Chapter 10, § 62.1-128 et seq.				
7	of the Code of Virginia, the Virginia Port Authority is				
8	authorized to maintain independent payroll and				
9	nonpayroll disbursement systems and, in connection				
10	with such systems, to open and maintain an appropriate				
11	account with a qualified public depository. As				
12	implementation occurs, these systems and related				
13	procedures shall be subject to review and approval by				
14	the State Comptroller. The Virginia Port Authority shall				
15	continue to provide nonpayroll transaction detail to the				
16	State Comptroller through the Commonwealth				
17	Accounting and Reporting System.				
18	D. There is hereby reappropriated the unexpended				
19	general fund balance remaining in this program on June				
20	30, 2008, derived from Item 449.10, Chapter 847, 2007				
21	Acts of Assembly. Special and Commonwealth				
22	Transportation revenues collected by the Authority				
23	during the biennium and not appropriated for another				
24	purpose shall be used to meet additional costs or cash				
25	flow requirements of projects including those				
26	enumerated in paragraph 4 of Item 449.10 of Chapter				
27	847 of the Acts of Assembly of 2007.				
28	465.	Financial Assistance for Port Activities (62800).....		\$3,052,500	\$3,107,625
29		Aid to Localities (62801) .....	\$1,000,000	\$1,000,000	
30		Payment in Lieu of Taxes (62802) .....	\$2,052,500	\$2,107,625	
31		Fund Sources: General .....	\$950,000	\$950,000	
32		Special.....	\$1,102,500	\$1,157,625	
33		Commonwealth Transportation .....	\$1,000,000	\$1,000,000	
34		Authority: Title 62.1, Chapter 10, Code of Virginia.			
35	Of the amounts in this Item, \$950,000 the first year and				
36	\$950,000 the second year from the general fund is				
37	appropriated for service charges to be paid to localities				
38	in which the Virginia Port Authority owns tax-exempt				
39	real estate. The funds shall be transferred to Item 458				
40	of this act for distribution by the Commonwealth				
41	Transportation Board for roadway maintenance				
42	activities in the jurisdictions hosting Virginia Port				
43	Authority facilities and shall be treated as other				
44	Commonwealth Transportation Board payments to				
45	localities for highway maintenance. These funds shall				
46	not be used for other activities nor shall they supplant				
47	other local government expenditures for roadway				
48	maintenance. These funds shall be distributed to the				
49	localities on a pro rata basis in accordance with the				
50	formula set out in § 58.1-3403 D, Code of Virginia;				
51	however, the proportion of the funds distributed based				
52	on cargo traveling through each port facility shall be				
53	distributed on a pro rata basis according to twenty-foot				
54	equivalent units.				
55	466.	Administrative and Support Services (69900).....		\$15,862,550	\$15,554,653
56		General Management and Direction (69901).....	\$5,932,550	\$5,929,855	
57		Security Services (69923).....	\$9,930,000	\$9,624,798	



ITEM 466.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Special.....	\$13,862,550	\$13,554,653		
2	Commonwealth Transportation .....	\$2,000,000	\$2,000,000		
3	Authority: Title 62.1, Chapter 10, Code of Virginia.				
4	A. Out of the amounts in this Item, the Executive				
5	Director is authorized to expend from special funds				
6	amounts not to exceed \$37,500 the first year and				
7	\$37,500 the second year, for entertainment expenses				
8	commonly borne by businesses. Further, such expenses				
9	shall be recorded separately by the agency.				
10	B. Prior to purchasing airline and hotel				
11	accommodations related to overseas travel, the Virginia				
12	Port Authority shall provide an itemized list of				
13	projected costs for review by the Secretary of				
14	Transportation.				
15	466.05. <i>Executive Management (71300)</i> .....			(\$14,632,620)	(\$13,827,920)
16	<i>Savings From Management Actions (71301)</i> .....	(\$14,632,620)	(\$13,827,920)		
17	<i>Fund Sources: Commonwealth Transportation</i> .....	(\$14,632,620)	(\$13,827,920)		
18	<i>Authority: Discretionary Inclusion</i>				
19	<i>Appropriation reductions in this Item and specified in</i>				
20	<i>Section 4-1.08 of this act shall apply notwithstanding</i>				
21	<i>any language and amounts to the contrary within other</i>				
22	<i>Items of this act.</i>				
23	Total for Virginia Port Authority.....			<b>\$90,591,393</b>	<b>\$101,301,817</b>
24				<b>\$75,958,773</b>	<b>\$87,473,897</b>
25	Nongeneral Fund Positions.....	157.00	157.00		
26		146.00	146.00		
27	Position Level .....	157.00	157.00		
28		146.00	146.00		
29	Fund Sources: General.....	\$950,000	\$950,000		
30	Special.....	\$65,048,693	\$64,481,147		
31	Commonwealth Transportation .....	\$24,592,700	\$35,870,670		
32		\$9,960,080	\$22,042,750		
33	<b>§ 1-131. TOWING AND RECOVERY OPERATIONS (507)</b>				
34	466.10. Consumer Affairs Services (55000).....			\$353,761	<del>\$353,761</del>
35					\$403,761
36	Consumer Assistance (55002).....	\$353,761	<del>\$353,761</del>		
37			\$403,761		
38	Fund Sources: Special.....	\$353,761	<del>\$353,761</del>		
39			\$403,761		
40	Authority: Title 46.2, Chapter 28, Code of Virginia.				
41	Out of the amounts provided in this item, \$353,761 the				
42	first year and \$353,761 the second year from special				
43	funds shall be provided for Regulation of Vehicle				
44	Towing and Recovery Operations.				
45	Total for Towing and Recovery Operations.....			<b>\$353,761</b>	<b>\$353,761</b>
46					<del>\$403,761</del>

ITEM 466.10.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Nongeneral Fund Positions.....	3.00	3.00		
2	Position Level .....	3.00	3.00		
3	Fund Sources: Special.....	\$353,761	<del>\$353,761</del>		
4			<i>\$403,761</i>		
5	TOTAL FOR OFFICE OF TRANSPORTATION .....			<b>\$4,989,029,652</b>	<b>\$4,858,461,534</b>
6				<b>\$4,657,330,805</b>	<b>\$4,520,062,499</b>
7	Nongeneral Fund Positions.....	11,814.00	11,814.00		
8		11,151.00	10,651.00		
9	Position Level .....	11,814.00	11,814.00		
10		11,151.00	10,651.00		
11	Fund Sources: General.....	\$40,991,864	\$40,991,864		
12		\$40,985,584	\$40,985,584		
13	Special.....	\$226,887,296	<del>\$226,346,113</del>		
14			\$226,396,113		
15	Commonwealth Transportation .....	\$4,113,961,306	\$3,958,102,370		
16		\$3,791,708,739	\$3,627,299,615		
17	Trust and Agency .....	\$487,411,743	\$511,056,945		
18		\$477,971,743	\$503,416,945		
19	Debt Service.....	\$87,053,090	\$89,239,889		
20	Federal Trust.....	\$32,724,353	\$32,724,353		

ITEM 467.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>CENTRAL APPROPRIATIONS</b>			
2	<b>§ 1-132. CENTRAL APPROPRIATIONS (995)</b>			
3	467. Higher Education Academic, Fiscal, and Facility			
4	Planning and Coordination (11100).....		\$16,678,402	\$0
5			\$13,280,645	\$13,280,645
6	Interest Earned on Educational and General Programs			
7	Revenue (11106).....	\$16,678,402	\$0	
8		\$13,280,645	\$13,280,645	
9	Fund Sources: General.....	\$16,678,402	\$0	
10		\$13,280,645	\$13,280,645	
11	Authority: Discretionary Inclusion.			
12	A. The standards upon which the public institutions of			
13	higher education are deemed certified to receive the			
14	payment of interest earnings from the tuition and fees			
15	and other nongeneral fund Educational and General			
16	revenues shall be based upon the standards provided in			
17	§ 4-9.01 of this act, as approved by the General			
18	Assembly.			
19	B. The estimated interest earnings and other revenues			
20	shall be distributed to those specific public institutions			
21	of higher education that have been certified by the State			
22	Council of Higher Education for Virginia as having met			
23	the standards provided in § 4-9.01 of this act, based on			
24	the distribution methodology developed pursuant to			
25	Chapter 933, Enactment 2, Acts of Assembly of 2005			
26	and reported to the Chairmen of the House			
27	Appropriations Committee and Senate Finance			
28	Committee.			
29	C. In accordance with § 2.2-5004 and 5005, Code of			
30	Virginia, this Item provides <del>\$15,066,217</del> \$12,040,957 in			
31	the first year <i>and</i> \$12,040,957 in the second year from			
32	the general fund for the estimated total payment to			
33	individual institutions of higher education of the interest			
34	earned on tuition and fees and other nongeneral fund			
35	Education and General Revenues deposited to the state			
36	treasury. Upon certification by the State Council of			
37	Higher Education of Virginia that all available			
38	performance benchmarks have been successfully			
39	achieved by the individual institutions of higher			
40	education, the Director, Department of Planning and			
41	Budget, shall transfer the appropriation in this Item for			
42	such estimated interest earnings to the general fund			
43	appropriation of each institution's Educational and			
44	General program.			
45	D. This Item also includes <del>\$1,612,185</del> \$1,239,688 in			
46	the first year <i>and</i> \$1,239,688 the second year from the			
47	general fund for the payment to individual institutions			
48	of higher education of a pro rata amount of the rebate			
49	paid to the State Commonwealth on credit card			
50	purchases not exceeding \$5,000 during the previous			
51	fiscal year. The State Comptroller shall determine the			
52	amount owed to each certified institution, net of any			
53	payments due to the federal government, using a			
54	methodology that equates a pro rata share based upon			
55	the total transactions of \$5,000 or less made by the			

ITEM 467.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	institution using the state-approved credit card in			
2	comparison to all transactions of \$5,000 or less using			
3	said approved credit card. By October 15, or as soon			
4	thereafter as deemed appropriate, following the year of			
5	certification, the Comptroller shall reimburse each			
6	institution its estimated pro rata share.			
7	E. Once actual financial data from the year of			
8	certification are available, the State Comptroller and the			
9	Director, Department of Planning and Budget, shall			
10	compare the actual data with estimates used to			
11	determine the distribution of the interest earnings,			
12	nongeneral fund Educational and General revenues, and			
13	the pro rata amounts to the certified institutions of			
14	higher education. In those cases where variances exist,			
15	the Governor shall include in his next introduced			
16	budget bill recommended appropriations to make			
17	whatever adjustments to each institution's distributed			
18	amount to ensure that each institution's incentive			
19	payments are accurate based on actual financial data.			
20	468.			\$950,000
21				\$810,200
22				\$950,000
23				\$810,200
24				\$950,000
25				\$810,200
26	Authority: Discretionary Inclusion.			
27	Out of this appropriation <del>\$950,000</del> \$810,200 in the first			
28	year and \$950,000 in the second year from the general			
29	fund is provided to support comprehensive			
30	reengineering efforts aimed at increasing state			
31	government productivity and efficiency. This funding			
32	will support efforts to: 1) reengineer processes			
33	performed by multiple agencies and examine			
34	opportunities for enhanced collaboration or			
35	consolidation (e.g. licensure) on an enterprise-wide			
36	basis, 2) reengineer multiple and complex services			
37	within a large agency setting to improve the			
38	organization and effectiveness of service delivery, and			
39	3) establish results teams, which will include,			
40	government, private sector, and consultant support to			
41	identify new productivity projects and to improve the			
42	use of performance measurement in the			
43	Commonwealth. The Director, Department of Planning			
44	and Budget will provide semiannual reports on these			
45	efforts to the Governor and the Chairmen of Senate			
46	Finance and House Appropriations as well as the			
47	Council on Virginia's Future. Any unexpended balance			
48	remaining in this Item on June 30, 2009, shall be			
49	carried forward on the books of the Comptroller and			
50	shall be available for expenditure in the second year of			
51	the biennium.			
52	469.			a sum sufficient
53				a sum sufficient
54				a sum sufficient
55	Authority: Discretionary Inclusion.			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 469.</b>					
1	A. There is hereby appropriated from the affected funds				
2	in the state treasury, for refunds of taxes and fees, and				
3	the interest thereon, in accordance with law, a sum				
4	sufficient.				
5	B. There is hereby appropriated from the affected funds				
6	in the state treasury for, (1) refunds of previously paid				
7	taxes imposed by the Commonwealth at 100 percent of				
8	face value up to the amount of the coalfield				
9	employment enhancement tax credit authorized by				
10	§ 58.1-439.2, Code of Virginia, (2) refunds of any				
11	remaining credit at 90 percent of face value for credits				
12	earned in taxable years beginning before January 1,				
13	2002, and 85 percent of face value for credits earned in				
14	taxable years beginning on and after January 1, 2002,				
15	and (3) payment of the remaining 10 or 15 percent				
16	credit to the Coalfields Economic Development				
17	Authority, a sum sufficient.				
18	470. Distribution of Tobacco Settlement (74500)				
19	a sum sufficient, estimated at.....			\$91,431,429	\$91,618,010
20	Payments to Tobacco Producers and Tobacco Growing				
21	Communities (74501) .....	\$77,000,000	\$77,000,000		
22	Payments for Tobacco Usage Prevention (74502) .....	\$14,431,429	\$14,618,010		
23	Fund Sources: Trust and Agency .....	\$91,431,429	\$91,618,010		
24	Authority: Title 3.1, Chapter 11, and Title 32.1,				
25	Chapter 14, Code of Virginia.				
26	A.1. There is hereby appropriated a sum sufficient				
27	estimated at \$77,000,000 each year from nongeneral				
28	funds for expenditures of securitized proceeds and				
29	earnings up to the amount transferred from the				
30	endowment to the Tobacco Indemnification and				
31	Community Revitalization Fund in accordance with				
32	§3.1-1109.1, Code of Virginia. Such expenditures shall				
33	be made pursuant to §3.1-1112, Code of Virginia.				
34	2. From the amount deposited into the Tobacco				
35	Indemnification and Community Revitalization Fund				
36	pursuant to § 3.1-1111, Code of Virginia, shall be paid				
37	50 percent of the costs associated with the diligent				
38	enforcement of the non-participating manufacturer				
39	statute of the 1998 Tobacco Master Settlement				
40	Agreement, § 3.1-336.2, Code of Virginia, and Item 56				
41	Paragraph B of this act. These costs shall be paid				
42	pursuant to the transfer to the general fund directed by				
43	§ 3.1-01, paragraph Q, of this act.				
44	B.1. The State Comptroller shall deposit ten percent of				
45	the Commonwealth's Allocation pursuant to the Master				
46	Settlement Agreement with tobacco product				
47	manufacturers to the Virginia Tobacco Settlement Fund,				
48	pursuant to § 32.1-360, Code of Virginia. There is				
49	hereby appropriated a sum sufficient estimated at				
50	\$14,431,429 the first year and \$14,618,010 the second				
51	year from available balances in the Fund for the				
52	purposes set forth in § 32.1-361, Code of Virginia.				
53	2. From the amount deposited into the Virginia				
54	Tobacco Settlement Fund pursuant to § 32.1-360, Code				
55	of Virginia, shall be paid ten percent of the costs				
56	associated with the diligent enforcement of the				

ITEM 470.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	non-participating manufacturer statute of the 1998			
2	Tobacco Master Settlement Agreement, § 3.1-336.2,			
3	Code of Virginia, and Item 56 paragraph B of this act.			
4	These costs shall be paid pursuant to the transfer to the			
5	general fund directed by § 3.1-01, paragraph Q, of this			
6	act.			
7	C. The amounts deposited by the State Comptroller			
8	pursuant to paragraph B shall be included in the general			
9	fund revenue calculations for purposes of subsection C			
10	of § 58.1-3524 and subsection B of § 58.1-3536, Code			
11	of Virginia.			
12	471.		\$950,000,000	\$950,000,000
13	Personal Property Tax Relief Program (74600) .....			
14		\$950,000,000	\$950,000,000	
15		\$950,000,000	\$950,000,000	
16	Fund Sources: General .....			
17	Authority: Discretionary Inclusion.			
18	A.1. Included in this Item is \$950,000,000 from the			
19	general fund in the first year and \$950,000,000 from the			
20	general fund in the second year to be used to			
21	implement a program which provides equitable tax			
22	relief from the personal property tax on vehicles.			
23	2. The amounts appropriated in this Item provide for a			
24	local reimbursement level of 70 percent in tax years			
25	2004 and 2005. The local reimbursement level for tax			
26	year 2006 is set at \$950.0 million pursuant Chapter 1			
27	of the Acts of Assembly of 2004, Special Session I.			
28	Payments to localities with calendar year 2006 car tax			
29	payment due dates prior to July 1, 2006, shall not be			
30	reimbursed until after July 1, 2006, except as otherwise			
31	provided in paragraph E of this Item.			
32	B. Any unexpended balance remaining in this Item as			
33	of June 30, 2008, and June 30, 2009, shall be carried			
34	forward on the books of the Comptroller and shall be			
35	available for expenditure in the succeeding year. Any			
36	unexpended balance remaining in this Item on June 30,			
37	2010, shall be carried forward on the books of the			
38	Comptroller and shall be available for expenditures in			
39	the next biennium, including without limitation for the			
40	purpose of providing reimbursement to localities for			
41	personal property tax relief with respect to bills for tax			
42	year 2005 and earlier.			
43	C. Notwithstanding the provisions of subsection B of			
44	§ 58.1-3524, Code of Virginia, as amended by Chapter			
45	1 of the Acts of Assembly of 2004, Special Session I,			
46	the determination of each county's, city's and town's			
47	share of the total funds available for reimbursement for			
48	personal property tax relief pursuant to that subsection			
49	shall be pro rata based upon the actual payments to			
50	such county, city or town pursuant to Chapter 35.1 of			
51	Title 58.1 of the Code of Virginia for tax year 2004 as			
52	compared to the actual payments to all counties, cities			
53	and towns pursuant to that chapter for tax year 2004,			
54	made with respect to reimbursement requests submitted			
55	on or before December 31, 2005, as certified in writing			
56	by the Auditor of Public Accounts not later than March			
	1, 2006. Notwithstanding the provisions of the second			

ITEM 471.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	enactment of Chapter 1 of the Acts of Assembly of				
2	2004, Special Session I, this paragraph shall become				
3	effective upon the effective date of this act.				
4	D. The requirements of subsection C 2 of § 58.1-3524				
5	and subsection E of § 58.1-3912, Code of Virginia, as				
6	amended by Chapter 1 of the Acts of Assembly, 2004				
7	Special Session I, with respect to the establishment of				
8	tax rates for qualifying vehicles and the format of tax				
9	bills shall be deemed to have been satisfied if the				
10	locality provides by ordinance or resolution, or as part				
11	of its annual budget adopted pursuant to Chapter 25 of				
12	Title 15.2 of the Code of Virginia or the provisions of				
13	a local government charter or Chapter 4, 5, 6, 7 or 8 of				
14	Title 15.2 of the Code of Virginia, if applicable,				
15	specific criteria for the allocation of the				
16	Commonwealth's payments to such locality for tangible				
17	personal property tax relief among the owners of				
18	qualifying vehicles, and such locality's tax bills provide				
19	a general description of the criteria upon which relief				
20	has been allocated and set out, for each qualifying				
21	vehicle that is the subject of such bill, the specific				
22	dollar amount of relief so allocated.				
23	E. The Secretary of Finance may authorize advance				
24	payment, from funds appropriated in this Item, of sums				
25	otherwise due a town on and after July 1, 2006, for				
26	personal property tax relief under the provisions of				
27	Chapter 1 of the Acts of Assembly, 2004 Special				
28	Session I, if the Secretary finds that such town (1) had				
29	a due date for tangible personal property taxes on				
30	qualified vehicles for tax year 2006 falling between				
31	January 1 and June 30, 2006, (2) had a due date for				
32	tangible personal property taxes on qualified vehicles				
33	for tax year 2004 falling between January 1 and June				
34	30, 2004, (3) received reimbursements pursuant to the				
35	provisions of Chapter 35.1 of Title 58.1 of the Code of				
36	Virginia between January 1 and June 30, 2004, (4)				
37	utilizes the cash method of accounting, and (5) would				
38	suffer fiscal hardship in the absence of such advance				
39	payment.				
40	F. It is the intention of the General Assembly that				
41	reimbursements to counties, cities and towns that had a				
42	billing date for tax year 2004 tangible personal property				
43	taxes with respect to qualifying vehicles falling between				
44	January 1 and June 30, 2004, and received personal				
45	property tax relief reimbursement with respect to tax				
46	year 2004 from the Commonwealth between January 1				
47	and June 30, 2004, pursuant to the provisions of				
48	Chapter 35.1 of Title 58.1 of the Code of Virginia as it				
49	existed prior to the amendments effected by Chapter 1				
50	of the Acts of Assembly, 2004 Special Session I, be				
51	made by the Commonwealth with respect to sums				
52	attributable to such spring billing dates not later than				
53	August 15 of each fiscal year.				
54	472.	Compensation and Benefit Supplements (75700).....		\$53,256,863	\$136,157,136
55				\$9,668,739	\$11,578,744
56		Supplements to Employee Compensation (75701).....	\$44,730,850	\$126,688,040	
57			\$1,142,726	\$2,109,648	
58		Supplements to Employee Benefits (75702).....	\$8,526,013	\$9,469,096	

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$53,256,863	\$136,157,136	
2		\$9,668,739	\$11,578,744	
3	Authority: Discretionary Inclusion.			
4	A. Transfers from this Item may be made to			
5	supplement general fund appropriations to state			
6	agencies for:			
7	1. Adjustments to base rates of pay;			
8	2. Adjustments to rates of pay for budgeted overtime of			
9	salaried employees;			
10	3. Salary increases for positions with salaries listed			
11	elsewhere in this act;			
12	4. Salary increases for locally elected constitutional			
13	officers and their employees;			
14	5. In-band salary adjustments for employees subject to			
15	the Virginia Personnel Act to recognize changes in			
16	duties or professional skill development, establish			
17	internal alignment (equitable salary relationships), or			
18	respond to labor market conditions (retention);			
19	6. Employer costs of employee benefit programs when			
20	required by salary-based pay adjustments;			
21	7. Salary increases for local employees supported by			
22	the Commonwealth, other than those funded through			
23	appropriations to the Department of Education; and			
24	8. Adjustments to the cost of employee benefits to			
25	include but not limited to health insurance premiums			
26	and retirement and related contribution rates.			
27	B. Transfers from this Item may be made when			
28	appropriations to the state agencies concerned are			
29	insufficient for the purposes stated in paragraph A of			
30	this Item, as determined by the Department of Planning			
31	and Budget, and subject to guidelines prescribed by the			
32	department. Further, the Department of Planning and			
33	Budget may transfer appropriations within this Item			
34	from the second year of the biennium to the first year,			
35	when necessary to accomplish the purposes stated in			
36	paragraph A of this Item.			
37	C. Except as provided for elsewhere in this Item,			
38	agencies supported in whole or in part by nongeneral			
39	fund sources, shall pay the proportionate share of			
40	increases in salaries and benefits as required by this			
41	Item, subject to the rules and regulations prescribed by			
42	the appointing or governing authority of such agencies.			
43	Nongeneral fund revenues and balances required for			
44	this purpose are hereby appropriated.			
45	D.1. The Department of Human Resource Management			
46	may approve pilot compensation programs within			
47	agencies that support the redesigned classified			
48	compensation plan. Such pilot programs approved by			
49	the department shall have clearly defined objectives,			
50	specified time frames, and shall be restricted to no			
51	more than two years. Such pilot programs shall be			



ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	funded from existing agency appropriations or from			
2	funds provided for salary increases specified elsewhere			
3	in this Item, or a combination of both. A report on any			
4	approved pilot program(s) shall be made to the			
5	Governor and the Chairmen of the House			
6	Appropriations and Senate Finance Committees within			
7	six months of the pilot's conclusion.. The Secretary of			
8	Administration shall approve any change in			
9	compensation plans based on pilot programs, prior to			
10	their implementation.			
11	2. Any pilot programs or alternative pay plans			
12	authorized under the provisions of this paragraph shall			
13	provide for average annual salary increases that are no			
14	greater than those authorized in this Item for classified			
15	state employees.			
16	E. The Governor is hereby authorized to transfer funds			
17	from agency appropriations to the accounts of			
18	participating state employees in such amounts as may			
19	be necessary to match the contributions of the qualified			
20	participating employees, consistent with the			
21	requirements of the Code of Virginia governing the			
22	deferred compensation cash match program. Such			
23	transfers shall be made consistent with the following:			
24	1. The maximum cash match provided to eligible			
25	employees shall not be less than \$20.00 per pay period,			
26	or \$40.00 per month. The Governor may direct the			
27	agencies of the Commonwealth to utilize funds			
28	contained within their existing appropriations to meet			
29	these requirements.			
30	2. The Governor may direct agencies supported in			
31	whole or in part with nongeneral funds to utilize			
32	existing agency appropriations to meet these			
33	requirements. Such nongeneral revenues and balances			
34	are hereby appropriated for this purpose, subject to the			
35	provisions of § 4-2.01 b of this act. The use of such			
36	nongeneral funds shall be consistent with any existing			
37	conditions and restrictions otherwise placed upon such			
38	nongeneral funds.			
39	3. Employees who are otherwise eligible but whose 403			
40	(b) provider does not participate in the cash match			
41	program by establishing a 401 (a) account are ineligible			
42	to receive a cash match.			
43	4. The procurement of services related to the			
44	implementation of this program shall be governed by			
45	standards set forth in § 51.1-124.30 C, Code of			
46	Virginia, and shall not be subject to the provisions of			
47	Chapter 7 (§ 11-35 et seq.), Title 11, Code of Virginia.			
48	F. The Secretary of Administration, in conjunction with			
49	the Secretary of Finance, may establish a program that			
50	allows for the sharing of cost savings from improved			
51	productivity and performance with agencies and			
52	employees. Such gain sharing programs require a			
53	management philosophy of open communication			
54	encouraging employee participation; a system which			
55	seeks, evaluates and implements employee input on			
56	increasing productivity; and a formula for measuring			
57	productivity gains and sharing these gains between			

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	employees and the agency. The Department of Human			
2	Resource Management, in conjunction with the			
3	Department of Planning and Budget, shall develop			
4	specific gain sharing program guidelines for use by			
5	agencies. The Department of Human Resource			
6	Management shall provide to the Governor, the			
7	Chairmen of the House Appropriations and Senate			
8	Finance Committees an annual report no later than			
9	October 1 of each year detailing identified savings and			
10	their usage.			
11	G. There is hereby created the Pre-Medicare Eligible			
12	Retiree Health Benefits Trust Fund (the Fund). The			
13	funds of the Pre-Medicare Eligible Retiree Health			
14	Benefits Trust fund shall be deemed separate and			
15	independent trust funds, shall be segregated from all			
16	other funds of the Commonwealth, and shall be			
17	invested and administered solely in the interests of the			
18	participating retirees. Neither the General Assembly			
19	nor any public officer, employee, or agency shall use or			
20	authorize the use of such trust funds for any purpose			
21	other than as provided in law for benefits, refunds, and			
22	administrative expenses. The Fund is established to pay			
23	the health insurance benefits of retirees and their			
24	dependents who are not yet eligible for Medicare under			
25	the plan established under § 2.2-2818. Deposits to the			
26	Fund shall be made from general fund appropriations,			
27	retiree payroll deductions and other retiree payments			
28	together with any earnings on those deposits. Fund			
29	deposits are irrevocable and are not subject to the			
30	claims of creditors. The Department of Human			
31	Resource Management shall use the assistance of the			
32	Virginia Retirement System in establishing, investing,			
33	and maintaining the Fund. The Board of Trustees of the			
34	Virginia Retirement System shall administer and			
35	manage the investment of the Fund as custodian and			
36	provide staff. The Virginia Retirement System shall			
37	invest the Funds in accordance with Article 3.1			
38	(§ 51.1-124.30 et seq.) of Chapter 1 of Title 51.1, and			
39	no officer, director, or member of the Board or of any			
40	advisory committee of the Virginia Retirement System			
41	or any of its tax exempt subsidiary corporations whose			
42	actions are within the standard of care in Article 3.1 of			
43	Chapter 1 of Title 51.1 shall be held personally liable			
44	for losses suffered by the Fund on investments made			
45	under the authority of this chapter. The Fund shall			
46	annually reimburse the Virginia Retirement System for			
47	all reasonable costs incurred and associated, directly			
48	and indirectly, with the administration of this chapter			
49	and management and investment of the Fund.			
50	H.1. The base salary of the following employees shall			
51	be increased by two percent on November 25, 2008;			
52	and an additional two percent on November 25, 2009:			
53	a. Full-time and other classified employees of the			
54	Executive Department subject to the Virginia Personnel			
55	Act;			
56	b. Full-time employees of the Executive Department not			
57	subject to the Virginia Personnel Act, except officials			
58	elected by popular vote;			
59	c. Any official whose salary is listed in § 4-6.01 of this			

ITEM 472.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	act, subject to the ranges specified in the agency head				
2	salary levels in § 4-6.01 e; and				
3	d. Full-time professional staff of the Governor's Office,				
4	the Lieutenant Governor's Office, the Attorney				
5	General's Office, Cabinet Secretaries Offices, including				
6	the Deputy Secretaries, the Virginia Liaison Office, and				
7	the Secretary of the Commonwealth's Office.				
8	e. Heads of agencies in the Legislative Department;				
9	f. Full-time employees in the Legislative Department,				
10	other than officials elected by popular vote; and				
11	g. Secretaries and administrative assistants as provided				
12	for in Item 1 of this act.				
13	h. Judges and Justices in the Judicial Department;				
14	i. Heads of agencies in the Judicial Department; and,				
15	j. Full-time employees in the Judicial Department.				
16	k. Commissioners of the State Corporation Commission				
17	and the Virginia Workers' Compensation Commission,				
18	the Executive Directors of the Virginia College Savings				
19	Plan and the Virginia Office for Protection and				
20	Advocacy, and the Directors of the State Lottery				
21	Department, and the Virginia Retirement System;				
22	l. Full-time employees of the State Corporation				
23	Commission, the Virginia College Savings Plan, the				
24	State Lottery Department, Virginia Workers'				
25	Compensation Commission, the Virginia Retirement				
26	System, and Virginia Office for Protection and				
27	Advocacy.				
28	2.a. Employees in the Executive Department subject to				
29	the Virginia Personnel Act shall receive the salary				
30	increases authorized in this paragraph only if they				
31	attained at least a rating of "Contributor" on their latest				
32	performance evaluation.				
33	b. Salary increases authorized in this paragraph for				
34	employees in the Judicial and Legislative Departments,				
35	employees of Independent agencies, and employees of				
36	the Executive Department not subject to the Virginia				
37	Personnel Act shall be consistent with the provisions of				
38	this paragraph, as determined by the appointing or				
39	governing authority. The appointing or governing				
40	authority shall certify to the Department of Human				
41	Resource Management that employees receiving the				
42	awards are performing at levels at least comparable to				
43	the eligible employees as set out in subparagraph 2.a.				
44	of this paragraph.				
45	3. The Department of Human Resource Management				
46	shall increase the minimum and maximum salary for				
47	each band within the Commonwealth's Classified				
48	Compensation Plan two percent on November 25, 2008,				
49	and an additional two percent on November 25, 2009.				
50	No salary increase shall be granted to any employee as				
51	a result of this action. The department shall develop				
52	policies and procedures to be used in instances where				

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	employees fall below the entry level for a job			
2	classification due to poor performance. Movement			
3	through the revised pay band shall be based on			
4	employee performance.			
5	4. Out of the appropriation for this Item is included			
6	\$23,648,968 the first year and \$67,781,591 the second			
7	year from the general fund to support the general fund			
8	portion of costs associated with the salary increase			
9	provided in this paragraph.			
10	5. The following agency heads, at their discretion, may			
11	utilize agency funds or the funds provided pursuant to			
12	this paragraph to implement the provisions of existing			
13	pay plans provide a base salary increase to their			
14	employees:			
15	a. The heads of agencies in the Legislative and Judicial			
16	Departments;			
17	b. The Commissioners of the State Corporation			
18	Commission and the Virginia Workers' Compensation			
19	Commission;			
20	c. The Attorney General;			
21	d. The Director of the Virginia Retirement System;			
22	e. The Director of the State Lottery Department;			
23	f. The Director of the University of Virginia Medical			
24	Center;			
25	g. The Executive Director of the Virginia College			
26	Savings Plan;			
27	h. The Executive Director of the Virginia Port			
28	Authority; and			
29	i. The Executive Director of the Virginia Office for			
30	Protection and Advocacy.			
31	I. The base rates of pay, and related employee benefits,			
32	for wage employees may be increased by up to two			
33	percent no earlier than November 25, 2008, and an			
34	additional two percent no earlier than November 25,			
35	2009. The cost of such increases for wage employees			
36	shall be borne by existing funds appropriated to each			
37	agency.			
38	J.1. The base salary of the following employees shall			
39	be increased by two percent on December 1, 2008, and			
40	an additional two percent on December 1, 2009:			
41	a. Locally elected constitutional officers;			
42	b. General Registrars and members of local electoral			
43	boards;			
44	c. Full-time employees of locally elected constitutional			
45	officers; and			
46	d. Full-time employees of Community Services Boards,			
47	Centers for Independent Living; secure detention centers			

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	supported by Juvenile Block Grants, juvenile			
2	delinquency prevention and local court service units,			
3	local social services boards, local pretrial services act			
4	and comprehensive community corrections act			
5	employees, and local health departments where a			
6	memorandum of understanding exists with the Virginia			
7	Department of Health.			
8	Z. Out of the appropriation for this Item is included			
9	\$11,507,448 the first year and \$31,464,654 the second			
10	year from the general fund to support the costs			
11	associated with the salary increase provided in this			
12	paragraph.			
13	K. Out of the appropriation for this Item, \$9,574,434			
14	the first year and \$27,441,795 the second year from the			
15	general fund is provided to increase faculty salaries at			
16	institutions of higher education by two percent			
17	effective November 25, 2008, and an additional two			
18	percent effective November 25, 2009. Institutions may			
19	award the salary increase on the basis of merit so as			
20	not to exceed an average of two percent at each			
21	institution each year.			
22	L.1. Out of the appropriation for this Item, amounts			
23	estimated at \$19,111,711 the first year and \$14,757,282			
24	the second year from the general fund shall be			
25	transferred to state agencies and institutions of higher			
26	education to support the general fund portion of costs			
27	associated with changes in the employer's share of			
28	premiums paid for the Commonwealth's health benefit			
29	plans.			
30	2. Notwithstanding any contrary provision of law, the			
31	health benefit plans for state employees resulting from			
32	the additional funding in this Item shall allow for a			
33	portion of employee medical premiums to be charged to			
34	employees.			
35	3. The Department of Human Resources Management			
36	shall explore options within the health insurance plan			
37	for state employees to promote value-based health			
38	choices aimed at creating greater employee satisfaction			
39	with lower overall health care costs. It is the General			
40	Assembly's intent that any savings associated with this			
41	employee health care initiative be retained and used			
42	towards funding state employee salary or fringe benefit			
43	cost increases.			
44	4. Notwithstanding any contrary provision of law,			
45	effective July 1, 2009, the health benefit plans for state			
46	employees shall not provide coverage for lap band and			
47	gastric bypass surgery.			
48	5. For the second year, health insurance premiums			
49	charged to state agencies and active state employees			
50	for the state employee health insurance program shall			
51	remain at the levels charged in the first year. Cost			
52	increases to the state employee health insurance			
53	program above the first year increase shall be			
54	absorbed by excess cash balances in the health			
55	insurance fund.			
56	M. Out of the general fund appropriation for this Item			

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	is included \$1,094,913 the first year and \$1,714,892 the			
2	second year to support the general fund portion of the			
3	costs associated with changes in premiums paid by state			
4	agencies on behalf of their employees for workers			
5	compensation coverage. The Director, Department of			
6	Planning and Budget, is authorized to transfer these			
7	funds to the impacted state agencies based upon new			
8	workers compensation premiums as provided by the			
9	Department of Human Resource Management. Also,			
10	the Director, Department of Planning and Budget, is			
11	authorized to transfer funds between agencies based on			
12	these new premiums.			
13	N. The Commonwealth shall refrain from pre-funding			
14	of the future actuarial liabilities resulting from the			
15	indirect subsidy for early retiree health benefits,			
16	pending the outcome of a review of such health			
17	insurance program by the Department of Human			
18	Resource Management, including the indirect subsidy			
19	therefore. General funds budgeted to state agencies for			
20	this purpose estimated at <del>\$6,711,290</del> \$11,680,611 the			
21	first year and \$7,003,078 the second year shall revert to			
22	this item.			
23	472.10.	Reversion Clearing Account - Employee Benefits		
24		Reversion (23300).....	(\$58,458,756)	(\$60,943,376)
25			(\$61,758,944)	(\$90,324,589)
26		Fund Sources: General.....	(\$58,458,756)	(\$60,943,376)
27			(\$61,758,944)	(\$90,324,589)
28		Authority: Discretionary Inclusion.		
29	A.I. Due to excess balances in the state employee			
30	Health Insurance Fund, the Director of the Department			
31	of Planning and Budget is hereby directed to withhold			
32	and transfer to this Item general fund appropriations of			
33	\$28,896,423 in the first year and \$30,152,770 in the			
34	second year from state agencies and institutions			
35	representing amounts budgeted for the employer			
36	contributions into the state employee health insurance			
37	program. The Director of the Department of Human			
38	Resources Management shall provide a premium credit			
39	to the agencies equal to such transfer along with a			
40	corresponding credit representing savings to agencies			
41	supported in whole or in part from nongeneral funds.			
42	2. For the second year, health insurance premiums			
43	charged to state agencies and active state employees			
44	for the state employee health insurance program shall			
45	remain at the levels charged in the first year. Cost			
46	increases to the state employee health insurance			
47	program above the first year increase shall be			
48	absorbed by the health insurance fund.			
49	B.I. Contribution rates paid to the Virginia Retirement			
50	System (VRS) for the retirement benefits of state			
51	employees, state police officers, state judges, and state			
52	law enforcement officers eligible for the Virginia Law			
53	Officers Retirement System shall be based on a			
54	valuation of retirement assets and liabilities that assume			
55	an investment return of eight percent, a cost of living			
56	increase of three percent, and an amortization period of			
57	30 years.			

ITEM 472.10.	Item Details(\$)		Appropriations(\$)	
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1	2. Retirement contribution rates for <del>each</del> <i>the first year,</i>			
2	excluding the five percent employee portion, shall be:			
3	8.81 percent for public school teachers, 6.23 percent for			
4	state employees, 20.05 percent for state police officers,			
5	14.23 percent for the Virginia Law Officers Retirement			
6	System, and 34.51 percent for the Judicial Retirement			
7	System. <i>Retirement contribution rates for the second</i>			
8	<i>year, excluding the five percent employee portion, shall</i>			
9	<i>be: 8.81 percent for public school teachers, 6.26</i>			
10	<i>percent for state employees, 20.05 percent for state</i>			
11	<i>police officers, 14.23 percent for the Virginia Law</i>			
12	<i>Officers Retirement System, and 34.51 percent for the</i>			
13	<i>Judicial Retirement System.</i>			
14	3. Contribution rates paid on behalf of state employees			
15	to other programs administered by the VRS <i>in the first</i>			
16	<i>year</i> shall be: 0.82 percent for the public employee			
17	group life insurance program, <del>1.94</del> <i>1.79</i> percent for the			
18	Virginia Sickness and Disability Program, and 1.18			
19	percent for the state employee retiree health insurance			
20	credit. <i>Contribution rates paid on behalf of state</i>			
21	<i>employees to other programs administered by the VRS</i>			
22	<i>in the second year shall be: 0.79 percent for the public</i>			
23	<i>employee group life insurance program, 0.80 percent</i>			
24	<i>for the Virginia Sickness and Disability Program, and</i>			
25	<i>1.00 percent for the state employee retiree health</i>			
26	<i>insurance credit.</i>			
27	4. Contribution rates paid on behalf of public school			
28	teachers shall be 1.08 percent <i>in the first year and 1.04</i>			
29	<i>percent in the second year</i> for the teacher retiree health			
30	insurance credit.			
31	C.1. The Director of the Department of Planning and			
32	Budget shall withhold and transfer general fund			
33	amounts estimated at <del>\$12,039,214</del> <i>\$15,339,402</i> the first			
34	year and <del>\$12,559,658</del> <i>\$41,940,871</i> the second year			
35	from the appropriations of state agencies and			
36	institutions of higher learning to this Item, representing			
37	savings from changes in the contribution rates for state			
38	employee benefits as provided for in paragraph B of			
39	this Item.			
40	2. The Director of the Department of Planning and			
41	Budget shall withhold and transfer general fund			
42	amounts estimated at \$78,931 the first year and \$78,931			
43	the second year from the appropriations of the			
44	Compensation Board for reimbursements to			
45	Constitutional Officers to this Item, representing			
46	savings from changes in the contribution rates for VRS			
47	benefits as provided for in paragraph B of this Item.			
48	3. The Director of the Department of Planning and			
49	Budget shall withhold and transfer general fund			
50	amounts estimated at \$17,444,188 the first year and			
51	\$18,152,017 the second year from Item 140 of this act			
52	and transfer to this item, representing the savings that			
53	will be realized from the application of the contribution			
54	rates for public teachers included in paragraph B of this			
55	Item.			
56	4. <i>Effective July 1, 2009, the employer-paid long-term</i>			
57	<i>care coverage program authorized under § 51.1-1135.2,</i>			
58	<i>Code of Virginia, is closed to new members. Every</i>			

ITEM 472.10.	Item Details(\$)		Appropriations(\$)	
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1	<i>"participating employee," as that term is defined in</i>			
2	<i>§ 51.1-1100, Code of Virginia, and every former</i>			
3	<i>participating employee who ported his or her long-term</i>			
4	<i>care coverage after termination of employment, shall be</i>			
5	<i>given a one-time election to continue coverage, at the</i>			
6	<i>benefit level in force as of June 30, 2009 on a</i>			
7	<i>voluntary participant-paid basis. For every person that</i>			
8	<i>exercises the option to continue long-term care</i>			
9	<i>coverage, existing program reserves shall be used to</i>			
10	<i>maintain premiums at levels set by the Board of</i>			
11	<i>Trustees of the Virginia Retirement System. Any claims</i>			
12	<i>incurred on or before June 30, 2009 by participants</i>			
13	<i>shall be paid out of existing program reserves. The</i>			
14	<i>Board of Trustees of the Virginia Retirement System</i>			
15	<i>shall develop policies and procedures for the</i>			
16	<i>administration of this program.</i>			
17	5. Notwithstanding the provisions of § 2.2-3205(A),			
18	Code of Virginia, the terminating agency shall not be			
19	required to pay the Virginia Retirement System (VRS)			
20	the costs of enhanced retirement benefits provided for			
21	in § 2.2-3204(A), Code of Virginia. Instead, the entire			
22	cost of such benefits for involuntarily separated			
23	employees shall be factored into the employer			
24	contribution rates paid to VRS beginning with the June			
25	30, 2009 actuarial valuation.			
26	473. Payments for Special or Unanticipated Expenditures			
27	(75800) .....		\$22,956,806	\$43,016,406
28			\$25,305,454	\$38,781,734
29	Miscellaneous Contingency Reserve Account (75801).....	\$1,500,000	\$1,500,000	
30	Economic Development Assistance (75804).....	\$3,300,000	\$11,400,000	
31	Base Realignment and Closure Assistance (75805).....	\$7,500,000	\$19,500,000	
32	Undistributed Support for Designated State Agency			
33	Activities (75806).....	\$10,656,806	\$10,616,406	
34		\$13,005,454	\$6,381,734	
35	Fund Sources: General .....	\$22,956,806	\$43,016,406	
36		\$25,305,454	\$38,781,734	
37	Authority: Discretionary Inclusion.			
38	A. The Governor is hereby authorized to allocate sums			
39	from this appropriation, in addition to an amount not to			
40	exceed \$2,000,000 from the unappropriated balance			
41	derived by subtracting the general fund appropriations			
42	from the projected general fund revenues in this act, to			
43	provide for supplemental funds pursuant to paragraph D			
44	hereof. Transfers from this Item shall be made only			
45	when (1) sufficient funds are not available within the			
46	agency's appropriation and (2) additional funds must be			
47	provided prior to the end of the next General Assembly			
48	Session.			
49	B.1. The Governor is authorized to allocate from the			
50	unappropriated general fund balance in this act such			
51	amounts as are necessary to provide for unbudgeted			
52	cost increases to state agencies incurred as a result of			
53	actions to enhance homeland security, combat terrorism,			
54	and to provide for costs associated with the payment of			
55	a salary supplement for state classified employees			
56	ordered to active duty as part of a reserve component			
57	of the Armed Forces of the United States or the			
58	Virginia National Guard. Any salary supplement			



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1				
2	provided to state classified employees ordered to active			
3	duty, shall apply only to employees who would			
4	otherwise earn less in salary and other cash allowances			
5	while on active duty as compared to their base salary			
6	as a state classified employee. Guidelines for such			
7	payments shall be developed by the Department of			
8	Human Resource Management in conjunction with the			
	Departments of Accounts and Planning and Budget.			
9	2. The Governor shall submit a report within thirty			
10	days to the Chairmen of House Appropriations and			
11	Senate Finance Committees which itemizes any			
12	disbursements made from this Item for such costs.			
13	3. The governing authority of the agencies listed in this			
14	subparagraph may, at its discretion and from existing			
15	appropriations, provide such payments to their			
16	employees ordered to active duty as part of a reserve			
17	component of the Armed Forces of the United States or			
18	the Virginia National Guard, as are necessary to			
19	provide comparable pay supplements to its employees.			
20	a. Agencies in the Legislative and Judicial Departments;			
21	b. The State Corporation Commission, the Virginia			
22	Workers' Compensation Commission, the Virginia			
23	Retirement System, the State Lottery Department,			
24	Virginia College Savings Plan, and the Virginia Office			
25	for Protection and Advocacy;			
26	c. The Office of the Attorney General and the			
27	Department of Law; and			
28	d. State-supported institutions of higher education.			
29	C. The Governor is authorized to expend from the			
30	unappropriated general fund balance in this act such			
31	amounts as are necessary, up to \$1,500,000, to provide			
32	for indemnity payments to growers, producers, and			
33	owners for losses sustained as a result of an infectious			
34	disease outbreak or natural disaster in livestock and			
35	poultry populations in the Commonwealth. These			
36	indemnity payments will compensate growers,			
37	producers, and owners for a portion of the difference			
38	between the appraised value of each animal destroyed			
39	or slaughtered or animal product destroyed in order to			
40	control or eradicate an animal disease outbreak and the			
41	total of any salvage value plus any compensation paid			
42	by the federal government.			
43	D. Out of the appropriation for this Item is included			
44	\$1,200,000 each year from the general fund to be used			
45	by the Governor as he may determine to be needed for			
46	the following purposes:			
47	1. To address the six conditions listed in § 4-1.03 c 5			
48	of this act.			
49	2. To provide for unbudgeted and unavoidable increases			
50	in costs to state agencies for essential commodities and			
51	services which cannot be absorbed within agency			
52	appropriations to include unbudgeted benefits associated			
53	with Workforce Transition Act requirements.			

ITEM 473.	Item Details(\$)		Appropriations(\$)	
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1	3. To secure federal funds in the event that additional			
2	matching funds are needed for Virginia to participate in			
3	the federal Superfund program.			
4	4. The Department of Planning and Budget shall submit			
5	a quarterly report of any disbursements made from,			
6	commitments made against, and requests made for such			
7	sums authorized for allocation pursuant to this			
8	paragraph to the Chairmen of the House Appropriations			
9	and Senate Finance Committees. This report shall			
10	identify each of the conditions specified in this			
11	paragraph for which the transfer is made.			
12	5. In addition, if the amounts appropriated in this item			
13	are insufficient to meet the unanticipated events			
14	enumerated, the Governor may utilize up to \$1,000,000			
15	in the first year and \$1,000,000 in the second year from			
16	the general fund amounts appropriated for the			
17	Governor's Opportunity Fund for the unanticipated			
18	purposes set forth in paragraph D.1. through paragraph			
19	D.4. of this item.			
20	6. To make additional payments to public institutions of			
21	higher education pursuant to Item 467 of this Act, up			
22	to a maximum of \$1,000,000, in the event that amounts			
23	appropriated for that purpose are insufficient.			
24	7. To provide a payment of up to \$100,000 to the			
25	Military Order of the Purple Heart, for the continued			
26	operation of the National Purple Heart Hall of Honor,			
27	provided that at least half of other states have made			
28	similar grants.			
29	E. Included in this appropriation is \$300,000 each year			
30	from the general fund to pay for private legal services			
31	and the general fund share of unbudgeted costs for			
32	enforcement of the 1998 Tobacco Master Settlement			
33	Agreement. Transfers for private legal services shall be			
34	made by the Director, Department of Planning and			
35	Budget upon prior written authorization of the			
36	Governor or the Attorney General, pursuant to			
37	§ 2.2-510, Code of Virginia or Item 56, Paragraph D of			
38	this act. Transfers for enforcement of the Master			
39	Settlement Agreement shall be made by the Director,			
40	Department of Planning and Budget at the request of			
41	the Attorney General, pursuant to Item 56, Paragraph B			
42	of this act.			
43	F. Any unexpended balance remaining in this Item on			
44	June 30, 2009, shall be carried forward on the books of			
45	the Comptroller and shall be available for expenditure			
46	in the second year of the current biennium. Any			
47	unexpended balance remaining in this Item on June 30,			
48	2010, shall be carried forward on the books of the			
49	Comptroller and shall be available for expenditures in			
50	the next biennium.			
51	G. Notwithstanding the provisions of			
52	§ 58.1-608.3B.(v), Code of Virginia, any municipality			
53	which has issued bonds on or after July 1, 2001, but			
54	before July 1, 2006, to pay the cost, or portion thereof,			
55	of any public facility pursuant to § 58.1-608.3, Code of			
56	Virginia, shall be entitled to all sales tax revenues			
57	generated by transactions taking place in such public			

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1	facility.			
2	H.1. Out of the appropriation for this Item, \$7,500,000			
3	in the first year and \$19,500,000 the second year from			
4	the general fund is included to assist impacted localities			
5	in funding needs associated with the implementation of			
6	and response to the recommendations of the 2005 Base			
7	Realignment and Closure Commission (BRAC) which			
8	were subsequently agreed to by the President and the			
9	United States' Congress. Grants allocated from this			
10	appropriation shall be aimed at fostering collaborative			
11	efforts among state agencies, local governments and			
12	regional entities to address quantifiable costs or impacts			
13	resulting from specific actions to implement the			
14	recommendations of the BRAC or to protect the			
15	Commonwealth's strategic, homeland security, and			
16	economic interests in response to such implementation			
17	and similar actions. Individual grants may be for either			
18	operating or capital expenses but shall be matched by			
19	either cash or in-kind contributions. Moreover, no grant			
20	shall be used to supplant funding currently provided by			
21	other levels of government or by private sources.			
22	2. Notwithstanding 1.B of Chapter 266 of the 2006			
23	Acts of Assembly, any locality in which a United			
24	States Navy Master Jet Base is located may use state			
25	and local funds set aside for this purpose and			
26	administered by the Virginia National Defense			
27	Industrial Authority to mitigate adverse affects on any			
28	military operations caused by the encroachment of			
29	incompatible land uses.			
30	3. The Governor shall approve all grants from this			
31	appropriation based on a written evaluation of the			
32	proposals received. The evaluation shall be prepared by			
33	staff from the Office of Commonwealth Preparedness,			
34	the Office of the Secretary of Commerce and Trade, the			
35	Office of the Secretary of Finance and the Virginia			
36	National Defense Industrial Authority, and among other			
37	factors, shall consider the significance of the impact			
38	being addressed, the likelihood that the proposal will			
39	achieve its intended objective, and the amount and type			
40	of commitment to match state funds. In allocating state			
41	funds, priority shall be given first to any locality in			
42	which a United States Navy Master Jet Base is located,			
43	to assist in the retention of the Defense Advanced			
44	Research Projects Agency to assist in improvements			
45	resulting from the expansion of Fort Lee, and then to			
46	proposals which have regional impact. From the			
47	amounts provided in paragraph H.1. of this item,			
48	\$10,000,000 in the second year shall be provided to			
49	assist in the retention of DARPA and \$2,000,000 in the			
50	second year shall be provided for improvements related			
51	to the expansion of Fort Lee. The Governor shall notify			
52	the chairmen of the House Appropriations Committee			
53	and the Senate Finance Committee of the recipient and			
54	the purpose of each approved grant at least 15 days			
55	prior to the actual distribution of funds.			
56	I. It is the intent of the General Assembly to fulfill the			
57	commitment made to provide incentive payments for			
58	the location of a research-related entity in accordance			
59	with the time frames set out in § 2.2-2240.1 D, Code of			
60	Virginia.			

ITEM 473.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	J. Out of the appropriation for this Item, the Governor			
2	is authorized to expend \$1,300,000 the first year and			
3	\$9,400,000 the second year from the general fund to			
4	provide an incentive for the location of an aerospace			
5	engine manufacturer to the Commonwealth.			
6	K.I. Out of the appropriation for this Item, <del>\$1,151,352</del>			
7	<del>in the first year and \$1,110,952 in the second year from</del>			
8	<del>the general fund is provided for the increased cost of</del>			
9	<del>rent payments for state agencies under the Department</del>			
10	<del>of General Services rent plan at the Seat of</del>			
11	<del>Government.</del>			
12	2I. The Director, Department of Planning and Budget,			
13	is authorized to transfer these funds to the impacted			
14	state agencies and between agencies as required, based			
15	upon new rental rates approved by the Joint Legislative			
16	Audit and Review Commission.			
17	L. Out of the appropriation for this Item, up to			
18	<del>\$9,505,454</del> <i>\$13,005,454</i> the first year and <del>\$9,505,454</del>			
19	<del>\$6,005,454</del> the second year from the general fund is			
20	provided to state agencies for costs incurred as the			
21	result of <del>new</del> <i>changes to decentralized services and</i>			
22	<i>other</i> rates for information technology services charged			
23	by the Virginia Information Technologies Agency. The			
24	Director, Department of Planning and Budget, is			
25	authorized to transfer these funds to the impacted state			
26	agencies based upon information provided by the			
27	Virginia Information Technologies Agency. Also, the			
28	Director, Department of Planning and Budget, is			
29	authorized to transfer funds between Executive Branch			
30	agencies based on these <del>new</del> <i>decentralized</i> rates			
31	approved by the Joint Legislative Audit and Review			
32	Commission. Transfers may be made if current funding			
33	exceeds actual charges.			
34	M. Out of the general fund appropriation for this Item,			
35	the Governor is authorized to expend \$2,000,000 the			
36	first year and \$2,000,000 the second year to provide an			
37	incentive for the location of a research-related entity in			
38	accordance with § 2.2-2240.1, Code of Virginia.			
39	<i>N. Out of the general fund appropriation for this Item</i>			
40	<i>in the second year, the Director, Department of</i>			
41	<i>Planning and Budget, is authorized to transfer</i>			
42	<i>\$376,280 to the impacted agencies listed in this</i>			
43	<i>paragraph. These amounts, previously transferred from</i>			
44	<i>the agencies, cover costs of services for the payroll</i>			
45	<i>services bureau operated by the Department of</i>			
46	<i>Accounts. Beginning in the second year the payroll</i>			
47	<i>services bureau will be an internal service fund and the</i>			
48	<i>agencies will pay for expenses incurred in processing</i>			
49	<i>payroll.</i>			
50	<b>Agency Name</b>		<b>FY 2010</b>	
51	Supreme Court of Virginia		\$22,946	
52	Department of Emergency Management		\$11,359	
53	Department of Human Resource Management		\$6,928	
54	State Board of Elections		\$3,508	
55	Virginia Information Technologies Agency		\$3,491	
56	Virginia Commission for the Arts		\$618	
57	Compensation Board		\$2,665	
58	Department of Taxation		\$133,271	

ITEM 473.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	<i>Department for the Aging</i>			\$1,637
3	<i>Department of Housing and Community Development</i>			\$12,618
4	<i>Department of Labor and Industry</i>			\$13,701
5	<i>Department of Education</i>			\$21,477
6	<i>Library of Virginia</i>			\$19,745
7	<i>Department of Minority Business Enterprise</i>			\$970
8	<i>Department of Business Assistance</i>			\$5,191
9	<i>Department of Historic Resources</i>			\$3,956
10	<i>Department of Medical Assistance Services</i>			\$23,544
11	<i>Department of Correctional Education</i>			\$96,385
12	<i>Virginia Enterprise Applications Program</i>			\$206
13	<i>Commonwealth's Attorneys' Services Council</i>			\$1,030
14	<i>Department of Fire Programs</i>			\$13,980
15				<b>\$376,280</b>
16	474.	A. The Oil Overcharge Expendable Trust Fund shall be		
17		established on the books of the Comptroller and the		
18		interest earned by investment of funds credited to the		
19		Oil Overcharge Expendable Trust Fund shall be		
20		allocated to such fund periodically. This fund represents		
21		the Commonwealth's proportionate share of the		
22		recoveries from the Exxon Corporation, Diamond		
23		Shamrock Refining and Marketing Company, Stripper		
24		Well and the Texaco Corporation litigations, for		
25		petroleum pricing violations between 1973 and 1981.		
26		B.1. Any expenditure involving oil overcharges by the		
27		Exxon Corporation shall be utilized according to		
28		regulations and procedures of the five state energy		
29		conservation and benefits programs specified in the		
30		Warner Amendment (Section 155, P.L. 97-377) to		
31		provide restitution to the broad class of parties injured		
32		by the alleged overcharges. These programs are:		
33		a. Low Income Home Energy Assistance Program, 42		
34		U.S.C. § 8621 et seq.		
35		b. State Energy Conservation Program, 42 U.S.C.		
36		§ 6321 et seq.		
37		c. Energy Extension Service, 42 U.S.C. § 7001 et seq.		
38		d. Institutional Conservation Program, 42 U.S.C. § 6371		
39		et seq.		
40		e. Weatherization Assistance Program, 42 U.S.C.		
41		§ 6861 et seq.		
42		2. Any expenditure involving oil overcharges from the		
43		approved settlement In Re: The Department of Energy		
44		Stripper Well Litigation (MDL No. 378) or the		
45		approved settlement in the case of the Diamond		
46		Shamrock Refining and Marketing Company (Civil		
47		Action No. C2-84-1432) shall be utilized to fund one or		
48		more energy-related programs which are designed to		
49		benefit, directly or indirectly, consumers of petroleum		
50		products. These programs shall be limited to:		
51		a. Administration and operation of the five energy		
52		conservation and benefit programs specified under the		
53		Warner Amendment (Section 155, P.L. 97-377),		
54		b. Those programs approved by the U.S. Department of		

ITEM 474.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Energy's Office of Hearings and Appeals in Subpart V			
2	Refund Proceedings,			
3	c. Those programs referenced in the Chevron consent			
4	order (46 FR 52221), and			
5	d. Such other restitutionary programs approved by the			
6	District Court or the U.S. Department of Energy's			
7	Office of Hearings and Appeals.			
8	C. Before appropriations to the Oil Overcharge			
9	Expendable Trust Fund can be expended, approval for			
10	the use of the funds must be obtained from the United			
11	States Department of Energy. Applications to the			
12	United States Department of Energy must be made			
13	through the Department of Mines, Minerals and Energy.			
14	D. The Governor shall submit such statements and			
15	reports as are required by court orders, settlements, or			
16	the Departments of Energy or Health and Human			
17	Services regarding use(s) of these funds and shall also			
18	report annually to the Chairmen of the House			
19	Appropriations and Senate Finance Committees on the			
20	activities funded by transfers from this Item.			
21	475.			
22			\$300,000	\$1,800,000
				\$3,117,440
23	Fund Sources: General .....	\$300,000	\$1,800,000	
24			\$3,117,440	
25	A. Out of the appropriation for this item, the Director,			
26	Department of Planning and Budget shall transfer			
27	\$300,000 the first year and <del>\$1,800,000</del> \$3,117,440 the			
28	second year to the State Council of Higher Education			
29	for Virginia for the Two-Year College Transfer Grant			
30	Program.			
31	B. Once such funds are transferred, the State Council of			
32	Higher Education for Virginia shall disburse these			
33	funds for full-time students consistent with the			
34	provisions of Chapter 850 and Chapter 899, 2007 Acts			
35	of Assembly.			
36	475.10.			
37	Miscellaneous Reversion Clearing Account (22600) .....		(\$17,500,000)	(\$17,500,000)
38			(\$32,399,579)	(\$14,594,279)
39	Designated Reversions From Agency Appropriations			
40	(22601) .....	(\$17,500,000)	(\$17,500,000)	
		(\$32,399,579)	(\$14,594,279)	
41	Fund Sources: General .....	(\$17,500,000)	(\$17,500,000)	
42		(\$32,399,579)	(\$14,594,279)	
43	Authority: Discretionary Inclusion.			
44	A.1. The head of each agency in the Executive			
45	Department, except for the institutions of higher			
46	education, shall develop a plan for achieving increased			
47	productivity or budgetary savings during the 2008-2010			
48	biennium to be submitted to the Governor no later than			
49	August 1, 2008. Such plans shall not include savings			
50	based on reductions in the nonpersonal service			
51	appropriations for transfer payments (aid to localities)			
52	subject to budget reductions in Item 475.20 of this act.			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 475.10.					
1	The plan shall be in such form as prescribed by the				
2	Governor.				
3	2. Upon approval of the plan by the Governor, general				
4	fund savings identified by these plans estimated at				
5	\$17,500,000 the first year and \$17,500,000 the second				
6	year shall be transferred to this item by the Director,				
7	Department of Planning and Budget. Any agency				
8	general fund appropriations unexpended on June 30,				
9	2008, that state agencies identify to the Director,				
10	Department of Planning and Budget, prior to June 2,				
11	2008, may be reappropriated to state agencies for use to				
12	offset these savings. To qualify for this purpose, such				
13	unexpended appropriations identified by state agencies				
14	must be discretionary in nature and cannot result from				
15	unexpended pass through funding to entities outside of				
16	state government, including aid to local government				
17	payments.				
18	<i>B. Notwithstanding Section 2.2-2813, Code of Virginia,</i>				
19	<i>or any other provision of law, effective July 1, 2009,</i>				
20	<i>executive branch agencies shall not pay per diems to</i>				
21	<i>citizen members of boards or commissions. In the</i>				
22	<i>second year, the Director, Department of Planning and</i>				
23	<i>Budget, shall transfer \$77,022 from agencies' general</i>				
24	<i>fund appropriation to this Item to reflect this purpose.</i>				
25	475.20. Reversion Clearing Account - Aid to Local				
26	Governments (23400).....			(\$50,000,000)	(\$50,000,000)
27	Fund Sources: General.....	(\$50,000,000)	(\$50,000,000)		
28	Authority: Discretionary Inclusion.				
29	A. The purpose of this item is to capture savings in				
30	state aid to local government programs in a manner that				
31	provides localities flexibility in how such savings are				
32	implemented. This reversion is necessary as a result of				
33	the downward adjustment in general fund revenues				
34	caused by the slowing of the Virginia economy.				
35	B. Within 30 days after enactment of this act, the				
36	Director of the Department of Planning and Budget,				
37	shall provide the chief operating officer of each city				
38	and county in the Commonwealth a list of certain state				
39	aid to local government programs along with an				
40	estimate of the general fund amount for each program				
41	that each county and city could expect to receive from				
42	the state during each year of the biennium. The total				
43	amount listed for these programs will serve as the basis				
44	for calculating the savings apportioned to each city and				
45	county for this item. The savings apportionment will be				
46	equal to the percentage of the aggregate general fund				
47	amount for all of these state aid programs in each city				
48	and county totaling \$50,000,000 in each year.				
49	C. Each city and county in the Commonwealth shall				
50	have flexibility in determining how it will implement				
51	the savings apportioned to it. Each city or county can				
52	choose to (1) take the total savings out of one program				
53	included on the list provided by the Department of				
54	Planning and Budget, (2) reduce multiple state aid				
55	programs on a proportional basis or by a specified				
56	percentage reduction, or (3) reimburse the				

ITEM 475.20.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1 Commonwealth in aggregate for their share of the  
 2 savings, thereby keeping the state aid programs at an  
 3 unreduced level. Each locality may also use number 3  
 4 above in combination with 1 or 2. The governing body  
 5 of each city or county shall make its selection and  
 6 certify its choice to the Director, Department of  
 7 Planning and Budget, by August 30, 2008. Within 10  
 8 days of receipt, the Director, Department of Planning  
 9 and Budget, shall review such certification for accuracy  
 10 to ascertain that the required savings apportioned to the  
 11 city or county are obtainable using the selection(s)  
 12 submitted on the certification. Unless, the Director,  
 13 Department of Planning and Budget, finds a  
 14 certification to include savings that are not obtainable  
 15 or sustainable, the certification shall be approved and  
 16 implemented without further delay. In the event that a  
 17 city or county has not submitted or obtained an  
 18 approved certification by October 1, 2008, the Director,  
 19 Department of Planning and Budget, is hereby  
 20 authorized to withhold an amount equivalent to the  
 21 savings apportioned to the affected city or county from  
 22 the aid to local government programs that the Director  
 23 determines are most discretionary and represent general  
 24 purpose aid to the local government in question before  
 25 he begins to withhold any funds from categorical grants  
 26 serving a particular functional area or public service.  
 27 The Director, Department of Planning and Budget, shall  
 28 notify the affected locality of his decision in this regard  
 29 and such decision shall remain in force unless it is  
 30 superseded by the subsequent approval of a certification  
 31 for the affected city or county after October 1, 2008.

32 D. The savings in state aid to local government  
 33 programs identified by each city or county on their  
 34 approved certification (or by the Director, Department  
 35 of Planning and Budget, in absence of an approved  
 36 certification) shall be transferred from the other items  
 37 where such amounts are appropriated in this act to  
 38 offset the reversion amount listed in this item.  
 39 Payments from local governments electing to use option  
 40 (3) above in paragraph C shall be deposited to a  
 41 suspense account which shall be administered pursuant  
 42 to § 3-1.03 Y. of this act.

43 475.25. *Transition Support (70800)* ..... \$0 \$628,965

44 *Fund Sources: General*..... \$0 \$628,965

45 *Authority: Discretionary Inclusion.*

46 *A.1. The Commonwealth's financial support for the*  
 47 *transition is \$508,100 to be allocated as follows:*

	<b>FY 2010</b>
48 <i>Office of the Governor</i>	\$353,600
49 <i>Office of the Lieutenant Governor</i>	\$67,100
51 <i>Office of the Attorney General</i>	\$87,400

52 *2. Included in this Item is \$403,965 the second year*  
 53 *from the general fund for transition support. In*  
 54 *addition, the Department of General Services shall fund*  
 55 *\$104,135 of the transition costs from the rent plan at*  
 56 *the seat of government.*



ITEM 475.25.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. The allocation to agencies performing the transition				
2	support will be based on a plan approved by the				
3	Director, Department of Planning and Budget.				
4	B. Included in this Item is \$225,000 the second year				
5	from the general fund to be transferred to the				
6	Department of General Services to support anticipated				
7	costs for the inauguration on January 16, 2010. Funds				
8	shall be allocated based on a plan approved by the				
9	Director, Department of Planning and Budget.				
10	Total for Central Appropriations.....			<b>\$1,009,614,744</b>	<b>\$1,095,098,176</b>
11				<b>\$946,637,944</b>	<b>\$955,036,670</b>
12	Fund Sources: General.....	\$918,183,315	\$1,003,480,166		
13		\$855,206,515	\$863,418,660		
14	Trust and Agency.....	\$91,431,429	\$91,618,010		
15	TOTAL FOR CENTRAL APPROPRIATIONS.....			<b>\$1,009,614,744</b>	<b>\$1,095,098,176</b>
16				<b>\$946,637,944</b>	<b>\$955,036,670</b>
17	Fund Sources: General.....	\$918,183,315	\$1,003,480,166		
18		\$855,206,515	\$863,418,660		
19	Trust and Agency.....	\$91,431,429	\$91,618,010		
20	TOTAL FOR EXECUTIVE DEPARTMENT.....			<b>\$36,719,429,448</b>	<b>\$37,389,237,325</b>
21				<b>\$36,072,988,921</b>	<b>\$36,650,257,897</b>
22	General Fund Positions.....	51,983.07	51,995.07		
23		50,887.84	50,486.06		
24	Nongeneral Fund Positions.....	59,042.98	59,219.98		
25		58,358.89	58,139.39		
26	Position Level.....	111,026.05	111,215.05		
27		109,246.73	108,625.45		
28	Fund Sources: General.....	\$16,492,050,605	\$17,012,730,431		
29		\$16,059,638,600	\$15,743,865,812		
30	Special.....	\$1,736,493,775	\$1,726,102,196		
31		\$1,742,903,973	\$1,730,762,321		
32	Higher Education Operating.....	\$5,478,504,048	\$5,674,622,127		
33		\$5,514,412,755	\$5,824,732,723		
34	Commonwealth Transportation.....	\$4,128,209,305	\$3,972,350,369		
35		\$3,805,956,738	\$3,641,547,614		
36	Enterprise.....	\$720,719,403	\$735,219,403		
37		\$723,419,403	\$737,919,403		
38	Trust and Agency.....	\$1,897,688,791	\$1,846,525,403		
39		\$1,900,644,766	\$2,185,891,552		
40	Debt Service.....	\$246,595,305	\$257,254,247		
41		\$261,366,959	\$276,382,822		
42	Dedicated Special Revenue.....	\$789,444,413	\$783,737,509		
43		\$794,304,704	\$968,322,490		
44	Federal Trust.....	\$5,229,723,803	\$5,380,695,640		
45		\$5,270,341,023	\$5,540,833,160		

ITEM 476.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
<b>1</b>	<b>INDEPENDENT AGENCIES</b>					
<b>2</b>	<b>§ 1-133. STATE CORPORATION COMMISSION (171)</b>					
<b>3</b>	476.	Regulation of Business Practices (55200) .....			\$57,353,267	\$56,424,577
<b>4</b>		Corporation Commission Clerk's Services (55203) .....	\$9,978,943	\$9,129,340		
<b>5</b>		Regulation of Investment Companies, Products and				
<b>6</b>		Services (55210).....	\$7,309,726	\$6,910,835		
<b>7</b>		Regulation of Financial Institutions (55215).....	\$14,333,044	\$14,128,204		
<b>8</b>		Regulation of Insurance Industry (55216).....	\$25,731,554	\$26,256,198		
<b>9</b>		Fund Sources: Special.....	\$57,353,267	\$56,424,577		
<b>10</b>		Authority: Article IX, Constitution of Virginia; Title				
<b>11</b>		8.9A, Part 4; Title 12.1, Chapter 4; Title 13.1; Title 55,				
<b>12</b>		Chapter 6, Article 6; Title 56, Chapter 15, Article 5;				
<b>13</b>		Title 58.1, Chapter 28; Title 59.1, Chapter 6.1, Code of				
<b>14</b>		Virginia; Title 13.1, Chapter 3.1; Title 38.2; Title 58.1,				
<b>15</b>		Chapter 25; and Title 65.2, Chapter 8, Code of				
<b>16</b>		Virginia.				
<b>17</b>		Out of the amounts appropriated to this Item, the				
<b>18</b>		Commission is authorized to expend an amount not to				
<b>19</b>		exceed \$10,000 the first year and \$10,000 the second				
<b>20</b>		year for the payment of annual membership dues to the				
<b>21</b>		National Conference of Insurance Legislators.				
<b>22</b>	477.	Regulation of Public Utilities (56300).....			\$21,688,777	\$22,617,467
<b>23</b>						\$23,007,467
<b>24</b>		Regulation of Telecommunications Companies (56301)...	\$3,753,582	\$3,966,610		
<b>25</b>		Regulatory Accounting and Policy Issues (56302) .....	\$3,421,408	\$3,554,192		
<b>26</b>		Public Utility Economics and Finance (56303).....	\$2,377,461	\$2,482,434		
<b>27</b>		Utility Safety (56304).....	\$3,812,547	\$3,817,503		
<b>28</b>				\$4,684,987		
<b>29</b>		Regulation of Energy Companies (56305) .....	\$5,309,544	\$5,699,538		
<b>30</b>		Valuation and Taxation of Public Service Companies				
<b>31</b>		(56306) .....	\$3,014,235	\$3,097,190		
<b>32</b>				\$2,619,706		
<b>33</b>		Fund Sources: Special.....	\$20,440,277	\$21,341,245		
<b>34</b>				\$21,230,916		
<b>35</b>		Dedicated Special Revenue.....	\$1,248,500	\$1,276,222		
<b>36</b>				\$1,776,551		
<b>37</b>		Authority: Title 56, Chapter 10, Code of Virginia.				
<b>38</b>	478.	Distribution of Fees From and to Regulated Entities			\$14,090,346	\$14,128,386
<b>39</b>		and Localities (56400).....			\$7,246,687	\$6,856,941
<b>40</b>						
<b>41</b>		Distribution of Uninsured Motorist Fee (56401).....	\$13,574,250	\$13,612,290		
<b>42</b>			\$6,730,591	\$6,340,845		
<b>43</b>		Distribution of Rolling Stock Taxes (56402) .....	\$516,096	\$516,096		
<b>44</b>		Fund Sources: Trust and Agency .....	\$14,090,346	\$14,128,386		
<b>45</b>			\$7,246,687	\$6,856,941		
<b>46</b>		Authority: § 58.1-2652, Code of Virginia.				
<b>47</b>	479.	Administrative and Support Services (59900).....			\$0	\$0
<b>48</b>		Authority: Article IV, Section 14 and Article IX,				
<b>49</b>		Constitution of Virginia; Title 12.1, Code of Virginia.				

ITEM 479.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. Operational costs for this program shall be paid			
2	solely from charges to agency programs.			
3	B. Out of the amounts for this Item, shall be paid the			
4	annual salary of the chairman, \$160,409 from July 1,			
5	2008, <del>to November 24, 2008, \$163,617 from November</del>			
6	<del>25, 2008, to November 24, 2009, and \$166,889 from</del>			
7	<del>November 25, 2009, to June 30, 2010, and for the other</del>			
8	two Commissioners of the State Corporation			
9	Commission, each at \$158,652 from July 1, 2008, <del>to</del>			
10	<del>November 24, 2008, \$161,825 from November 25,</del>			
11	<del>2008, to November 24, 2009, and \$165,062 from</del>			
12	<del>November 25, 2009, to June 30, 2010.</del>			
13	C. Notwithstanding the provisions of § 13.1-775 1 A of			
14	the Code of Virginia, the State Corporation			
15	Commission shall continue the following annual			
16	registration fees for domestic and foreign corporations			
17	to be collected on or after July 1, 2008. The new			
18	annual rates shall be one hundred dollars for every			
19	foreign and domestic corporation authorized to do			
20	business in the Commonwealth whose number of			
21	authorized shares is 5,000 shares or less. Any such			
22	corporation whose number of authorized shares is more			
23	than 5,000 shall pay an annual registration fee of \$100			
24	plus \$30 for each 5,000 shares or fraction thereof in			
25	excess of 5,000 up to a maximum of \$1,700. The			
26	Commission shall deposit these funds into a special			
27	fund and transfer three-fourths of the receipts to the			
28	general fund semiannually.			
29	Total for State Corporation Commission.....		<b>\$93,132,390</b>	<b>\$93,170,430</b>
30			<b>\$86,288,731</b>	<b>\$86,288,985</b>
31	Nongeneral Fund Positions.....	653.00	653.00	
32			658.00	
33	Position Level .....	653.00	653.00	
34			658.00	
35	Fund Sources: Special.....	\$77,793,544	\$77,765,822	
36			\$77,655,493	
37	Trust and Agency .....	\$14,090,346	\$14,128,386	
38		\$7,246,687	\$6,856,941	
39	Dedicated Special Revenue .....	\$1,248,500	\$1,276,222	
40			\$1,776,551	
41	<b>§ 1-134. STATE LOTTERY DEPARTMENT (172)</b>			
42	480. State Lottery Operations (81100).....		\$79,962,842	\$79,962,842
43	Regulation and Law Enforcement (81105).....	\$3,047,261	\$3,047,261	
44	Gaming Operations (81106).....	\$70,275,067	\$70,275,067	
45	Administrative Services (81107) .....	\$6,640,514	\$6,640,514	
46	Fund Sources: Enterprise .....	\$79,962,842	\$79,962,842	
47	Authority: Title 58.1, Chapter 40, Code of Virginia.			
48	Out of the amounts for State Lottery Operations shall			
49	be paid:			
50	1. Reimbursement for compensation and reasonable			
51	expenses of the members of the State Lottery Board in			
52	the performance of their duties, as provided in			
53	§ 2.2-2813, Code of Virginia.			

ITEM 480.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. The total costs for the operation and administration				
2	of the state lottery, pursuant to § 58.1-4022, Code of				
3	Virginia.				
4	3. The costs of informing the public of the purposes of				
5	the Lottery Proceeds Fund, established pursuant to				
6	Article X, Section 7-A, Constitution of Virginia.				
7	481. Disbursement of Lottery Prize Payments (81200) .....			a sum	sufficient
8	Payment of Lottery Prizes (81201) .....	a sum	sufficient		
9	Fund Sources: Enterprise .....	a sum	sufficient		
10	Authority: Title 58.1, Chapter 40, Code of Virginia.				
11	There is hereby appropriated from affected funds in the				
12	state treasury, for payment of prizes awarded by the				
13	state lottery and of commissions to lottery sales agents,				
14	in accordance with law, a sum sufficient.				
15	Total for State Lottery Department.....			<b>\$79,962,842</b>	<b>\$79,962,842</b>
16	Nongeneral Fund Positions.....	309.00	309.00		
17	Position Level .....	309.00	309.00		
18	Fund Sources: Enterprise .....	\$79,962,842	\$79,962,842		
19	<b>§ 1-135. VIRGINIA COLLEGE SAVINGS PLAN (174)</b>				
20	482. Investment, Trust, and Insurance Services (72500)				
21	a sum sufficient, estimated at .....			\$131,169,197	\$146,354,274
22					\$156,354,274
23	Payments to Institutions of Higher Education (72505).....	\$125,000,000	<del>\$140,000,000</del>		
24			\$150,000,000		
25	Investment Services for Virginia Prepaid Education				
26	Program (72506) .....	\$2,867,911	\$2,953,949		
27	Investment Services for Virginia Education Savings				
28	Trust Program (72507) .....	\$3,301,286	\$3,400,325		
29	Fund Sources: Enterprise .....	\$131,169,197	<del>\$146,354,274</del>		
30			\$156,354,274		
31	Authority: Title 23, Chapter 4.9, Code of Virginia.				
32	A. Amounts for Payments to Institutions of Higher				
33	Education represent the payment of benefits to				
34	postsecondary educational institutions on behalf of				
35	program participants, estimated at \$125,000,000 the				
36	first year and <del>\$140,000,000</del> \$150,000,000 the second				
37	year, to be funded from nongeneral funds pursuant to				
38	§ 23-38.76, Code of Virginia.				
39	B. Amounts for Payments to Institutions of Higher				
40	Education cover the current obligations of the Fund as				
41	provided for in Title 23, Chapter 4.9, Code of Virginia.				
42	C. Amounts for Investment Services cover variable or				
43	unpredictable costs of the Virginia Prepaid Education				
44	Program, estimated at \$2,876,911 the first year and				
45	\$2,953,949 the second year, to be funded from				
46	nongeneral funds pursuant to § 23-38.76, Code of				
47	Virginia.				
48	D. Amounts for Trust Services cover variable and				

ITEM 482.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	unpredictable costs of the Virginia Education Savings				
2	Trust, estimated at \$3,301,286 the first year and				
3	\$3,400,325 the second year, to be funded from				
4	nongeneral funds pursuant to § 23-38.76, Code of				
5	Virginia.				
6	483. Information Technology Development and Operations				
7	(82000) .....			\$1,154,943	\$1,154,943
8					\$1,229,943
9	Information Systems Development Services (82004) .....	\$1,154,943	\$1,154,943		
10			\$1,229,943		
11	Fund Sources: Enterprise .....	\$1,154,943	\$1,154,943		
12			\$1,229,943		
13	Authority: Title 23, Chapter 4.9, Code of Virginia.				
14	The Virginia College Savings Plan is authorized to				
15	establish a self-supporting "operational enterprise" fund				
16	to account for the revenues and expenditures of				
17	providing services to other college savings plans				
18	operated under § 529 of the Internal Revenue Code, as				
19	amended, at locations outside of the Commonwealth of				
20	Virginia. Consistent with the self-supporting concept of				
21	an "enterprise fund," revenues from operations				
22	performed for programs outside of Virginia shall exceed				
23	all direct and indirect costs of providing these services.				
24	The board shall set rates charged to meet this				
25	requirement and shall set other policies as may be				
26	appropriate. Revenues and expenses of the fund shall				
27	be accounted for in such a manner as to be auditable				
28	by the Auditor of Public Accounts. Revenues in excess				
29	of expenses shall be retained in the fund to support the				
30	entire program. Additionally, revenues that remain				
31	unexpended on the last day of the previous biennium				
32	and the last day of the first year of the current				
33	biennium shall be reappropriated and allotted for				
34	expenditure in the respective succeeding fiscal year.				
35	484. Administrative and Support Services (79900).....			\$5,160,133	\$5,268,677
36					\$5,868,677
37	General Management and Direction (79901).....	\$5,160,133	\$5,268,677		
38			\$5,868,677		
39	Fund Sources: Enterprise .....	\$5,160,133	\$5,268,677		
40			\$5,868,677		
41	Authority: Title 23, Chapter 4.9, Code of Virginia.				
42	Total for Virginia College Savings Plan.....			\$137,484,273	\$152,777,894
43					\$163,452,894
44	Nongeneral Fund Positions.....	60.00	60.00		
45	Position Level .....	60.00	60.00		
46	Fund Sources: Enterprise .....	\$137,484,273	\$152,777,894		
47			\$163,452,894		

ITEM 485.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 1-136. VIRGINIA RETIREMENT SYSTEM (158)</b>			
<b>2</b> 485.	Personnel Management Services (70400) .....		\$9,476,951	\$9,476,951
<b>3</b>			\$9,426,951	\$9,626,951
<b>4</b>	Administration of Retirement and Insurance Programs			
<b>5</b>	(70415) .....	\$9,476,951	\$9,476,951	
<b>6</b>		\$9,426,951	\$9,626,951	
<b>7</b>	Fund Sources: General .....	\$78,000	\$78,000	
<b>8</b>		\$28,000	\$28,000	
<b>9</b>	Trust and Agency .....	\$9,398,951	\$9,398,951	
<b>10</b>			\$9,598,951	
<b>11</b>	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code			
<b>12</b>	of Virginia.			
<b>13</b>	A. The Board of Trustees of the Virginia Retirement			
<b>14</b>	System is hereby authorized to charge a participation			
<b>15</b>	fee to each employer served by the Virginia Retirement			
<b>16</b>	System for any services provided pursuant to Title 51.1			
<b>17</b>	of the Code of Virginia. The fee shall be utilized to			
<b>18</b>	pay the administrative expenses of all administrative			
<b>19</b>	services, including non-retirement programs. Retirement			
<b>20</b>	contributions required by the Board shall be reduced to			
<b>21</b>	pay such fees in a manner prescribed by the Board of			
<b>22</b>	Trustees.			
<b>23</b>	B. Included in this appropriation is <del>\$78,000</del> \$28,000			
<b>24</b>	each year from the general fund for administrative costs			
<b>25</b>	associated with and contribution supplements for the			
<b>26</b>	Volunteer Firefighters' and Rescue Squad Workers'			
<b>27</b>	Service Award Program.			
<b>28</b>	C. State agencies and institutions of higher education			
<b>29</b>	shall make payments to the Virginia Retirement System			
<b>30</b>	for retirement contributions, Virginia Sickness and			
<b>31</b>	Disability Program contributions, and retiree healthcare			
<b>32</b>	credit contributions on a quarterly basis.			
<b>33</b>	D. Any person included in the membership of a			
<b>34</b>	retirement system provided by Chapter 1 (§ 51.1-124.1			
<b>35</b>	et seq.), 2 (§ 51.1-200 et seq.), 2.1 (§ 51.1-211 et seq.),			
<b>36</b>	or 3 (§ 51.1-300 et seq.) of Title 51.1, Code of			
<b>37</b>	Virginia, who (i) rendered at least 15 years of total			
<b>38</b>	creditable service as a local officer as defined in			
<b>39</b>	§ 51.1-124.3 or as an employee of a local social			
<b>40</b>	services board and (ii) after terminating service as a			
<b>41</b>	local officer or employee of a local social service			
<b>42</b>	board, was employed by a local government that does			
<b>43</b>	not elect to provide a health insurance credit under			
<b>44</b>	§ 51.1-1402, shall be eligible for the credit provided by			
<b>45</b>	§ 51.1-1403, provided that the retired employee is			
<b>46</b>	participating in a health insurance plan. The			
<b>47</b>	Commonwealth shall be charged with the credit as			
<b>48</b>	provided for in subsection A of § 51.1-1403. In such			
<b>49</b>	case, the health insurance credit shall be determined			
<b>50</b>	based upon the amount of state service or service as a			
<b>51</b>	local officer or employee of a local social service			
<b>52</b>	board, whichever is greater.			
<b>53</b>	<i>E. In the second year, as an alternative to the employer</i>			
<b>54</b>	<i>contribution rates certified by the Virginia Retirement</i>			
<b>55</b>	<i>System (VRS) Board of Trustees pursuant to</i>			
<b>56</b>	<i>§ 51.1-145(I), Code of Virginia, rates paid to the VRS</i>			

ITEM 485.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>on behalf of employees of participating political</i>				
2	<i>subdivisions may, at each participating employer's</i>				
3	<i>option, be based on the results of the June 30, 2007</i>				
4	<i>actuarial valuation of assets and liabilities assuming an</i>				
5	<i>investment return of eight percent, a cost of living</i>				
6	<i>increase of three percent, and an amortization period</i>				
7	<i>of 30 years.</i>				
8	486. Investment, Trust, and Insurance Services (72500).....			\$18,180,679	\$18,180,679
9	Investment Management Services (72504) .....	\$18,180,679	\$18,180,679		
10	Fund Sources: Trust and Agency .....	\$18,180,679	\$18,180,679		
11	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code				
12	of Virginia.				
13	In addition to such other powers as shall be vested in				
14	the Board, the Board shall have the full power to				
15	invest, reinvest, and manage the assets of the				
16	Commonwealth Pre-Medicare Eligible Retiree Health				
17	Benefits Trust Fund and the Line of Duty Death and				
18	Health Benefits Trust Fund. The Board shall maintain a				
19	separate accounting for the assets of these funds.				
20	487. Administrative and Support Services (79900).....			\$30,154,167	\$33,629,167
21	General Management and Direction (79901).....	\$10,612,231	\$10,612,231		
22	Information Technology Services (79902).....	\$19,541,936	\$23,016,936		
23	Fund Sources: Trust and Agency .....	\$30,154,167	\$33,629,167		
24	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code				
25	of Virginia.				
26	Out of the amounts appropriated to this Item, the				
27	Director is authorized to expend an amount not to				
28	exceed \$25,000 the first year and \$25,000 the second				
29	year for expenses commonly borne by business				
30	enterprises. Such expenses shall be recorded separately				
31	by the agency.				
32	488. In the event any political subdivision of the				
33	Commonwealth of Virginia participating in the				
34	programs administered by the Virginia Retirement				
35	System fails to remit contributions or other fees and				
36	costs of the programs as duly prescribed, the Board of				
37	Trustees of the Virginia Retirement System shall inform				
38	the State Comptroller and the participating political				
39	subdivision of the delinquent amount. The State				
40	Comptroller shall forthwith transfer such amounts to the				
41	appropriate fund from any non earmarked moneys				
42	otherwise distributable to such political subdivision by				
43	any department or agency of the state.				
44	Total for Virginia Retirement System.....			<del>\$57,811,797</del>	<del>\$61,286,797</del>
45				\$57,761,797	\$61,436,797
46	Nongeneral Fund Positions.....	296.00	297.00		
47	Position Level .....	296.00	297.00		
48	Fund Sources: General .....	\$78,000	\$78,000		
49		\$28,000	\$28,000		
50	Trust and Agency .....	\$57,733,797	\$61,208,797		
51			\$61,408,797		

ITEM 489.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 1-137. VIRGINIA WORKERS' COMPENSATION COMMISSION (191)</b>			
<b>2</b> 489.	Employment Assistance Services (46200).....		\$26,772,131	\$23,358,656
<b>3</b>			\$27,372,131	\$23,958,656
<b>4</b>	Workers Compensation Services (46204).....	\$26,772,131	\$23,358,656	
<b>5</b>		\$27,372,131	\$23,958,656	
<b>6</b>	Fund Sources: Dedicated Special Revenue.....	\$26,772,131	\$23,358,656	
<b>7</b>		\$27,372,131	\$23,958,656	
<b>8</b>	Authority: Title 19.2, Chapters 21.1 and 21.2, Code of			
<b>9</b>	Virginia.			
<b>10</b> 490.	Financial Assistance for Supplemental Assistance			
<b>11</b>	Services (49100).....		\$5,145,575	\$5,145,575
<b>12</b>	Crime Victim Compensation (49104).....	\$5,145,575	\$5,145,575	
<b>13</b>	Fund Sources: Dedicated Special Revenue.....	\$3,945,575	\$3,945,575	
<b>14</b>	Federal Trust.....	\$1,200,000	\$1,200,000	
<b>15</b>	Authority: Title 65.2, Chapter 2; Title 38.2, Chapter 50,			
<b>16</b>	Code of Virginia.			
<b>17</b>	A. Out of the amounts for Workers' Compensation			
<b>18</b>	Services shall be paid the annual salary of the			
<b>19</b>	chairman, \$158,286 from July 1, 2008, to November			
<b>20</b>	24, 2008, \$161,452 from November 25, 2008, to			
<b>21</b>	November 24, 2009, and \$164,681 from November 25,			
<b>22</b>	2009, to June 30, 2010, and for each of the other two			
<b>23</b>	Commissioners of the Virginia Workers' Compensation			
<b>24</b>	Commission, \$155,034 from July 1, 2008, to November			
<b>25</b>	24, 2008, \$158,135 from November 25, 2008, to			
<b>26</b>	November 24, 2009, and \$161,298 from November 25,			
<b>27</b>	2009, to June 30, 2010.			
<b>28</b>	B. In addition, retired Commissioners recalled to active			
<b>29</b>	duty will be paid as authorized by § 17.1-327, Code of			
<b>30</b>	Virginia.			
<b>31</b>	Total for Virginia Workers' Compensation Commission .		\$31,917,706	\$28,504,231
<b>32</b>			\$32,517,706	\$29,104,231
<b>33</b>	Nongeneral Fund Positions.....	216.00	216.00	
<b>34</b>		232.00	232.00	
<b>35</b>	Position Level .....	216.00	216.00	
<b>36</b>		232.00	232.00	
<b>37</b>	Fund Sources: Dedicated Special Revenue.....	\$30,717,706	\$27,304,231	
<b>38</b>		\$31,317,706	\$27,904,231	
<b>39</b>	Federal Trust.....	\$1,200,000	\$1,200,000	
<b>40</b>	<b>§ 1-138. VIRGINIA OFFICE FOR PROTECTION AND ADVOCACY (175)</b>			
<b>41</b> 491.	Protective Services (45300).....		\$3,193,089	\$3,193,089
<b>42</b>	Protection and Advocacy (45307).....	\$3,193,089	\$3,193,089	
<b>43</b>	Fund Sources: General.....	\$247,464	\$247,464	
<b>44</b>	Special.....	\$307,665	\$307,665	
<b>45</b>	Federal Trust.....	\$2,637,960	\$2,637,960	
<b>46</b>	Authority: Title 51.5, Chapter 8.1, Code of Virginia.			
<b>47</b> 492.	A. Included in the federal trust appropriations are			



ITEM 492.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	amounts estimated at \$78,705 the first year and \$78,705				
2	the second year to pay for statewide indirect cost				
3	recoveries of this agency. Actual recoveries of statewide				
4	indirect costs up to the level of these estimates shall be				
5	exempt from payments into the general fund, as				
6	provided in § 4-2.03 of this act. Amounts recovered in				
7	excess of these estimates shall be deposited into the				
8	general fund.				
9	B. Notwithstanding the provisions of § 51.5-39.7, Code				
10	of Virginia, the implementation date for establishing an				
11	ombudsman section in the Virginia Office for				
12	Protection and Advocacy is deferred until July 1, 2010.				
13	Total for Virginia Office for Protection and Advocacy....			<b>\$3,193,089</b>	<b>\$3,193,089</b>
14	General Fund Positions.....	1.88	1.88		
15	Nongeneral Fund Positions.....	33.12	33.12		
16	Position Level .....	35.00	35.00		
17	Fund Sources: General .....	\$247,464	\$247,464		
18	Special.....	\$307,665	\$307,665		
19	Federal Trust.....	\$2,637,960	\$2,637,960		
20	TOTAL FOR INDEPENDENT AGENCIES.....			<b>\$403,502,097</b>	<b>\$418,895,283</b>
21				<b>\$397,208,438</b>	<b>\$423,438,838</b>
22	General Fund Positions.....	1.88	1.88		
23	Nongeneral Fund Positions.....	1,567.12	1,568.12		
24		1,583.12	1,589.12		
25	Position Level .....	1,569.00	1,570.00		
26		1,585.00	1,591.00		
27	Fund Sources: General .....	\$325,464	\$325,464		
28		\$275,464	\$275,464		
29	Special.....	\$78,101,209	\$78,073,487		
30			\$77,963,158		
31	Enterprise .....	\$217,447,115	\$232,740,736		
32			\$243,415,736		
33	Trust and Agency .....	\$71,824,143	\$75,337,183		
34		\$64,980,484	\$68,265,738		
35	Dedicated Special Revenue .....	\$31,966,206	\$28,580,453		
36		\$32,566,206	\$29,680,782		
37	Federal Trust.....	\$3,837,960	\$3,837,960		

ITEM 493.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1 **STATE GRANTS TO NONSTATE ENTITIES**

2 **§ 1-139. STATE GRANTS TO NONSTATE ENTITIES-NONSTATE AGENCIES (986)**

3 493. Financial Assistance for Educational, Cultural,  
4 Community, and Artistic Affairs (14300)..... \$0 \$0

5 Authority: Discretionary Inclusion.

6 A. Grants provided for in this Item shall be  
7 administered by the Department of Historic Resources.  
8 As determined by the department, projects of museums  
9 and historic sites, as provided for in § 10.1-2211,  
10 10.1-2212, and 10.1-2213 of the Code of Virginia, shall  
11 be administered under the provisions of those sections.  
12 Others listed in this Item shall be administered under  
13 the provisions of § 4-5.05 of this act.

14 B. Prior to the distribution of any funds, the  
15 organization or entity shall make application to the  
16 department in a format prescribed by the department.  
17 The application shall state whether grant funds provided  
18 under this item will be used for purposes of operating  
19 support or capital outlay and shall include project and  
20 spending plans. Unless otherwise specified in this item,  
21 the matching share for grants funded from this Item  
22 may be cash or in-kind contributions as requested by  
23 the nonstate organization in its application for state  
24 grant funds, but must be concurrent with the grant  
25 period. The department shall use applicable federal  
26 guidelines assessing the value and eligibility of in-kind  
27 contributions to be used as matching amounts.

28 C.1. Any balances not drawn down by recipient  
29 organizations on June 30, 2010, from appropriations in  
30 this item shall not revert to the general fund, but shall  
31 be carried forward on the books of the Comptroller.  
32 These balances shall remain available for distribution to  
33 affected organizations until June 30, 2011, at which  
34 time any undistributed balances shall revert to the  
35 general fund, except that, in the case of organizations  
36 which have not filed an application to receive their  
37 appropriations by December 1, 2009, the Governor may  
38 direct that the undistributed balances be reverted to the  
39 general fund on that date. The Governor shall report  
40 amounts reverted and the affected organizations in the  
41 2010 Budget Bill.

42 2. The balances indicated for FY 2006 grants for the  
43 following organizations were reverted to the general  
44 fund pursuant to §4-1.05.a.4. of this act, and in  
45 accordance with the preceding paragraph:

46			
47		<i>Grant</i>	<i>Balance</i>
48	<b>Organization</b>	<b>Amount</b>	<b>Reverted</b>
49	Campagna Center Exterior Repairs	\$50,000	\$1,000
50	Christiansburg Institute Museum and Archive	\$25,000	\$79
51	Connor House	\$25,000	\$20,593
52	Dinwiddie Institute	\$12,500	\$12,500
53	Environmental Alliance for Senior Involvement	\$5,000	\$4,376
54	Old Brick House Foundation	\$75,000	\$23,059

ITEM 493.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Paramount Theatre	\$12,500	\$328	
2	Riddick's Folly, Inc	\$4,233	\$4,233	
3	King and Queen Marriott School Project	\$50,000	\$500	
4				
5	3. The balances indicated for FY 2007 grants for the			
6	following organizations were reverted to the general			
7	fund pursuant to §4-1.05.a.4. of this act:			
8				
9		<b>Grant</b>	<b>Balance</b>	
10	<b>Organization</b>	<b>Amount</b>	<b>Reverted</b>	
11	Corrottoman Civic Center	\$20,000	\$20,000	
12	Hampton Roads Arts Trust	\$100,000	\$100,000	
13	Julian Stanley Wise Foundation	\$12,500	\$12,500	
14	Williamsburg Area Performing Arts Center	\$12,500	\$5,500	
15				
16	4. Any undistributed balances for FY 2007 grants for			
17	the following organizations will revert to the general			
18	fund on June 30, 2009:			
19				
20		<b>Grant</b>	<b>Balance</b>	
21	<b>Organization</b>	<b>Amount</b>	<b>to Revert</b>	
22	Autism Center of Virginia	\$12,500	\$12,500	
23	Birthplace of Country Music Alliance	\$600,000	\$45,706	
24	Bristol Fire Museum	\$75,000	\$75,000	
25	Clover Community Center	\$25,000	\$14,300	
26	Connor House	\$100,000	\$100,000	
27	Patrick County Music Association	\$35,000	\$35,000	
28	Pocahontas Train Station	\$25,000	\$1,223	
29	Red Hill, to the Patrick Henry Memorial Foundation	\$5,000	\$5,000	
30	R.E. Lee Commission	\$1,000	\$1,000	
31	Winchester-Frederick County Historical Society	\$20,000	\$1,696	
32	Working Watermen's Memorial	\$2,000	\$2,000	
33				
34	5. Any undistributed balances for FY 2008 grants for			
35	the following organization will revert to the general			
36	fund on June 30, 2009 (balance to revert reflects a five			
37	percent reduction to all FY 2008 nonstate agency			
38	grants under Item 481 of Chapter 847 of the 2007 Acts			
39	of Assembly that has already been transferred to the			
40	general fund):			
41				
42		<b>Grant</b>	<b>Balance to</b>	
43	<b>Organization</b>	<b>Amount</b>	<b>Revert</b>	
44	AARP of Virginia	\$75,000	\$71,250	
45	Benjamin Lomond House, to Prince William County	\$22,500	\$21,375	
46	Brandy Station Foundation	\$15,000	\$3,526	
47	Chatham Train Depot	\$25,000	\$23,750	
48	City of Fredericksburg - Historic Circuit Courthouse	\$350,000	\$107,401	
49	Dismal Swamp Canal Trail, to the City of Chesapeake for	\$50,000	\$47,500	
50	Downing Gross Cultural Arts Center	\$5,000	\$4,750	
51	Dunn's Meadow, to the Town of Abingdon for	\$25,000	\$23,750	
52	Economic Development Authority of Gloucester County	\$25,000	\$23,750	

ITEM 493.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Elizabeth House Project	\$25,000	\$23,750	
2	Endview Plantation	\$37,500	\$35,625	
3	Floyd County Historical Preservation Trust	\$37,500	\$20,663	
4	Freedom Museum	\$25,000	\$23,750	
5	Gadsby's Tavern Museum	\$18,750	\$17,813	
6	Grandma Moses House, to Augusta County for the	\$10,000	\$9,500	
7	Greenway Court	\$50,000	\$47,500	
8	Hampton University Museum Foundation	\$25,000	\$23,750	
9	Historic Blenheim	\$20,000	\$19,000	
10	Historic Petersburg Foundation	\$100,000	\$95,000	
11	Historic Pocahontas, Inc.	\$60,000	\$41,715	
12	James Madison Memorial Foundation	\$25,000	\$23,750	
13	James Monroe Memorial Foundation	\$10,000	\$9,429	
14	Jewish Council for the Aging	\$49,100	\$46,645	
15	Job Education Training Corps	\$30,000	\$8,500	
16	Lee Hall Mansion	\$12,500	\$11,875	
17	Nansemond County Training School Heritage Center	\$150,000	\$91,327	
18	Neediest Kids	\$25,000	\$23,750	
19	Occupational Enterprises, Inc.	\$25,000	\$1,656	
20	Patrick Henry Memorial - Brookneal	\$2,500	\$2,375	
21	Pleasant Grove House, to County of Fluvanna for	\$25,000	\$21,141	
22	Railroad Museum of Virginia, Inc.	\$125,000	\$118,750	
23	Rebecca Vaughan House, to the Southampton County			
24	Historical Society for	\$50,000	\$47,500	
25	Rice's Hotel / Hughlett's Tavern Foundation, Inc.	\$2,500	\$2,375	
26	Scrabble School Presesrvation Foundation	\$12,500	\$11,875	
27	Staunton Performing Arts Center	\$150,000	\$71,896	
28	Stonewall Camp #380, Confederate Monument	\$1,000	\$950	
29	Town of Pulaski - Calfee Park	\$25,000	\$23,750	
30	Vision of Truth Ministries	\$250,000	\$237,500	
31				
32	D. The appropriation to those entities in this Item that			
33	are marked with an asterisk (*) shall not be subject to			
34	the matching requirements of § 4-5.05 of this act.			
35	E. Grants are hereby made to each of the following			
36	organizations and entities subject to the conditions set			
37	forth in paragraphs A., B., C. and D. of this Item:			
38	Total for State Grants to Nonstate Entities-Nonstate			
39	Agencies .....		\$0	\$0
40	TOTAL FOR STATE GRANTS TO NONSTATE			
41	ENTITIES.....		\$0	\$0
42	TOTAL FOR PART 1: OPERATING EXPENSES.....		\$37,634,111,885	\$38,321,677,698
43			\$36,985,385,925	\$37,590,237,301
44	General Fund Positions.....	55,752.16	55,775.16	
45		54,656.93	54,266.15	
46	Nongeneral Fund Positions.....	60,740.60	60,918.60	
47		60,072.51	59,859.01	
48	Position Level .....	116,492.76	116,693.76	
49		114,729.44	114,125.16	
50	Fund Sources: General.....	\$16,965,376,894	\$17,488,664,200	
51		\$16,536,923,115	\$16,222,745,057	
52	Special.....	\$1,827,774,959	\$1,817,337,928	
53		\$1,834,185,157	\$1,821,887,724	
54	Higher Education Operating.....	\$5,478,504,048	\$5,674,622,127	
55		\$5,514,412,755	\$5,824,732,723	
56	Commonwealth Transportation .....	\$4,128,209,305	\$3,972,350,369	

ITEM 493.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1		\$3,805,956,738		\$3,641,547,614
2	Enterprise .....	\$938,166,518	\$967,960,139	
3		\$940,866,518	\$981,335,139	
4	Trust and Agency .....	\$1,969,652,850	\$1,922,002,502	
5		\$1,965,765,166	\$2,254,297,206	
6	Debt Service.....	\$246,595,305	\$257,254,247	
7		\$261,366,959	\$276,382,822	
8	Dedicated Special Revenue .....	\$844,465,858	\$835,148,201	
9		\$849,926,149	\$1,020,833,511	
10	Federal Trust.....	\$5,235,366,148	\$5,386,337,985	
11		\$5,275,983,368	\$5,546,475,505	

Item Details(\$)		Appropriations(\$)	
First Year	Second Year	First Year	Second Year
FY2009	FY2010	FY2009	FY2010

1 **PART 2: CAPITAL PROJECT EXPENSES**

2 **§ 2-0. GENERAL CONDITIONS**

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

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

20 B. The five-digit number following the title of a project  
21 is the code identification number assigned for the life  
22 of the project.

23 C. Except as herein otherwise expressly provided,  
24 appropriations or reappropriations for structures may be  
25 used for the purchase of equipment to be used in the  
26 structures for which the funds are provided, subject to  
27 guidelines prescribed by the Governor.

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

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

38 2. No capital project for which appropriations for  
39 planning are contained in this act, nor any project for  
40 which appropriations for planning have been previously  
41 approved, shall be considered for construction funds  
42 until preliminary plans and cost estimates are reviewed  
43 by the Department of General Services. The purpose of  
44 this review is to avoid unnecessary expenditures for  
45 each project, in the interest of assuring the overall cost  
46 of the project is reasonable in relation to the purpose  
47 intended, regardless of discrete design choices.

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

Item Details(\$)		Appropriations(\$)	
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1 2. Institutions of higher education can expend up to  
2 \$1,000,000 for a single repair or project through the  
3 maintenance reserve appropriation without a separate  
4 appropriation. Such expenditures shall be subject to  
5 rules and regulations prescribed by the Governor. To  
6 the extent an institution of higher education has  
7 identified a potential project that exceeds this threshold  
8 or state agency has identified a potential project that  
9 exceeds the threshold prescribed in the rules or  
10 regulations, the Director, Department of Planning and  
11 Budget, can provide exemptions to the threshold as  
12 long as the project still meets the definition of a  
13 maintenance reserve project as defined by the  
14 Department of Planning and Budget.

15 3. Only facilities supported wholly or in part by the  
16 general fund shall utilize general fund maintenance  
17 reserve appropriations. Facilities supported entirely by  
18 nongeneral funds shall accomplish maintenance through  
19 the use of nongeneral funds.

20 F. Conditions Applicable to Bond Projects

21 1. The General Assembly hereby authorizes the capital  
22 projects listed in §§ 2-41 and 2-42 for the indicated  
23 agencies and institutions of higher education and hereby  
24 appropriates and reappropriates therefore sums from the  
25 sources and in the amount indicated. The issuance of  
26 bonds in a principal amount plus amounts needed to  
27 fund issuance costs, reserve funds, and other financing  
28 expenses, including capitalized interest for any project  
29 listed in §§ 2-41 and 2-42 is hereby authorized.

30 2. The issuance of bonds for any project listed in  
31 § 2-41 is to be separately authorized pursuant to Article  
32 X, Section 9 (c), Constitution of Virginia.

33 3. The issuance of bonds for any project listed in Item  
34 C-179 or C-180 shall be authorized pursuant to § 23-19,  
35 Code of Virginia.

36 4. In the event that the cost of any capital project listed  
37 in §§ 2-41 and 2-42 shall exceed the amount  
38 appropriated therefore, the Director, Department of  
39 Planning and Budget, is hereby authorized, upon  
40 request of the affected institution, to approve an  
41 increase in appropriation authority of not more than ten  
42 percent of the amount designated in §§ 2-41 and 2-42  
43 for such project, from any available nongeneral fund  
44 revenues, provided that such increase shall not  
45 constitute an increase in debt issuance authorization for  
46 such capital project. Furthermore, the Director,  
47 Department of Planning and Budget, is hereby  
48 authorized to approve the expenditure of all interest  
49 earnings derived from the investment of bond proceeds  
50 in addition to the amount designated in §§ 2-41 and  
51 2-42 for such capital project.

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

55 6. Inclusion of a project in this act does not imply a  
56 commitment of state funds for temporary construction

	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	financing. In the absence of such commitment, the			
2	institution may be responsible for securing short-term			
3	financing and covering the costs from other sources of			
4	funds.			
5	7. In the event that the Treasury Board determines not			
6	to finance all or any portion of any project listed in			
7	Item C-179 of § 2-41 of this act with the issuance of			
8	bonds pursuant to Article X, Section 9 (c), Constitution			
9	of Virginia, and notwithstanding any provision of law			
10	to the contrary, this act shall constitute the approval of			
11	the General Assembly to finance all or such portion of			
12	any project listed in Item C-180 under the authorization			
13	of § 2-42 of this act.			
14	8. The General Assembly further declares and directs			
15	that, notwithstanding any other provision of law to the			
16	contrary, 50 percent of the proceeds from the sale of			
17	surplus real property pursuant to § 2.2-1147 et seq.,			
18	Code of Virginia, which pertain to the general fund,			
19	and which were under the control of an institution of			
20	higher education prior to the sale, shall be deposited in			
21	a special fund set up on the books of the Comptroller,			
22	which shall be known as the Higher Education Capital			
23	Projects Fund. Such sums shall be held in reserve, and			
24	may be used, upon appropriation, to pay debt service			
25	on bonds for the 21st Century College Program as			
26	authorized in Item C-7.10 of Chapter 924 of the Acts			
27	of Assembly of 1997.			
28	G. There is hereby reappropriated:			
29	1. The appropriations unexpended at the close of the			
30	previous biennium in the appropriations and			
31	reappropriations in Items C-325 through C-325.10 made			
32	by Chapter 847, Acts of Assembly of 2007, and			
33	2. The appropriations unexpended at the close of the			
34	previous biennium of any amount transferred from			
35	Items C-325 through C-326.10 to any capital project			
36	established by authority of the Governor which			
37	conforms to the conditions in paragraph H below.			
38	H. Upon certification by the Director, Department of			
39	Planning and Budget, there is hereby reappropriated the			
40	appropriations unexpended at the close of the previous			
41	biennium for all authorized capital projects which meet			
42	any of the following conditions:			
43	1. Construction is in progress.			
44	2. Equipment purchases have been authorized by the			
45	Governor but not received.			
46	3. Plans and specifications have been authorized by the			
47	Governor but not completed.			
48	4. Obligations were outstanding at the end of the			
49	previous biennium.			
50	I. The Department of Planning and Budget is hereby			
51	authorized to administratively appropriate any			
52	nongeneral fund component of any capital project			
53	authorized in Chapters 859/827 (2002), Chapters			



Item Details(\$)		Appropriations(\$)	
First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

- 1 884/854 (2002), or Chapters 887/855 (2002).
- 2 J. Alternative Financing
- 3 1. Any agency or institution of the Commonwealth that  
4 would construct, purchase, lease, or exchange a capital  
5 asset by means of an alternative financing mechanism,  
6 such as the Public Private Education Infrastructure Act,  
7 or similar statutory authority, shall provide a report to  
8 the Governor and the Chairmen of the Senate Finance  
9 and House Appropriations Committees no less than 30  
10 days prior to entering into such alternative financing  
11 agreement. This report shall provide:
- 12 a. a description of the purpose to be achieved by the  
13 proposal;
- 14 b. a description of the financing options available,  
15 including the alternative financing, which will delineate  
16 the revenue streams or client populations pledged or  
17 encumbered by the alternative financing;
- 18 c. an analysis of the alternatives clearly setting out the  
19 advantages and disadvantages of each for the  
20 Commonwealth;
- 21 d. an analysis of the alternatives clearly setting out the  
22 advantages and disadvantages of each for the clients of  
23 the agency or institution; and
- 24 e. a recommendation and planned course of action  
25 based on this analysis.
- 26 K. Conditions Applicable to Alternative Financing
- 27 1. The following individuals, and members of their  
28 immediate family, may not engage in an alternative  
29 financing arrangement with any agency or institution of  
30 the Commonwealth, where the potential for financial  
31 gain, or other factors may cause a conflict of interest:
- 32 a. A member of the agency or institution's governing  
33 body;
- 34 b. Any elected or appointed official of the  
35 Commonwealth or its agencies and institutions who  
36 has, or reasonably can be assumed to have, a direct  
37 influence on the approval of the alternative financing  
38 arrangement; or
- 39 c. Any elected or appointed official of a participating  
40 political subdivision, or authority who has, or  
41 reasonably can be assumed to have, a direct influence  
42 on the approval of the alternative financing  
43 arrangement.
- 44 L. The budget bill submitted by the Governor shall  
45 include a synopsis of previous appropriations for capital  
46 projects from the General Assembly and authorizations  
47 by the Governor for such projects.
- 48 M. Appropriations contained in this act for capital  
49 project planning shall be used as specified for each  
50 capital project and construction funding for the project

Item Details(\$)		Appropriations(\$)	
First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1 shall be considered by the General Assembly after  
2 determining that (1) project cost is reasonable; (2) the  
3 project remains a highly-ranked capital priority for the  
4 Commonwealth; and (3) the project is fully justified  
5 from a space and programmatic perspective.

6 N. Any capital project that has received a supplemental  
7 appropriation due to cost overruns must be completed  
8 within the revised budget provided. If a project requires  
9 an additional supplement, the Governor should also  
10 consider reduction in project scope or cancelling the  
11 project before requesting additional appropriations.  
12 Agencies and institutions with nongeneral funds may  
13 bear the costs of additional overruns from nongeneral  
14 funds.

15 O. The Governor shall consider the project life cycle  
16 cost that provides the best long-term benefit to the  
17 Commonwealth when conducting capital project  
18 reviews, design and construction decisions, and project  
19 scope changes.

20 P. The Governor shall provide the Chairmen of the  
21 Senate Finance and House Appropriations Committees  
22 an opportunity to review the six year capital  
23 improvement plan prior to the beginning of each new  
24 biennial budget cycle.

25 Q. On or before June 30, 2009, the State Comptroller  
26 shall revert the following amounts from the agency,  
27 fund code, and project code listed.

Agency Name/Project Title	Fund	Project Code	Amount
Radford University			
Renovate Porterfield Hall	0100	16618	\$467,600
Renovate Porterfield Hall	0817	16618	\$1,378,000
Renovate Whitt Hall	0100	17332	\$4,545,000
Renovate Powell Hall	0100	17333	\$5,948,000
<i>Department of Corrections</i>			
<i>Construct Charlotte County</i>			
<i>Prison</i>	0965	17729	\$7,000,000

37 R. Notwithstanding any requirement to the contrary,  
38 any building, fixture, or structure to be placed, erected  
39 or constructed on, or removed, or demolished from the  
40 property of the Commonwealth of Virginia, Department  
41 of Corrections, shall not be subject to review and  
42 approval of the Art and Architectural Review Board as  
43 contemplated in Code of Virginia § 2.2-2402, et. seq. In  
44 the event the Department seeks to construct a  
45 non-institutional type building not associated with the  
46 daily operation of a correctional facility such as a  
47 Probation & Parole District Office or Regional Office,  
48 the Department shall submit plans for Art and  
49 Architectural Review Board review and approval.

50 S. On or before August 30, 2008, the State Comptroller  
51 shall revert to the general fund an amount estimated at  
52 \$55,000,000 from the following capital projects listed  
53 in the table below by agency, fund code, and project  
54 code; provided however, that the Director, Department  
55 of Planning and Budget, may direct the restoration of  
56 any portion of the reverted amount if the director shall

ITEM C-1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	subsequently verify an unpaid obligation cannot be paid			
2	as a result of this reversion:			
3	Agency Code	Project Code	Fund Code	
4	194	17091	0100	
5	194	17490	0100	
6	199	16937	0100	
7	204	17189	0100	
8	208	16713	0100	
9	208	16792	0100	
10	208	16793	0100	
11	208	17424	0100	
12	208	17494	0100	
13	211	17119	0100	
14	212	16798	0100	
15	212	17306	0100	
16	214	16301	0100	
17	214	16802	0100	
18	214	17017	0100	
19	214	17317	0100	
20	214	17323	0100	
21	215	17325	0100	
22	216	16808	0100	
23	216	16809	0100	
24	217	16813	0100	
25	221	17339	0100	
26	236	16403	0100	
27	236	16825	0100	
28	236	17452	0100	
29	242	16774	0100	
30	246	17362	0100	
31	246	17451	0100	
32	260	16178	0100	
33	260	16501	0100	
34	260	16614	0100	
35	260	16718	0100	
36	260	16837	0100	
37	260	16841	0100	
38	260	16850	0100	
39	268	17489	0100	
40	425	17209	0100	
41	702	17231	0100	
42	720	17140	0100	
43	777	17179	0100	
44	799	16110	0100	
45	799	16113	0100	
46				
47	<b>OFFICE OF ADMINISTRATION</b>			
48	<b>§ 2-1. DEPARTMENT OF GENERAL SERVICES (194)</b>			
49	C-1.	Improvements: State Capitol Renovation and Southern		
50		Extension (16881).....		\$5,500,000
51		Fund Sources: Bond Proceeds .....	\$5,500,000	\$0
52	This Item contains supplemental funding not originally			
53	included in the capital project as authorized in 2003			
54	(Chapter 1042, 2003 Acts of the Assembly). The total			
55	cost of the project with this supplement is			
56	\$109,238,000.			

ITEM C-2.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-2.	Omitted.			
2 C-3.	Omitted.			
3 C-5.	The Department of General Services is hereby granted			
4	approval to enter into a new capital lease or renew an			
5	existing capital lease due to expire during the current			
6	biennium on the behalf of the Department of Social			
7	Services, Department of Rehabilitative Services,			
8	Department of Health, and the Virginia Employment			
9	Commission in the Danville region.			
10 C-5.05.	<i>New Construction: Construct Main Street Centre</i>			
11	<i>Employee Parking Deck (17784).....</i>		\$0	\$15,825,000
12	<i>Fund Sources: Bond Proceeds.....</i>		\$0	\$15,825,000
13	<i>This Item contains supplemental funding for the</i>			
14	<i>construction of the Main Street Centre employee</i>			
15	<i>parking deck authorized in 2008 (Chapter 1, 2008 Acts</i>			
16	<i>of the Assembly, Special Session I). The total cost of</i>			
17	<i>the project with the supplement is \$23,000,000.</i>			
18 C-5.10.	<i>The Department of General Services is authorized to</i>			
19	<i>make any repair or tenant buildout projects at the</i>			
20	<i>Main Street Centre facility up to \$2,000,000 using rent</i>			
21	<i>plan funds. Nongeneral fund revenues and balances</i>			
22	<i>required for this purpose are hereby appropriated.</i>			
23	Total for Department of General Services.....		\$5,500,000	\$0
24				\$15,825,000
25	Fund Sources: Bond Proceeds.....		\$5,500,000	\$0
26				\$15,825,000
27	TOTAL FOR OFFICE OF ADMINISTRATION.....		\$5,500,000	\$0
28				\$15,825,000
29	Fund Sources: Bond Proceeds.....		\$5,500,000	\$0
30				\$15,825,000
31	<b>OFFICE OF AGRICULTURE AND FORESTRY</b>			
32	<b>§ 2-2. DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES (301)</b>			
33 C-6.	New Construction: Construct Eastern Shore Marketing			
34	and Inspection Office (17076).....		\$1,115,000	\$0
35	Fund Sources: Bond Proceeds.....		\$1,115,000	\$0
36 C-7.	Omitted.			
37	Total for Department of Agriculture and Consumer			
38	Services.....		\$1,115,000	\$0
39	Fund Sources: Bond Proceeds.....		\$1,115,000	\$0
40	TOTAL FOR OFFICE OF AGRICULTURE AND			
41	FORESTRY.....		\$1,115,000	\$0
42	Fund Sources: Bond Proceeds.....		\$1,115,000	\$0
43	<b>OFFICE OF COMMERCE AND TRADE</b>			

ITEM C-8.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 2-3. VIRGINIA EMPLOYMENT COMMISSION (182)</b>			
<b>2</b> C-8.	Improvements: Institute One Stop Centers (17527).....		\$3,600,000	\$0
<b>3</b>	Fund Sources: Special.....	\$3,600,000	\$0	
<b>4</b>	Total for Virginia Employment Commission .....		<b>\$3,600,000</b>	<b>\$0</b>
<b>5</b>	Fund Sources: Special.....	\$3,600,000	\$0	
<b>6</b>	TOTAL FOR OFFICE OF COMMERCE AND			
<b>7</b>	TRADE.....		<b>\$3,600,000</b>	<b>\$0</b>
<b>8</b>	Fund Sources: Special.....	\$3,600,000	\$0	
<b>9</b>	<b>OFFICE OF EDUCATION</b>			
<b>10</b> C-9.	Omitted.			
<b>11</b> C-10.	Omitted.			
<b>12</b> C-11.	Omitted.			
<b>13</b>	<b>§ 2-4. CHRISTOPHER NEWPORT UNIVERSITY (242)</b>			
<b>14</b> C-12.	New Construction: Construct University Entrance and			
<b>15</b>	Interior Road (17538).....		\$1,405,000	\$0
<b>16</b>	Fund Sources: Higher Education Operating.....	\$1,405,000	\$0	
<b>17</b> C-13.	New Construction: Construct University Chapel			
<b>18</b>	(17539) .....		\$9,000,000	\$0
<b>19</b>	Fund Sources: Higher Education Operating.....	\$9,000,000	\$0	
<b>20</b> C-14.	New Construction: Construct Ratcliffe Hall Addition			
<b>21</b>	(17567) .....		\$9,350,000	\$0
<b>22</b>	Fund Sources: Higher Education Operating.....	\$1,000,000	\$0	
<b>23</b>	Bond Proceeds .....	\$8,350,000	\$0	
<b>24</b> C-14.10.	New Construction: Construct Residential Housing			
<b>25</b>	(17632) .....		\$13,500,000	\$0
<b>26</b>	Fund Sources: Bond Proceeds .....	\$13,500,000	\$0	
<b>27</b>				
<b>28</b> C-14.20.	Acquisition: Land Acquisition (17633).....		\$14,400,000	\$0
<b>29</b>	Fund Sources: Bond Proceeds .....	\$14,400,000	\$0	
<b>30</b> C-14.30.	Improvements: Renovate and Expand Gosnold Hall			
<b>31</b>	(16828) .....		\$0	\$2,345,000
<b>32</b>	Fund Sources: Bond Proceeds .....	\$0	\$2,345,000	
<b>33</b>	<i>Additional funds provided in this Item are for the</i>			
<b>34</b>	<i>equipment portion of a originally funded capital project</i>			
<b>35</b>	<i>authorized in 2002 (Chapters 827 and 859, 2002 Acts</i>			
<b>36</b>	<i>of Assembly). The total cost of the project with the</i>			
<b>37</b>	<i>supplement is \$31,203,224.</i>			

ITEM C-14.30.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Christopher Newport University.....			\$47,655,000	\$0
2					\$2,345,000
3	Fund Sources: Higher Education Operating.....	\$11,405,000	\$0		
4	Bond Proceeds .....	\$36,250,000	\$0		
5			\$2,345,000		
6	<b>§ 2-5. THE COLLEGE OF WILLIAM AND MARY IN VIRGINIA (204)</b>				
7	C-15. New Construction: Construct Integrated Science Center				
8	(16296) .....			\$11,825,000	\$0
9	Fund Sources: Bond Proceeds .....	\$11,825,000	\$0		
10	This Item contains supplemental funding for the				
11	Integrated Science Center as well as funding for				
12	equipment originally authorized in 2002 (Chapter 814,				
13	2002 Acts of Assembly). A separate administrative				
14	action will reduce \$5,700,000 in private funds. The				
15	total cost of the project with the supplement is				
16	\$65,524,581.				
17	C-16. <del>Improvements: Replace Zable Stadium Systems</del>				
18	<del>(17553) .....</del>			\$2,000,000	\$0
19	<i>Improvements: Improve Intercollegiate Athletic</i>				
20	<i>Facilities (17553)</i>				
21	Fund Sources: Bond Proceeds .....	\$2,000,000	\$0		
22					
23	C-17. Improvements: Renovate the Campus Center and				
24	Trinkle Hall (17554).....			\$35,000,000	\$0
25	Fund Sources: Bond Proceeds .....	\$35,000,000	\$0		
26					
27	C-18. Improvements: Renovate Graduate Student Residence				
28	Halls (17555).....			\$2,500,000	\$0
29	Fund Sources: Bond Proceeds .....	\$2,500,000	\$0		
30					
31	C-19. Omitted.				
32	C-19.05. New Construction: Construct New School of Education				
33	(17586) .....			\$0	\$2,819,000
34	Fund Sources: Bond Proceeds .....	\$0	\$2,819,000		
35	<i>Additional funds provided in this Item are for the</i>				
36	<i>equipment portion of a previously funded capital</i>				
37	<i>project authorized in 2008 (Chapter 1, 2008 Acts of</i>				
38	<i>Assembly, Special Session I). The total cost of the</i>				
39	<i>project with this supplement is \$40,904,000.</i>				
40	C-19.10. New Construction: Expand Small Hall (16784).....			\$0	\$2,248,000
41	Fund Sources: Bond Proceeds .....	\$0	\$2,248,000		
42	<i>Additional funds provided in this Item are for the</i>				
43	<i>equipment portion of a previously funded capital</i>				
44	<i>project authorized in 2002 (Chapters 827 and 859,</i>				
45	<i>2002 Acts of Assembly). The total cost of the project</i>				
46	<i>with this supplement is \$28,281,000.</i>				

ITEM C-19.10.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for The College of William and Mary in Virginia..			\$51,325,000	\$0
2					\$5,067,000
3	Fund Sources: Bond Proceeds .....	\$51,325,000	\$0		
4			\$5,067,000		
5	<b>§ 2-5.1. RICHARD BLAND COLLEGE (241)</b>				
6	C-19.20. New Construction: Construct Science and Technology				
7	Center (17687) .....			\$0	\$1,000,000
8	Fund Sources: Bond Proceeds .....	\$0	\$1,000,000		
9	Additional funds provided in this Item are for the				
10	equipment portion of a previously funded capital				
11	project authorized in 2008 (Chapter 1, 2008 Acts of				
12	Assembly, Special Session I).				
13	Total for Richard Bland College .....			\$0	\$1,000,000
14	Fund Sources: Bond Proceeds .....	\$0	\$1,000,000		
15	<b>§ 2-6. GEORGE MASON UNIVERSITY (247)</b>				
16	C-20. Improvements: Renovate Presidents Park II (17540) .....			\$15,633,000	\$0
17	Fund Sources: Bond Proceeds .....	\$15,633,000	\$0		
18					
19	C-21. New Construction: Construct Performing Arts Building				
20	Addition (17486) .....			\$2,000,000	\$0
21	Fund Sources: Higher Education Operating .....	\$2,000,000	\$0		
22	This Item contains supplemental funding for				
23	construction of an addition to the Fairfax Performing				
24	Arts Building originally authorized in 2006 (Chapter 3,				
25	2006 Acts of Assembly, Special Session I). The total				
26	cost of the project with the supplement is \$11,000,000.				
27	C-22. New Construction: Construct Academic VI and				
28	Research II Facility (17365) .....			\$5,500,000	\$0
29	Fund Sources: Bond Proceeds .....	\$5,500,000	\$0		
30	Additional funds provided in this Item are for the				
31	equipment portion of a previously authorized capital				
32	project authorized in 2002 (Chapters 827 and 859, 2002				
33	Acts of Assembly). The total cost of the project with				
34	the equipment funding is \$61,864,000.				
35	C-23. New Construction: Construct Academic V, Fairfax				
36	Campus (16832) .....			\$4,500,000	\$0
37	Fund Sources: Bond Proceeds .....	\$4,500,000	\$0		
38	Additional funds provided in this Item are for the				
39	equipment portion of a previously authorized capital				
40	project authorized in 2003 (Chapter 3, 2006 Acts of				
41	Assembly, Special Session I). The total cost of the				
42	project with the equipment funding is \$30,228,000.				
43	C-24. New Construction: Construct Physical Education				
44	Addition, Phase II (17368) .....			\$1,000,000	\$0

ITEM C-24.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$1,000,000	\$0		
2	This Item contains supplemental funding for				
3	construction of an addition to the Physical Education				
4	Building, Phase II originally authorized in 2006				
5	(Chapter 3, 2006 Acts of Assembly, Special Session I).				
6	The total cost of the project with the supplement is				
7	\$11,706,000.				
8	C-25. New Construction: Construct Hotel Conference Center				
9	(PPEA) (17374).....			\$10,000,000	\$0
10	Fund Sources: Bond Proceeds .....	\$10,000,000	\$0		
11	This Item contains supplemental funding for				
12	construction of a Hotel Conference Center originally				
13	authorized in 2007 (Chapter 847, 2007 Acts of				
14	Assembly). The total cost of the project with the				
15	supplement is \$50,000,000.				
16	C-26. New Construction: Construct Parking Deck IV (17569) ..			\$27,233,000	\$0
17	Fund Sources: Bond Proceeds .....	\$27,233,000	\$0		
18					
19	C-27. New Construction: Construct Housing VIII (17570) .....			\$102,460,000	\$0
20	Fund Sources: Bond Proceeds .....	\$102,460,000	\$0		
21					
22	C-28. New Construction: Construct Southwest Campus				
23	Dining (17571).....			\$14,639,000	\$0
24	Fund Sources: Bond Proceeds .....	\$14,639,000	\$0		
25					
26	C-29. New Construction: Construct Smithsonian Conservation				
27	& Research Center Housing and Dining (17572) .....			\$20,142,000	\$0
28	Fund Sources: Bond Proceeds .....	\$20,142,000	\$0		
29					
30	C-30. New Construction: Construct Parking Deck III - Phase				
31	II (17573) .....			\$27,237,000	\$0
32	Fund Sources: Bond Proceeds .....	\$27,237,000	\$0		
33	C-31. New Construction: Construct West Campus Connector				
34	and Campus Entrances (17574).....			\$13,922,000	\$0
35	Fund Sources: Bond Proceeds .....	\$13,922,000	\$0		
36	C-32. New Construction: Construct East Campus Fields and				
37	Courts, Phase I (17575).....			\$3,249,000	\$0
38	Fund Sources: Bond Proceeds .....	\$3,249,000	\$0		
39	C-33. New Construction: Construct Tract and Field Stadium				
40	(17576) .....			\$8,320,000	\$0
41	Fund Sources: Bond Proceeds .....	\$8,320,000	\$0		
42	C-34. Improvements: Renovate West Fields (17577).....			\$3,194,000	\$0



ITEM C-34.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$3,194,000	\$0		
2	C-35. New Construction: Construct Fairfax Administration				
3	Building (17579)				
4	George Mason University is hereby granted approval to				
5	enter into a comprehensive agreement with a private				
6	entity, pursuant to the Public-Private Educational				
7	Facilities and Infrastructure Act of 2002, for the				
8	construction of the Fairfax Administration Building.				
9	Authority is also granted to construct the project with				
10	alternative financing, which may include an agreement				
11	of any University related foundation for the design,				
12	construction and financing of the project, and to enter				
13	into a capital lease or leases for any component of the				
14	project that may qualify as a capital lease. If such				
15	project is constructed on land owned by or leased to a				
16	University related foundation, or owned by or leased to				
17	a private entity, such project shall continue to be				
18	exempt from all requirements of any county or city				
19	zoning ordinance. The permitting official for such				
20	project shall be the Bureau of Capital Outlay				
21	Management. George Mason shall identify any				
22	component of the project that qualifies as a capital				
23	lease, and shall report such lease to the Department of				
24	Accounts and the Department of Planning and Budget.				
25	Any such capital lease shall be exempt from the				
26	requirements of Chapter 4-3.03 (b) 2 of the				
27	Appropriation Act.				
28	C-36. New Construction: Expand Prince William Freedom				
29	Center (17580)				
30	George Mason University is hereby granted approval to				
31	enter into a comprehensive agreement with a private				
32	entity, pursuant to the Public-Private Educational				
33	Facilities and Infrastructure Act of 2002, for the				
34	construction of the Prince William Freedom Center				
35	Expansion. Authority is also granted to construct the				
36	project with alternative financing, which may include				
37	an agreement of any University related foundation for				
38	the design, construction and financing of the project,				
39	and to enter into a capital lease or leases for any				
40	component of the project that may qualify as a capital				
41	lease. George Mason shall identify any component of				
42	the project that qualifies as a capital lease, and shall				
43	report such lease to the Department of Accounts and				
44	the Department of Planning and Budget. Any such				
45	capital lease shall be exempt from the requirements of				
46	Chapter 4-3.03 (b) 2 of the Appropriation Act.				
47	C-36.10. New Construction: Belmont Bay Science Center				
48	(17634) .....			\$0	\$1,000,000
49	Fund Sources: Higher Education Operating.....	\$0	\$1,000,000		
50	George Mason University may enter into a capital lease				
51	agreement for a period of up to 20 years at an annual				
52	cost of up to \$1,000,000 from nongeneral funds for the				
53	Belmont Bay Science Center.				
54	C-36.20. New Construction: Construct Biocontainment				
55	Laboratory (17371) .....			\$8,300,000	\$0

ITEM C-36.20.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Higher Education Operating.....	\$2,475,000	\$0		
2	Bond Proceeds .....	\$5,825,000	\$0		
3	C-36.30. <i>New Construction: Construct Arts Facility, Prince</i>				
4	<i>William (16745) .....</i>			\$0	\$1,000,000
5	Fund Sources: Higher Education Operating.....	(\$4,000,000)	\$0		
6	Bond Proceeds .....	\$4,000,000	\$0		
7			\$1,000,000		
8	<i>This Item contains supplemental funding for the</i>				
9	<i>construction of the Prince William Performing Arts</i>				
10	<i>Center, originally authorized in 2002 (Chapter 899,</i>				
11	<i>2002 Acts of Assembly). The total cost of the project</i>				
12	<i>with the supplement is \$50,200,000.</i>				
13	C-36.40. The Point of View ICAR Conference Center shall, to				
14	the extent practicable, be planned and constructed using				
15	on-site septic systems, or if a septic system is not				
16	practicable, shall not include any sewage treatment				
17	facility larger than what is necessary to service the				
18	Point of View ICAR Conference Center and the residue				
19	property in a manner consistent with the existing				
20	comprehensive plan. The state support for the Point of				
21	View ICAR Conference Center project is specified, and				
22	limited to, the amounts detailed in separate capital bond				
23	legislation.				
24	C-36.50. New Construction: Swing Space and Data Center				
25	(17142) .....			\$6,000,000	\$0
26	Fund Sources: Bond Proceeds .....	\$6,000,000	\$0		
27	C-36.55. <i>New Construction: Construct Academic II and Parking,</i>				
28	<i>Arlington Campus (16523) .....</i>			\$0	\$5,000,000
29	<i>Fund Sources: Bond Proceeds .....</i>	\$0	\$5,000,000		
30	<i>Additional funds provided in this Item are for the</i>				
31	<i>equipment portion of a previously authorized capital</i>				
32	<i>project authorized in 2000 (Chapter 1073, 2000 Acts of</i>				
33	<i>Assembly). The total cost of the project with this</i>				
34	<i>supplement is \$79,059,697.</i>				
35	C-36.60. <i>Improvements: Renovate Thompson, West and Pohick</i>				
36	<i>(16607) .....</i>			\$0	\$500,000
37	<i>Fund Sources: Bond Proceeds .....</i>	\$0	\$500,000		
38	<i>Additional funds provided in this Item are for the</i>				
39	<i>equipment portion of a previously authorized capital</i>				
40	<i>project authorized in 2002 (Chapters 827 and 859 2002</i>				
41	<i>Acts of Assembly). The total cost of the project with</i>				
42	<i>this supplement is \$17,446,000.</i>				
43	Total for George Mason University .....			\$273,329,000	\$1,000,000
44					\$7,500,000
45	Fund Sources: Higher Education Operating.....	\$475,000	\$1,000,000		
46	Bond Proceeds .....	\$272,854,000	\$0		
47			\$6,500,000		

ITEM C-37.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 2-7. JAMES MADISON UNIVERSITY (216)</b>			
<b>2</b>	C-37. New Construction: Construct Music Recital Hall			
<b>3</b>	(16807) .....		\$676,000	\$0
<b>4</b>	Fund Sources: Bond Proceeds .....	\$676,000	\$0	
<b>5</b>	Additional funds provided in this Item are for the			
<b>6</b>	equipment portion of a previously funded capital			
<b>7</b>	project authorized in 2003 (Chapters 1042, 2003 Acts			
<b>8</b>	of Assembly). The total cost of this project with this			
<b>9</b>	supplement is \$37,688,915.			
<b>10</b>	C-38. New Construction: Renovate and Expand			
<b>11</b>	Athletics/Recreation (17562) .....		\$50,000,000	\$0
<b>12</b>	Fund Sources: Bond Proceeds .....	\$50,000,000	\$0	
<b>13</b>	C-39. Acquisition: Acquire Rockingham Memorial Hall			
<b>14</b>	(17168) .....		\$18,600,000	\$0
<b>15</b>	Fund Sources: Higher Education Operating.....	\$2,000,000	\$0	
<b>16</b>	Bond Proceeds .....	\$16,600,000	\$0	
<b>17</b>	C-39.05. <i>New Construction: Construct Center for the Arts</i>			
<b>18</b>	<i>(16806) .....</i>		\$0	\$846,000
<b>19</b>	<i>Fund Sources: Bond Proceeds .....</i>	\$0	\$846,000	
<b>20</b>	<i>Additional funds provided in this Item are for the</i>			
<b>21</b>	<i>equipment portion of a previously funded capital</i>			
<b>22</b>	<i>project authorized in 2003 (Chapter 1042, 2003 Acts of</i>			
<b>23</b>	<i>Assembly). The total cost of the project with the</i>			
<b>24</b>	<i>supplement is \$60,035,742.</i>			
<b>25</b>	C-39.10. <i>Acquisition: Acquire Grace Street Property (17793).....</i>		\$0	\$12,000,000
<b>26</b>	<i>Fund Sources: Higher Education Operating.....</i>	\$0	\$6,000,000	
<b>27</b>	<i>Bond Proceeds .....</i>	\$0	\$6,000,000	
<b>28</b>	Total for James Madison University.....		\$69,276,000	\$0
<b>29</b>				\$12,846,000
<b>30</b>	Fund Sources: Higher Education Operating.....	\$2,000,000	\$0	
<b>31</b>			\$6,000,000	
<b>32</b>	Bond Proceeds .....	\$67,276,000	\$0	
<b>33</b>			\$6,846,000	
<b>34</b>	<b>§ 2-8. LONGWOOD UNIVERSITY (214)</b>			
<b>35</b>	C-40. Improvements: Energy Efficient Project (17561)			
<b>36</b>	This Item authorizes the University to enter into an			
<b>37</b>	energy performance contract with an approved energy			
<b>38</b>	services company in order to reduce energy operating			
<b>39</b>	costs in one or more facilities. Prior to entering into			
<b>40</b>	such contract, the University shall submit a financial			
<b>41</b>	feasibility study to the Treasury Board for its review			
<b>42</b>	and approval.			
<b>43</b>	C-40.10. New Construction: Renovate and Expand Bedford Hall			
<b>44</b>	(16802) .....		\$1,900,000	\$0
<b>45</b>	Fund Sources: Bond Proceeds .....	\$1,900,000	\$0	

ITEM C-40.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-40.20. Equipment: Renovate Jarman Building (16301).....			\$1,500,000	\$0
2 Fund Sources: Bond Proceeds .....	\$1,500,000	\$0		
3 Total for Longwood University.....			<b>\$3,400,000</b>	<b>\$0</b>
4 Fund Sources: Bond Proceeds .....	\$3,400,000	\$0		
5	<b>§ 2-9. UNIVERSITY OF MARY WASHINGTON (215)</b>			
6 C-41. Improvements: Renovate Monroe Hall (16803).....			\$1,500,000	\$0
7 Fund Sources: Bond Proceeds .....	\$1,500,000	\$0		
8 Additional funds provided in this Item are for the				
9 equipment portion of a previously funded capital				
10 project authorized in 2002 (Chapters 859, 2002 Acts of				
11 Assembly). The total cost of this project with this				
12 supplement is \$14,041,000.				
13 C-42. Improvements: Lee Hall Renovation (16594) .....			\$750,000	\$0
14 Fund Sources: Bond Proceeds .....	\$750,000	\$0		
15 Additional funds provided in this Item are for the				
16 equipment portion of a previously funded capital				
17 project authorized in 2002 (Chapters 859, 2002 Acts of				
18 Assembly). The total cost of this project with this				
19 supplement is \$19,756,000.				
20 C-43. New Construction: Construct Convocation Center				
21 (17021) .....			\$2,000,000	\$0
22 Fund Sources: Bond Proceeds .....	\$2,000,000	\$0		
23 Additional funds provided in this Item are for the				
24 equipment portion of a previously funded capital				
25 project authorized in 2004 (Chapter 4, 2004 Acts of				
26 Assembly). The total cost of this project with this				
27 supplement is \$26,000,000.				
28 C-44. Improvements: Renovate and Alter Portions of Four				
29 Academic Buildings (16804).....			\$1,000,000	\$0
30 Fund Sources: Bond Proceeds .....	\$1,000,000	\$0		
31 Additional funds provided in this Item are for the				
32 equipment portion of a previously funded capital				
33 project authorized in 2002 (Chapters 859, 2002 Acts of				
34 Assembly). The total cost of this project with this				
35 supplement is \$3,242,000.				
36 C-44.10. New Construction: Construct Melchers Welding				
37 Addition (17628).....			\$0	\$800,000
38 Fund Sources: Higher Education Operating.....	\$0	\$800,000		
39 Total for University of Mary Washington.....			<b>\$5,250,000</b>	<b>\$800,000</b>
40 Fund Sources: Higher Education Operating.....	\$0	\$800,000		
41 Bond Proceeds .....	\$5,250,000	\$0		

ITEM C-45.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 2-10. NORFOLK STATE UNIVERSITY (213)</b>			
<b>2</b>	C-45.	Omitted.		
<b>3</b>	C-46.	A. Subject to the provision of this act, Norfolk State		
<b>4</b>		University is authorized to enter into a written		
<b>5</b>		agreement or agreements with the Norfolk State		
<b>6</b>		University Foundation (NSUF) / Enterprise &		
<b>7</b>		Empowerment Foundation of Norfolk State University		
<b>8</b>		(E2F) for the development of one or more student		
<b>9</b>		housing projects adjacent to campus, subject to the		
<b>10</b>		conditions outlined in the Public-Private Education		
<b>11</b>		Facilities Infrastructure Act of 2002.		
<b>12</b>		B. Norfolk State University is further authorized to		
<b>13</b>		enter into written agreements with NSUF/E2F to		
<b>14</b>		support such student housing facilities; the support may		
<b>15</b>		include agreements to (i) include the student housing		
<b>16</b>		facilities in the university's student housing inventory;		
<b>17</b>		(ii) manage the operation and maintenance of the		
<b>18</b>		facilities, including collection of rental fees as if those		
<b>19</b>		students occupied university-owned housing; (iii) assign		
<b>20</b>		students to the facilities in preference to other		
<b>21</b>		university-owned facilities; (iv) otherwise support the		
<b>22</b>		student housing facilities consistent with law, provided		
<b>23</b>		that the university shall not be required to take any		
<b>24</b>		action that would constitute a breach of the university's		
<b>25</b>		obligations under any documents or other instruments		
<b>26</b>		constituting or securing bonds or other indebtedness of		
<b>27</b>		the university or the Commonwealth of Virginia.		
<b>28</b>	C-46.05.	Improvements: Renovate and Expand Student Center		
<b>29</b>		(16873) .....	\$0	\$7,500,000
<b>30</b>		Fund Sources: Bond Proceeds .....	\$0	\$7,500,000
<b>31</b>		This Item contains supplemental funding for the		
<b>32</b>		renovation and expansion of the Student Center		
<b>33</b>		originally authorized in 2003 (Chapter 1042, 2003 Acts		
<b>34</b>		of Assembly). The total cost of this project with the		
<b>35</b>		supplement is \$42,220,000.		
<b>36</b>		Total for Norfolk State University .....	\$0	\$7,500,000
<b>37</b>		Fund Sources: Bond Proceeds .....	\$0	\$7,500,000
<b>38</b>	<b>§ 2-11. OLD DOMINION UNIVERSITY (221)</b>			
<b>39</b>	C-47.	New Construction: Construct Powhatan Sports		
<b>40</b>		Complex (17483) .....	\$7,207,000	\$0
<b>41</b>				\$4,500,000
<b>42</b>		Fund Sources: Bond Proceeds .....	\$7,207,000	\$0
<b>43</b>				\$4,500,000
<b>44</b>		This Item contains supplemental funding for the		
<b>45</b>		construction of the Powhatan Sports Complex,		
<b>46</b>		originally authorized in 2007 (Chapter 847, 2007 Acts		
<b>47</b>		of Assembly). The total cost of the project with the		
<b>48</b>		supplement is <del>\$36,000,000</del> \$40,500,000.		
<b>49</b>	C-48.	New Construction: Construct Residence Hall, Phase II		
<b>50</b>		(17342) .....	\$34,779,000	\$0

ITEM C-48.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$34,779,000		\$0
2	This Item contains supplemental funding for the			
3	construction of the Residence Hall, Phase II originally			
4	authorized in 2006 (Chapter 3, 2006 Acts of Assembly,			
5	Special Session I). The total cost of the project with			
6	the supplement is \$67,245,000.			
7	C-49. Acquisition: Acquire Additional Property (17345) .....		\$1,970,000	\$0
8	Fund Sources: Higher Education Operating.....	\$1,970,000		\$0
9	This Item contains supplemental funding for the			
10	acquisition of additional property originally authorized			
11	in 2006 (Chapter 3, 2006 Acts of Assembly, Special			
12	Session I). The total cost of the project with the			
13	supplement is \$3,940,000.			
14	C-50. Improvements: Renovate Baseball Stadium (17549).....		\$3,000,000	\$0
15	Fund Sources: Higher Education Operating.....	\$3,000,000		\$0
16				
17	C-50.10. Equipment: Hughes Hall (16821).....		\$1,300,000	\$0
18	Fund Sources: Bond Proceeds .....	\$1,300,000		\$0
19	C-50.20. <i>Improvements: Webb University Center (17640) .....</i>		\$0	\$3,875,000
20	<i>Fund Sources: Bond Proceeds .....</i>	\$0	\$3,875,000	
21	<i>This Item contains supplemental funding for</i>			
22	<i>improvements to the Webb University Center, originally</i>			
23	<i>authorized in 2008 (Chapter 847, 2008 Acts of</i>			
24	<i>Assembly). A separate administrative action will reduce</i>			
25	<i>\$3,875,000 in higher education operating funds. The</i>			
26	<i>total cost of the project will remain at \$8,658,683.</i>			
27	Total for Old Dominion University .....		<b>\$48,256,000</b>	<b>\$0</b>
28				<b>\$8,375,000</b>
29	Fund Sources: Higher Education Operating.....	\$4,970,000		\$0
30	Bond Proceeds .....	\$43,286,000		\$0
31			\$8,375,000	
32	<b>§ 2-12. RADFORD UNIVERSITY (217)</b>			
33	C-51. New Construction: Construct Parking Deck (17532).....		\$11,698,000	\$0
34	Fund Sources: Bond Proceeds .....	\$11,698,000		\$0
35	C-52. New Construction: Construct New Forensic Institute			
36	(17533) .....		\$4,592,000	\$0
37	Fund Sources: Higher Education Operating.....	\$4,592,000		\$0
38	C-53. Acquisition: Acquire Land (17534) .....		\$5,000,000	\$0
39	Fund Sources: Higher Education Operating.....	\$5,000,000		\$0
40	C-54. New Construction: Construct Student Fitness Center			
41	(17563) .....		\$32,000,000	\$0
42	Fund Sources: Bond Proceeds .....	\$32,000,000		\$0

ITEM C-54.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	C-55.	New Construction: Construct Addition to Hurlburt Hall			
2		(17564) .....		\$20,000,000	\$0
3		Fund Sources: Higher Education Operating.....	\$10,000,000	\$0	
4		Bond Proceeds .....	\$10,000,000	\$0	
5	C-56.	New Construction: Construct New Residence Halls			
6		(17565) .....		\$36,000,000	\$0
7		Fund Sources: Bond Proceeds .....	\$36,000,000	\$0	
8	C-57.	Improvements: Renovate Young Hall (16814).....		\$284,000	\$0
9		Fund Sources: Bond Proceeds .....	\$284,000	\$0	
10		Additional funds provided in this Item are for the			
11		equipment portion of a previously funded capital			
12		project authorized in 2002 (Chapters 827 and 859, 2002			
13		Acts of Assembly). The total cost of the project with			
14		the supplement is \$6,000,000.			
15	C-58.	Improvements: Renovate Davis Hall (16865) .....		\$149,000	\$0
16		Fund Sources: Bond Proceeds .....	\$149,000	\$0	
17		Additional funds provided in this Item are for the			
18		equipment portion of a previously funded capital			
19		project authorized in 2002 (Chapters 827 and 859, 2002			
20		Acts of Assembly). The total cost of the project with			
21		the supplement is \$2,000,000.			
22	C-59.	<del>New Construction: Construct College of Business and</del>			
23		<del>Economics Building (17618).....</del>		\$10,000,000	\$0
24		<del>New Construction: Construct New College of Business</del>			
25		<del>(17618)</del>			
26		Fund Sources: Higher Education Operating.....	\$10,000,000	\$0	
27	C-60.	A. Subject to the provisions of this act, the General			
28		Assembly authorizes Radford University, with the			
29		approval of the Governor, to explore and evaluate an			
30		alternative financing scenario to provide additional			
31		parking, student housing, and/or operational related			
32		facilities. The project shall be consistent with the			
33		guidelines of the Department of General Services and			
34		comply with Treasury Board Guidelines issued pursuant			
35		to § 23-19(d)(4), Code of Virginia.			
36		B. The General Assembly authorizes Radford			
37		University to enter into a written agreement with a			
38		public or private entity to design, construct, and finance			
39		a facility or facilities to provide additional parking,			
40		student housing, and/or operational related facilities.			
41		The facility or facilities may be located on property			
42		owned by the Commonwealth. All project proposals			
43		and approvals shall be in accordance with the			
44		guidelines cited in paragraph 1 of this Item. Radford			
45		University is also authorized to enter into a written			
46		agreement with the public or private entity to lease all			
47		or a portion of the facilities.			
48		C. The General Assembly further authorizes Radford			
49		University to enter into a written agreement with the			
50		public or private entity for the support of such parking,			

ITEM C-60.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	student housing, and/or operational related facilities by				
2	including the facilities in the university's facility				
3	inventory and managing their operation and				
4	maintenance; by assigning parking authorizations,				
5	students, and/or operations to the facility or facilities in				
6	preference to other university facilities; by restricting				
7	construction of competing projects; and by otherwise				
8	supporting the facilities consistent with law, provided				
9	that the university shall not be required to take any				
10	action that would constitute a breach of the university's				
11	obligations under any documents or other instruments				
12	constituting or securing bonds or other indebtedness of				
13	the university or the Commonwealth of Virginia.				
14	C-60.05. <i>Improvements: Renovate Heth Hall (17334)</i> .....			\$0	\$7,076,000
15	<i>Fund Sources: Bond Proceeds</i> .....	\$0	\$7,076,000		
16	Total for Radford University.....			\$119,723,000	\$0
17					\$7,076,000
18	Fund Sources: Higher Education Operating.....	\$29,592,000	\$0		
19	Bond Proceeds.....	\$90,131,000	\$0		
20			\$7,076,000		
21	<b>§ 2-13. UNIVERSITY OF VIRGINIA (207)</b>				
22	C-61. New Construction: Construct Information Technology				
23	and Communications Data Center (17578).....			\$13,061,000	\$0
24	Fund Sources: Higher Education Operating.....	\$161,000	\$0		
25	Bond Proceeds.....	\$12,900,000	\$0		
26					
27	C-62. Improvements: Expand Central Grounds Chiller				
28	(17528).....			\$5,700,000	\$0
29	Fund Sources: Higher Education Operating.....	\$5,700,000	\$0		
30					
31	C-63. New Construction: Medical Research Building (MR-6)				
32	(16282).....			\$765,000	\$0
33	Fund Sources: Bond Proceeds.....	\$765,000	\$0		
34	Additional funds provided in this Item are for the				
35	equipment portion of a previously authorized capital				
36	project authorized in 1999 (Chapter 935, 1999 Acts of				
37	Assembly). The total cost of the project with the				
38	equipment funding is \$84,100,000.				
39	C-63.05. <i>New Construction: Arts and Sciences Building (16528)</i> ...			\$0	\$716,000
40	<i>Fund Sources: Bond Proceeds</i> .....	\$0	\$716,000		
41	<i>Additional funds provided in this Item are for the</i>				
42	<i>equipment portion of a previously authorized capital</i>				
43	<i>project authorized in 2000 (Chapter 1073, 2000 Acts of</i>				
44	<i>Assembly). The total cost of the project with this</i>				
45	<i>supplement is \$105,716,000.</i>				
46	C-63.06. <i>New Construction: Construct Alderman Road Housing,</i>				
47	<i>Phase II (17794)</i> .....			\$0	\$8,900,000



ITEM C-63.06.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds.....	\$0	\$8,900,000		
2	Total for University of Virginia.....			\$19,526,000	\$0
3					\$9,616,000
4	Fund Sources: Higher Education Operating.....	\$5,861,000	\$0		
5	Bond Proceeds.....	\$13,665,000	\$0		
6			\$9,616,000		
7	<b>§ 2-13.1. UNIVERSITY OF VIRGINIA MEDICAL CENTER (209)</b>				
8	C-63.07. Improvements: Renovate and Equip Medical Center				
9	Facilities (17795).....			\$0	\$40,000,000
10	Fund Sources: Bond Proceeds.....	\$0	\$40,000,000		
11	Total for University of Virginia Medical Center.....			\$0	\$40,000,000
12	Fund Sources: Bond Proceeds.....	\$0	\$40,000,000		
13	<b>§ 2-13.2. UNIVERSITY OF VIRGINIA'S COLLEGE AT WISE (246)</b>				
14	C-63.10. New Construction: Renovate and Expand Drama				
15	Building (16830).....			\$0	\$735,000
16	Fund Sources: Bond Proceeds.....	\$0	\$735,000		
17	Additional funds provided in this Item are for the				
18	equipment portion of a previously authorized capital				
19	project authorized in 2002 (Chapters 827 and 859,				
20	Acts of Assembly). The total cost of the project with				
21	the supplement is \$15,155,667.				
22	Total for University of Virginia's College at Wise.....			\$0	\$735,000
23	Fund Sources: Bond Proceeds.....	\$0	\$735,000		
24	<b>§ 2-14. VIRGINIA COMMONWEALTH UNIVERSITY (236)</b>				
25	C-64. New Construction: Construct Monroe Park Campus				
26	Addition Art Gallery, Phase I (17535).....			\$19,394,000	\$0
27	Fund Sources: Higher Education Operating.....	\$19,394,000	\$0		
28					
29	C-65. New Construction: Construct Executive Conference				
30	Center, Monroe Park Campus Addition (17536).....			\$33,957,000	\$0
31	Fund Sources: Bond Proceeds.....	\$33,957,000	\$0		
32					
33	C-66. New Construction: Construct Belvidere and Grace				
34	Street Parking Deck I (17566).....			\$14,942,000	\$0
35	New Construction: Construct West Grace Street				
36	Parking Deck (17566).....			\$27,581,000	
37	Fund Sources: Higher Education Operating.....	\$3,331,000	\$0		
38	Bond Proceeds.....	\$14,942,000	\$0		
39		\$24,250,000			
40					
41	C-67. New Construction: Construct Medical Sciences				
42	Building, Phase II (16721).....			\$3,700,000	\$0

ITEM C-67.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$3,700,000	\$0		
2	Additional funds provided in this Item are for the				
3	equipment portion of a previously authorized capital				
4	project authorized in 2002 (Chapters 827 and 859, 2002				
5	Acts of Assembly). The total cost of the project with				
6	the equipment funding is \$68,629,634.				
7	C-67.05. <i>New Construction: Construct New School of Medicine,</i>				
8	<i>Phase I (17683).....</i>			\$0	\$58,436,000
9	<i>Fund Sources: Bond Proceeds .....</i>	\$0	\$58,436,000		
10	<i>This Item contains supplemental funding for the</i>				
11	<i>construction of the new School of Medicine, originally</i>				
12	<i>authorized in 2008 (Chapter 1, 2008 Acts of</i>				
13	<i>Assembly). The total cost of the project with the</i>				
14	<i>supplement is \$116,436,000.</i>				
15	C-67.10. <i>Improvements: Renovate Massey Cancer Center</i>				
16	<i>Laboratory Support (17685).....</i>			\$0	\$5,013,000
17	<i>Fund Sources: Bond Proceeds .....</i>	\$0	\$5,013,000		
18	Total for Virginia Commonwealth University.....			<b>\$71,993,000</b>	<b>\$0</b>
19				<b>\$84,632,000</b>	<b>\$63,449,000</b>
20	Fund Sources: Higher Education Operating.....	\$19,394,000	\$0		
21		\$22,725,000			
22	Bond Proceeds .....	\$52,599,000	\$0		
23		\$61,907,000	\$63,449,000		
24	<b>§ 2-15. VIRGINIA COMMUNITY COLLEGE SYSTEM (260)</b>				
25	C-68. Improvements: Supplemental Funding for Previously				
26	Authorized Capital Projects (17167).....			\$35,000,000	\$0
27	Fund Sources: Trust and Agency .....	\$35,000,000	\$0		
28	This item contains supplemental funding for the				
29	nongeneral fund portion of a previously approved				
30	project as originally authorized Chapter 951, 2005 Acts				
31	of Assembly. The total amount of this appropriation is				
32	\$35,000,000.				
33	C-69. New Construction: Construct Phase III Buildings,				
34	Loudoun Campus, Northern Virginia (17377).....			\$8,600,000	\$0
35	Fund Sources: Bond Proceeds .....	\$8,600,000	\$0		
36	Additional funds provided in this Item are for the				
37	equipment portion of a previously authorized capital				
38	project approved in 2006 (Chapter 3, 2006 Acts of				
39	Assembly, Special Session I). The total cost of the				
40	project with the supplement is \$39,765,000.				
41	C-70. New Construction: Construct Phase I of Regional				
42	Health Professions Center, Virginia Beach Campus,				
43	Tidewater (17378).....			\$8,200,000	\$0
44	Fund Sources: Bond Proceeds .....	\$8,200,000	\$0		
45	Additional funds provided in this Item are for the				
46	equipment portion of a previously authorized capital				

ITEM C-70.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	project approved in 2006 (Chapter 3, 2006 Acts of				
2	Assembly, Special Session I). The total cost of the				
3	project with the supplement is \$29,560,000.				
4	C-71. New Construction: Construct Phase II Building,				
5	Midlothian Campus, John Tyler (17386).....			\$2,800,000	\$0
6	Fund Sources: Bond Proceeds .....	\$2,800,000	\$0		
7	Additional funds provided in this Item are for the				
8	equipment portion of a previously authorized capital				
9	project approved in 2006 (Chapter 3, 2006 Acts of				
10	Assembly, Special Session I). The total cost of the				
11	project with the supplement is \$23,993,000.				
12	C-72. New Construction: Construct Phase VI Academic				
13	Building, Annandale Campus, Northern Virginia				
14	(17387) .....			\$6,100,000	\$0
15	Fund Sources: Bond Proceeds .....	\$6,100,000	\$0		
16	Additional funds provided in this Item are for the				
17	equipment portion of a previously authorized capital				
18	project approved in 2006 (Chapter 3, 2006 Acts of				
19	Assembly, Special Session I). The total cost of the				
20	project with the supplement is \$35,429,000.				
21	C-73. Improvements: Renovate Science Building, Annandale				
22	Campus, Northern Virginia (16178) .....			\$700,000	\$0
23	Fund Sources: Bond Proceeds .....	\$700,000	\$0		
24	Additional funds provided in this Item are for the				
25	equipment portion of a previously authorized capital				
26	project approved in 1999 (Chapter 935, 1999 Acts of				
27	Assembly). The total cost of the project with the				
28	supplement is \$20,451,103.				
29	C-74. New Construction: Construct Historic Triangle				
30	Campus, Thomas Nelson (16837).....			\$5,640,000	\$0
31	Fund Sources: Bond Proceeds .....	\$5,640,000	\$0		
32	Additional funds provided in this Item are for the				
33	equipment portion of a previously authorized capital				
34	project approved in 2002 (Chapters 857 and 859, 2002				
35	Acts of Assembly). The total cost of the project with				
36	the supplement is \$31,304,137.				
37	C-74.10. Equipment: Equipment for Dental Hygiene Facility,				
38	Thomas Nelson Community College (17635).....			\$2,400,000	\$0
39	Fund Sources: Bond Proceeds .....	\$2,400,000	\$0		
40	C-75. Improvements: Renovate Hobbs (Suffolk) Campus,				
41	Paul D. Camp (17388).....			\$210,000	\$0
42	Fund Sources: Bond Proceeds .....	\$210,000	\$0		
43	Additional funds provided in this Item are for the				
44	equipment portion of a previously funded capital				
45	project authorized in 2004 (Chapter 4, 2004 Acts of				
46	Assembly, Special Session I). The total cost of the				
47	project with this supplement is \$2,154,000.				

ITEM C-75.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-76.	New Construction: Construct Tri-Cities Higher			
2	Education Center (17488).....		\$900,000	\$0
3	Fund Sources: Bond Proceeds .....		\$900,000	\$0
4	Additional funds provided in this Item are for the			
5	equipment portion of a previously funded capital			
6	project authorized in 2004 (Chapter 4, 2004 Acts of			
7	Assembly, Special Session I). The total cost of the			
8	project with this supplement is \$1,743,290.			
9 C-77.	New Construction: Construct Student Center,			
10	Portsmouth Campus, Tidewater (17397).....		\$5,406,000	\$0
11	Fund Sources: Higher Education Operating.....		\$1,100,000	\$0
12	Bond Proceeds .....		\$4,306,000	\$0
13	Additional funds provided in this Item are for the			
14	equipment portion of a previously authorized capital			
15	project, approved in 2006, (Chapter 3, 2006 Acts of			
16	Assembly). The total cost of the project with this			
17	supplement is \$15,190,000.			
18 C-78.	New Construction: Construct West Access Way,			
19	Reconfigure West Roadway, Blue Ridge (17621) .....		\$780,000	\$0
20	Fund Sources: Trust and Agency .....		\$780,000	\$0
21 C-79.	New Construction: Construct Regional Storm Water			
22	Detention Facility, Patrick Henry (17622).....		\$259,000	\$0
23	Fund Sources: Trust and Agency .....		\$259,000	\$0
24 C-80.	New Construction: Construct Historic Triangle Parking			
25	Lot, Phase II, Thomas Nelson (17623).....		\$5,658,000	\$0
26	Fund Sources: Trust and Agency .....		\$5,658,000	\$0
27 C-81.	New Construction: Construct Welcome Center Visitor			
28	Entrance and Parking, Hampton Campus, Thomas			
29	Nelson (17624).....		\$6,118,000	\$0
30	Fund Sources: Trust and Agency .....		\$6,118,000	\$0
31 C-81.10.	Improvements: Supplement Rockbridge Regional			
32	Center, Dabney S. Lancaster Community College			
33	(17639) .....		\$75,000	\$0
34	Fund Sources: Bond Proceeds .....		\$75,000	\$0
35 C-81.20.	Equipment: Equipment, Booth Center, Southwest			
36	Virginia Community College (17636) .....		\$979,373	\$0
37	Fund Sources: Bond Proceeds .....		\$979,373	\$0
38 C-81.30.	New Construction: Construct Student Center,			
39	Chesapeake Campus, Tidewater (17625).....		\$20,753,000	\$0
40	Fund Sources: Bond Proceeds .....		\$20,753,000	\$0
41 C-81.40.	New Construction: Construct Student Center, Virginia			
42	Beach Campus, Tidewater (17067).....		\$6,560,000	\$0

ITEM C-81.40.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Higher Education Operating.....	\$3,657,000	\$0		
2	Bond Proceeds .....	\$2,903,000	\$0		
3	C-81.50. New Construction: Construct Student Center, Norfolk				
4	Campus, Tidewater (17068) .....			\$3,825,000	\$0
5	Fund Sources: Higher Education Operating.....	\$2,162,000	\$0		
6	Bond Proceeds .....	\$1,663,000	\$0		
7	C-81.55. New Construction: Academic Building Phase III,				
8	Manassas Campus, Northern Virginia Community				
9	College (17501).....			\$0	\$6,059,000
10	Fund Sources: Bond Proceeds .....	\$0	\$6,059,000		
11	<i>Additional funds provided in this Item are for the</i>				
12	<i>equipment portion of a previously funded capital</i>				
13	<i>project authorized in 2007 (Chapter 847, 2007 Acts of</i>				
14	<i>Assembly). The total cost of the project with equipment</i>				
15	<i>is \$29,854,200.</i>				
16	C-81.56. New Construction: Construct Student Recreation				
17	Center, Blue Ridge (17785).....			\$0	\$10,698,000
18	Fund Sources: Bond Proceeds .....	\$0	\$10,698,000		
19	C-81.57. New Construction: Construct Exterior Multi Use Plaza,				
20	Virginia Western (17786) .....			\$0	\$2,000,000
21	Fund Sources: Trust and Agency.....	\$0	\$2,000,000		
22	C-81.58. New Construction: Construct Academic Building,				
23	Chesapeake Campus, Tidewater (17787).....			\$0	\$4,925,000
24	Fund Sources: Bond Proceeds .....	\$0	\$4,925,000		
25	C-81.59. New Construction: Construct Technical Education				
26	Building, Rappahannock (17788).....			\$0	\$22,491,000
27	Fund Sources: Trust and Agency.....	\$0	\$22,491,000		
28	C-81.60. New Construction: Construct Bookstore, Central				
29	Virginia (17789).....			\$0	\$545,000
30	Fund Sources: Higher Education Operating.....	\$0	\$545,000		
31	C-81.61. Improvements: Blackwater Building, Tidewater				
32	Community College (17117)				
33	<i>Funding for this project approved for 9(d) debt bond</i>				
34	<i>proceeds in Items 198.70 and 326.30, Chapter 847,</i>				
35	<i>2008 Acts of Assembly, may be used for equipment</i>				
36	<i>purchases and to provide improvements to existing</i>				
37	<i>central plant heating and cooling equipment on the</i>				
38	<i>Virginia Beach Campus of Tidewater Community</i>				
39	<i>College.</i>				
40	C-81.62. Acquisition: Acquire Contiguous Property, Piedmont				
41	Virginia (17790)				
42	<i>The Virginia Community College System is authorized,</i>				
43	<i>with approval of the Governor or as otherwise</i>				
44	<i>provided by law, to acquire, at no cost to the</i>				
45	<i>Commonwealth, certain real property, described</i>				

ITEM C-81.62.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<i>generally as 5.91 acres, more or less, and all</i>			
2	<i>improvements thereon including the 10,228 square foot</i>			
3	<i>building formerly used as the Monticello Visitors</i>			
4	<i>Center, situated adjacent to the Campus on State Route</i>			
5	<i>20 in Albemarle County, said conveyance being for the</i>			
6	<i>beneficial purpose of establishing a Workforce Training</i>			
7	<i>Center. Prior to acceptance of said property,</i>			
8	<i>assurances satisfactory to the Virginia Community</i>			
9	<i>College System and the Governor shall be made</i>			
10	<i>indicating that the property is free from hazardous</i>			
11	<i>materials and conditions.</i>			
12	C-81.63. <i>Acquisition: Acquire Property, Downtown Campus, J.</i>			
13	<i>Sargeant Reynolds (17791)</i>			
14	<i>The Virginia Community College System, with the</i>			
15	<i>approval of the Governor or as otherwise provided by</i>			
16	<i>law, is authorized to acquire, by exchange and at no</i>			
17	<i>additional cost to the Commonwealth, certain real</i>			
18	<i>property described generally as approximately 6,987</i>			
19	<i>square feet of land, more or less, situated adjacent to</i>			
20	<i>the Downtown Campus of J. Sargeant Reynolds</i>			
21	<i>Community College and approximately 8,750 square</i>			
22	<i>feet between Duval Street and Interstate 95 in the City</i>			
23	<i>of Richmond, and air rights over land below; in</i>			
24	<i>exchange for approximately 6,270 square feet of State</i>			
25	<i>Board for Community College property on the</i>			
26	<i>Downtown Campus of J. Sargeant Reynolds Community</i>			
27	<i>College; said conveyances being for the beneficial</i>			
28	<i>purpose of street improvements by the City of</i>			
29	<i>Richmond. Prior to acceptance of said property,</i>			
30	<i>assurances satisfactory to the Virginia Community</i>			
31	<i>College System and the Governor shall be made</i>			
32	<i>indicating that the property is free from hazardous</i>			
33	<i>materials and conditions.</i>			
34	C-81.64. <i>New Construction: Construct Walking and Biking</i>			
35	<i>Trail, Wytheville (17792).....</i>		\$0	\$880,000
36	<i>Fund Sources: Trust and Agency.....</i>		\$0	\$880,000
37	Total for Virginia Community College System .....		\$120,963,373	\$0
38				\$47,598,000
39	Fund Sources: Higher Education Operating.....		\$6,919,000	\$0
40				\$545,000
41	Trust and Agency .....		\$47,815,000	\$0
42				\$25,371,000
43	Bond Proceeds .....		\$66,229,373	\$0
44				\$21,682,000
45	<b>§ 2-16. VIRGINIA MILITARY INSTITUTE (211)</b>			
46	C-82. Improvements: Renovate Mallory Hall (16797).....		\$760,000	\$0
47	Fund Sources: Bond Proceeds .....		\$760,000	\$0
48	Additional funds provided in this Item are for the			
49	equipment portion of a previously funded capital			
50	project authorized in 2002 (Chapters 827 and 859, 2002			
51	Acts of Assembly). The total cost of this project with			
52	this supplement is \$13,800,000.			

ITEM C-82.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-83. Improvements: Renovate Kilbourne Hall Complex 2 (17119) .....			\$485,000	\$0
3 Fund Sources: Bond Proceeds .....	\$485,000	\$0		
4 Additional funds provided in this Item are for the 5 equipment portion of a previously funded capital 6 project authorized in 2004 (Chapters 4, 2004 Acts of 7 Assembly). The total cost of this project with this 8 supplement is \$27,985,000.				
9 C-84. New Construction: Construct South Hill Parking 10 (17559) .....			\$2,816,000	\$0
11 Fund Sources: Bond Proceeds .....	\$2,816,000	\$0		
12 C-85. New Construction: Construct Lackey Parking (17560) ....			\$1,958,000	\$0
13 Fund Sources: Bond Proceeds .....	\$1,958,000	\$0		
14				
15 Total for Virginia Military Institute .....			<b>\$6,019,000</b>	<b>\$0</b>
16 Fund Sources: Bond Proceeds .....	\$6,019,000	\$0		
17	<b>§ 2-17. VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY (208)</b>			
18 C-86. New Construction: Construct Basketball Practice 19 Facility (17529).....			\$20,000,000	\$0
20 Fund Sources: Higher Education Operating.....	\$10,600,000	\$0		
21 Bond Proceeds .....	\$9,400,000	\$0		
22 C-87. Improvements: Renovate Henderson Hall (16758) .....			\$3,458,000	\$0
23 Fund Sources: Bond Proceeds .....	\$3,458,000	\$0		
24 Additional funds provided in this Item are for the 25 equipment portion of a originally funded capital project 26 authorized in 2002 (Chapters 827 and 859, 2002 Acts 27 of Assembly). The total cost of the project with the 28 supplement is \$16,110,000.				
29 C-88. Improvements: Repair McComas Hall Exterior Wall 30 Structure (17556) .....			\$6,000,000	\$0
31 Fund Sources: Bond Proceeds .....	\$6,000,000	\$0		
32 C-89. Improvements: Renovate Ambler Johnston (17557) .....			<del>\$55,000,000</del>	\$0
33			<del>\$65,000,000</del>	
34 Fund Sources: Bond Proceeds .....	<del>\$55,000,000</del>	\$0		
35	<del>\$65,000,000</del>			
36 C-90. Improvements: Renovate Owens and West End Market 37 Food Courts (17558).....			\$5,000,000	\$0
38 Fund Sources: Bond Proceeds .....	\$5,000,000	\$0		
39 C-91. New Construction: New Residence Hall (16682) .....			\$8,047,000	\$0
40 Fund Sources: Bond Proceeds .....	\$8,047,000	\$0		
41 Additional funds provided in this Item are for a				

ITEM C-91.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	originally funded capital project authorized in 2000			
2	(Chapter 1073, Acts of Assembly). The total cost of			
3	the project with the supplement is \$31,088,021.			
4	C-91.05. New Construction: Construct Institute for Critical			
5	Technology and Applied Science, Phase II (17291) .....		\$0	\$3,981,000
6	Fund Sources: Bond Proceeds .....	\$0	\$3,981,000	
7	<i>Additional funds provided in this Item are for the</i>			
8	<i>equipment portion of a originally funded capital project</i>			
9	<i>authorized in 2007 (Chapter 3, 2006 Acts of</i>			
10	<i>Assembly). The total cost of the project with the</i>			
11	<i>supplement is \$35,000,000.</i>			
12	Total for Virginia Polytechnic Institute and State			
13	University .....		<b>\$97,505,000</b>	<b>\$0</b>
14			<b>\$107,505,000</b>	<b>\$3,981,000</b>
15	Fund Sources: Higher Education Operating.....	\$10,600,000	\$0	
16	Bond Proceeds .....	<del>\$86,905,000</del>	<del>\$0</del>	
17		\$96,905,000	\$3,981,000	
18	<b>§ 2-18. VIRGINIA STATE UNIVERSITY (212)</b>			
19	C-92. Improvements: Renovate and Expand the Bookstore			
20	(17530) .....		\$3,333,000	\$0
21	Fund Sources: Higher Education Operating.....	\$3,333,000	\$0	
22	C-93. New Construction: Construct Gateway Residence Hall,			
23	Phase II (17531).....		\$38,342,000	\$0
24	Fund Sources: Bond Proceeds .....	\$38,342,000	\$0	
25	C-93.05. Improvements: Renovate Rogers Stadium (16121).....		\$3,125,000	\$0
26	Fund Sources: Higher Education Operating.....	\$3,125,000	\$0	
27	<i>This Item contains supplemental funding for the</i>			
28	<i>renovation of Rogers Stadium originally authorized in</i>			
29	<i>1998 (Chapter 1, 1998 Acts of Assembly, Special</i>			
30	<i>Session I). The total cost of this project with the</i>			
31	<i>supplement is \$14,835,151.</i>			
32	Total for Virginia State University .....		<b>\$41,675,000</b>	<b>\$0</b>
33			<b>\$44,800,000</b>	
34	Fund Sources: Higher Education Operating.....	\$3,333,000	\$0	
35		<del>\$6,458,000</del>		
36	Bond Proceeds .....	\$38,342,000	\$0	
37	<b>§ 2-19. FRONTIER CULTURE MUSEUM OF VIRGINIA (239)</b>			
38	C-94. New Construction: Construct West African Exhibit			
39	(17537) .....		\$426,000	\$0
40	Fund Sources: Special.....	\$426,000	\$0	
41	Total for Frontier Culture Museum of Virginia.....		<b>\$426,000</b>	<b>\$0</b>
42	Fund Sources: Special.....	\$426,000	\$0	



ITEM C-95.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 2-20. JAMESTOWN-YORKTOWN FOUNDATION (425)</b>			
<b>2</b> C-95.	Improvements: Create Jamestown Legacy Walk - II			
<b>3</b>	(17548) .....		\$193,000	\$0
<b>4</b>	Fund Sources: Special.....		\$193,000	\$0
<b>5</b> C-95.10.	Omitted.			
<b>6</b>	Total for Jamestown-Yorktown Foundation .....		<b>\$193,000</b>	<b>\$0</b>
<b>7</b>	Fund Sources: Special.....		\$193,000	\$0
<b>8</b>	<b>§ 2-21. THE SCIENCE MUSEUM OF VIRGINIA (146)</b>			
<b>9</b> C-96.	Improvements: Restore the Exterior Stucco (17585) .....		\$1,100,000	\$0
<b>10</b>	Fund Sources: Bond Proceeds .....		\$1,100,000	\$0
<b>11</b>	Total for The Science Museum of Virginia .....		<b>\$1,100,000</b>	<b>\$0</b>
<b>12</b>	Fund Sources: Bond Proceeds .....		\$1,100,000	\$0
<b>13</b>	<b>§ 2-22. VIRGINIA MUSEUM OF FINE ARTS (238)</b>			
<b>14</b> C-97.	Improvements: Renovate Carpenter Shop (17582).....		\$1,695,000	\$0
<b>15</b>	Fund Sources: Bond Proceeds .....		\$1,695,000	\$0
<b>16</b> C-98.	Improvements: Replace Boiler Plant (17583).....		\$975,000	\$0
<b>17</b>	Fund Sources: Bond Proceeds .....		\$975,000	\$0
<b>18</b> C-99.	Improvements: Replace Chiller Plant (17584).....		\$1,080,000	\$0
<b>19</b>	Fund Sources: Bond Proceeds .....		\$1,080,000	\$0
<b>20</b>	Total for Virginia Museum of Fine Arts.....		<b>\$3,750,000</b>	<b>\$0</b>
<b>21</b>	Fund Sources: Bond Proceeds .....		\$3,750,000	\$0
<b>22</b>	TOTAL FOR OFFICE OF EDUCATION.....		<b>\$981,364,373</b>	<b>\$1,800,000</b>
<b>23</b>			<b>\$1,007,128,373</b>	<b>\$217,888,000</b>
<b>24</b>	Fund Sources: Special.....		\$619,000	\$0
<b>25</b>	Higher Education Operating.....		\$94,549,000	\$1,800,000
<b>26</b>			\$101,005,000	\$8,345,000
<b>27</b>	Trust and Agency .....		\$47,815,000	\$0
<b>28</b>				\$25,371,000
<b>29</b>	Bond Proceeds .....		\$838,381,373	\$0
<b>30</b>			\$857,689,373	\$184,172,000
<b>31</b>	<b>OFFICE OF FINANCE</b>			
<b>32</b>	<b>§ 2-23. DEPARTMENT OF TAXATION (161)</b>			
<b>33</b> C-100.	The Department of Taxation is authorized to enter into			
<b>34</b>	capital leases for office space for processing and central			
<b>35</b>	office functions.			
<b>36</b>	Total for Department of Taxation.....		<b>\$0</b>	<b>\$0</b>
<b>37</b>	TOTAL FOR OFFICE OF FINANCE.....		<b>\$0</b>	<b>\$0</b>

ITEM C-101.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>OFFICE OF HEALTH AND HUMAN RESOURCES</b>			
<b>2</b>	<b>§ 2-24. DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES (720)</b>			
<b>3</b>	C-101.	Omitted.		
<b>4</b>	C-102.	Omitted.		
<b>5</b>	C-103.	Improvements: Address Life Safety Issues at State		
<b>6</b>		Facilities (17596) .....	\$24,000,000	\$0
<b>7</b>		Improvements: Life Safety and Major Mechanical		
<b>8</b>		Repairs Umbrella (17596)		
<b>9</b>		Fund Sources: Bond Proceeds .....	\$24,000,000	\$0
<b>10</b>	C-103.05.	Notwithstanding any other provision of law, the		
<b>11</b>		Director, Department of Planning and Budget, shall		
<b>12</b>		transfer \$18,500,000 of the amount appropriated in		
<b>13</b>		Chapter 1, 2008 Acts of Assembly, Special Session I for		
<b>14</b>		project 17457, (Repair/Replace Central Virginia		
<b>15</b>		Training Center) to project 17733 (Construction of		
<b>16</b>		Community Housing for Central Virginia), and		
<b>17</b>		\$23,800,000 of the amount appropriated for project		
<b>18</b>		17458 (Repair/Replace Southeastern Virginia Training		
<b>19</b>		Center) to project 17774 (Construction of Community		
<b>20</b>		Housing for Southeastern Virginia).		
<b>21</b>	C-103.10.	New Construction: Replace Western State Hospital		
<b>22</b>		(17276) .....	\$20,000,000	\$0
<b>23</b>		Fund Sources: Special .....	\$20,000,000	\$0
<b>24</b>		This Item contains supplemental funding for the		
<b>25</b>		nongeneral fund portion of a previously approved		
<b>26</b>		project as originally authorized in Chapter 3, 2006		
<b>27</b>		Acts of Assembly and Chapter 1, 2008 Acts of		
<b>28</b>		Assembly, Special Session I. The total cost of the		
<b>29</b>		project with the supplement is \$132,150,000.		
<b>30</b>		Total for Department of Mental Health, Mental		
<b>31</b>		Retardation and Substance Abuse Services .....	<b>\$24,000,000</b>	<b>\$0</b>
<b>32</b>			<b>\$44,000,000</b>	
<b>33</b>		Fund Sources: Special .....	\$20,000,000	\$0
<b>34</b>		Bond Proceeds .....	\$24,000,000	\$0
<b>35</b>	<b>§ 2-25. WOODROW WILSON REHABILITATION CENTER (203)</b>			
<b>36</b>	C-104.	Improvements: Abate Asbestos in Kitchen and Dining		
<b>37</b>		Facilities (16969) .....	\$7,946,000	\$0
<b>38</b>		Improvements: Renovate Harold E. Watson Kitchen		
<b>39</b>		and Dining Hall (16969)		
<b>40</b>		Fund Sources: Bond Proceeds .....	\$7,946,000	\$0
<b>41</b>		Total for Woodrow Wilson Rehabilitation Center .....	<b>\$7,946,000</b>	<b>\$0</b>
<b>42</b>		Fund Sources: Bond Proceeds .....	\$7,946,000	\$0
<b>43</b>	<b>§ 2-26. DEPARTMENT OF SOCIAL SERVICES (765)</b>			
<b>44</b>	C-105.	1. The Department of Social Services is hereby granted		
<b>45</b>		approval to enter into new capital leases for any child		

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM C-105.					
1	support, regional, or day care office under the following				
2	circumstances: The lease is bid through the standard				
3	Request for Proposals process in cooperation with the				
4	Department of General Services; the Department of				
5	Accounts and the Department of Planning and Budget				
6	have determined that the lease is a capital or a capital				
7	outlay lease; the Department of Planning and Budget				
8	agrees that the time constraints in responding to the				
9	landlord's offer preclude a decision memorandum under				
10	§ 4-4.01 n of this act; and the Department of General				
11	Services agrees that the proposed lease is the most				
12	cost-effective of the options available to the				
13	Commonwealth.				
14	2. Such new lease or renewal may not exceed 20 years				
15	and may provide for the option for the Department or				
16	the Commonwealth to take possession of such facilities				
17	at the expiration of such leases. Any such agreement				
18	shall be subject to review and approval by the				
19	Department of General Services.				
20	Total for Department of Social Services .....			\$0	\$0
21	<b>§ 2-27. DEPARTMENT FOR THE BLIND AND VISION IMPAIRED (702)</b>				
22	C-106. Improvements: Renovate Administration and Activities				
23	Building (17593).....			\$7,214,000	\$0
24	Fund Sources: Bond Proceeds .....	\$7,214,000	\$0		
25	Total for Department for the Blind and Vision				
26	Impaired.....			<b>\$7,214,000</b>	<b>\$0</b>
27	Fund Sources: Bond Proceeds .....	\$7,214,000	\$0		
28	TOTAL FOR OFFICE OF HEALTH AND HUMAN				
29	RESOURCES .....			<b>\$39,160,000</b>	<b>\$0</b>
30				<b>\$59,160,000</b>	
31	Fund Sources: <i>Special</i> .....	\$20,000,000	\$0		
32	Bond Proceeds .....	\$39,160,000	\$0		
33	<b>OFFICE OF NATURAL RESOURCES</b>				
34	<b>§ 2-28. DEPARTMENT OF CONSERVATION AND RECREATION (199)</b>				
35	C-107. Improvements: Repair Various State Park and Soil and				
36	Water Conservation District Dams (17587).....			\$20,000,000	\$10,000,000
37	Fund Sources: Bond Proceeds .....	\$20,000,000	\$10,000,000		
38	A. Included in this appropriation is funding for the				
39	major modification, upgrade, or rehabilitation of dams				
40	owned or maintained by the Department of				
41	Conservation of Recreation and the Virginia Soil and				
42	Water Conservation Districts to bring impounding				
43	structures into compliance with dam safety requirements				
44	promulgated by the Virginia Soil and Water				
45	Conservation Board, pursuant to § 10.1-605, Code of				
46	Virginia. Major modifications, upgrades, and				
47	renovations include, but are not limited to, engineering				
48	and dam break inundation zone mapping and				
49	incremental damage analysis, widening of the existing				
50	emergency spillways, adding new emergency spillways,				

ITEM C-107.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	increasing the storage volume for impounded water,				
2	providing overtopping protection for the entire dam,				
3	concrete rehabilitation and repair, pressure grouting,				
4	riser tower replacement and repair, outfall pipe				
5	sleeving, concrete joint sealing, gate replacement, toe				
6	drain construction, installation of monitoring wells,				
7	embankment stabilization, rip rap replacement or tree				
8	removal.				
9	B. Included in these amounts is \$5,000,000 the second				
10	year from bond proceeds to match the local				
11	contribution of the City of Manassas for improvements				
12	to the Lake Manassas T. Nelson Elliot Dam.				
13	C. Included in these amounts is \$5,000,000 the second				
14	year from bond proceeds to match the local				
15	contribution of the City of Bedford for improvements to				
16	the Stoney Creek Reservoir Dam.				
17	C-108. Omitted.				
18	C-109. Omitted.				
19	C-110. Acquisition: Preservation of Open Space and Historic				
20	Resources Through Conservation (17597).....			\$30,000,000	\$0
21	Fund Sources: Bond Proceeds .....	\$30,000,000	\$0		
22	Included in this appropriation is funding for projects				
23	involving the acquisition of land for the purposes of				
24	conservation, open space and historic preservation, such				
25	land to be held by or on behalf of or for the benefit of				
26	the Commonwealth, its agencies or public bodies,				
27	including but not limited to the Department of				
28	Conservation and Recreation, the Department of				
29	Forestry, and the Virginia Outdoors Foundation. The				
30	Secretary of Natural Resources, and where applicable				
31	the Secretary of Agriculture and Forestry, shall be				
32	consulted prior to any acquisition funded through this				
33	project.				
34	Total for Department of Conservation and Recreation.....			\$50,000,000	\$10,000,000
35	Fund Sources: Bond Proceeds .....	\$50,000,000	\$10,000,000		
36	<b>§ 2-29. DEPARTMENT OF GAME AND INLAND FISHERIES (403)</b>				
37	C-111. Improvements: Dam Safety Program (15261).....			\$1,000,000	\$0
38	Fund Sources: Dedicated Special Revenue .....	\$1,000,000	\$0		
39	C-112. Acquisition: Wildlife Management Areas (16365).....			\$1,000,000	\$0
40	Fund Sources: Dedicated Special Revenue .....	\$250,000	\$0		
41	Federal Trust.....	\$750,000	\$0		
42	C-113. New Construction: Boating Access Program (13317) .....			\$1,000,000	\$0
43	Fund Sources: Federal Trust.....	\$1,000,000	\$0		
44	C-113.05. <i>New Construction: Construct New Headquarters</i>				
45	<i>Facility (17783).....</i>			\$0	\$14,000,000

ITEM C-113.05.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	<i>Fund Sources: Dedicated Special Revenue .....</i>	\$0	\$14,000,000			
2	<i>The Department of Game and Inland Fisheries, with</i>					
3	<i>the concurrence of the Secretaries of Natural Resources</i>					
4	<i>and Administration, is hereby authorized to enter into a</i>					
5	<i>comprehensive agreement with a private entity,</i>					
6	<i>pursuant to the Public-Private Educational Facilities</i>					
7	<i>and Infrastructure Act of 2002, for the design and</i>					
8	<i>construction, or for the renovation or retrofitting of an</i>					
9	<i>existing structure to replace the existing Department of</i>					
10	<i>Game and Inland Fisheries headquarters located at</i>					
11	<i>4010 West Broad Street, Richmond, Virginia. The cost</i>					
12	<i>of the agreement shall not exceed \$14 million. In</i>					
13	<i>addition, the Department of Game and Inland Fisheries</i>					
14	<i>is authorized to sell its current headquarters.</i>					
15	Total for Department of Game and Inland Fisheries .....			\$3,000,000	\$0	
16					\$14,000,000	
17	Fund Sources: Dedicated Special Revenue .....	\$1,250,000	\$0			
18			\$14,000,000			
19	Federal Trust.....	\$1,750,000	\$0			
20	TOTAL FOR OFFICE OF NATURAL RESOURCES ....			\$53,000,000	\$10,000,000	
21					\$24,000,000	
22	Fund Sources: Dedicated Special Revenue .....	\$1,250,000	\$0			
23			\$14,000,000			
24	Federal Trust.....	\$1,750,000	\$0			
25	Bond Proceeds .....	\$50,000,000	\$10,000,000			
26	<b>OFFICE OF PUBLIC SAFETY</b>					
27	<b>§ 2-30. DEPARTMENT OF FORENSIC SCIENCE (778)</b>					
28	C-114. New Construction: Expand Laboratory Space in					
29	Norfolk Forensic Lab Building (17173) .....			\$3,827,000	\$0	
30	Fund Sources: Bond Proceeds .....	\$3,827,000	\$0			
31	This Item contains supplemental funding for the					
32	renovation of laboratory space on the fifth floor of the					
33	Forensic Eastern Laboratory facility, originally					
34	authorized in 2005 (Chapter 951, 2005 Acts of					
35	Assembly). The total cost of this project with this					
36	supplement is \$5,027,000.					
37	C-115. If suitable land becomes available for the expansion or					
38	replacement of the Department of Forensic Science's					
39	Roanoke Regional Lab, the Governor is authorized to					
40	use a portion of the unappropriated general fund					
41	balance in this act to purchase such land.					
42	Total for Department of Forensic Science.....			\$3,827,000	\$0	
43	Fund Sources: Bond Proceeds .....	\$3,827,000	\$0			
44	<b>§ 2-31. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL (999)</b>					
45	C-115.10. Maintenance Reserve (14702) .....			\$400,000	\$400,000	
46	Fund Sources: Enterprise .....	\$400,000	\$400,000			
47	Total for Department of Alcoholic Beverage Control .....			\$400,000	\$400,000	

ITEM C-115.10.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Enterprise .....	\$400,000	\$400,000		
2	<b>§ 2-32. DEPARTMENT OF CORRECTIONS (799)</b>				
3	C-116. New Construction: Construct New Dairy and Dairy				
4	Processing Center (16994).....			\$7,178,000	\$0
5	Fund Sources: Bond Proceeds .....	\$7,178,000	\$0		
6	This Item contains supplemental funding for the project				
7	to renovate an existing building at Powhatan				
8	Correctional Center into an expanded dairy processing				
9	center and to construction a new expanded dairy barn				
10	and milking parlor at Powhatan Correctional Center,				
11	originally authorized in 2004 (Chapter 4, 2004 Acts of				
12	Assembly). The total cost of the project with the				
13	supplement is \$15,078,000. The project will enable the				
14	Department of Corrections to expand its production of				
15	milk and other dairy products. The department shall				
16	limit its customer base for dairy products to				
17	governmental entities and private vendors that have				
18	contracts with governmental entities to provide food				
19	services.				
20	C-117. New Construction: Medium Security Correctional				
21	Facility, Mount Rogers Planning District (17491).....			\$4,000,000	\$0
22					\$1,700,000
23	Fund Sources: Bond Proceeds .....	\$4,000,000	\$0		
24			\$1,700,000		
25	This Item contains supplemental funding for the project				
26	to construct a new medium security prison in the Mt.				
27	Rogers planning district, originally authorized in 2007				
28	(Chapter 847, 2007 Acts of Assembly). The total cost				
29	of the project with the supplement is <del>\$104,500,000</del>				
30	\$106,200,000.				
31	C-118. Improvements: Powhatan Electrical System Upgrade				
32	(16105) .....			\$2,000,000	\$0
33	Fund Sources: Bond Proceeds .....	\$2,000,000	\$0		
34	This Item contains supplemental funding for the project				
35	to upgrade the electrical system at Powhatan				
36	Correctional Center, originally authorized in 1998				
37	(Chapter 1, Acts of Assembly, 1998 Special Session).				
38	The total cost of the project with the supplement is				
39	\$2,812,524.				
40	C-119. Improvements: Install Fire Safety Systems and Exits				
41	(16426) .....			\$890,000	\$0
42	Fund Sources: Bond Proceeds .....	\$890,000	\$0		
43	This Item contains supplemental funding for the				
44	umbrella project to install fire safety systems and exits				
45	at various correctional facilities, originally authorized in				
46	2000 (Chapter 1073, Acts of Assembly, 2000				
47	Reconvened Session). The total cost of the project with				
48	the supplement is \$2,993,000.				
49	C-120. New Construction: Upgrade Powhatan Wastewater				
50	Treatment Plant (17607).....			\$3,812,000	\$0

ITEM C-120.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$3,812,000	\$0		
2	C-121. New Construction: Replace Modular Units at Marion				
3	(17608) .....			\$4,401,000	\$0
4	Fund Sources: Bond Proceeds .....	\$4,401,000	\$0		
5	C-122. Improvements: Locking Systems and Cell Door				
6	Replacement (16113) .....			\$2,500,000	\$0
7	Fund Sources: Bond Proceeds .....	\$2,500,000	\$0		
8	This Item contains supplemental funding for the				
9	umbrella project to replace cell locking systems and				
10	doors in various correctional centers, originally				
11	authorized in 1998 (Chapter 1, Acts of Assembly, 1998				
12	Special Session). The total cost of the project with the				
13	supplement is \$5,557,000.				
14	C-123. <del>Improvements: Replace Prison Door Control Panels</del>				
15	<del>(17609) .....</del>			\$2,500,000	\$0
16	<i>Improvements: Repair/Replace Door Controls (17609)</i>				
17	Fund Sources: Bond Proceeds .....	\$2,500,000	\$0		
18	C-124. Equipment: Install Auger/Grinder Collection Systems				
19	(16433) .....			\$800,000	\$0
20	Fund Sources: Bond Proceeds .....	\$800,000	\$0		
21	This Item contains supplemental funding for the				
22	umbrella project to install auger grinder systems at				
23	various correctional centers, originally authorized in				
24	2001 (Chapter 1073, 2001 Acts of Assembly), for				
25	additional subprojects. The total cost of all the				
26	subprojects with the supplement is \$1,200,000.				
27	C-125. New Construction: Construct New Kitchen and Dining				
28	Hall at Halifax (17610).....			\$4,061,000	\$0
29	Fund Sources: Bond Proceeds .....	\$4,061,000	\$0		
30	C-126. Improvements: Replace Sally Port at Southampton				
31	(17611) .....			\$1,613,000	\$0
32	Fund Sources: Bond Proceeds .....	\$1,613,000	\$0		
33	C-127. Improvements: Replace Plumbing and Heating Systems				
34	in Field Units (17612) .....			\$2,500,000	\$0
35	Fund Sources: Bond Proceeds .....	\$2,500,000	\$0		
36	C-128. Improvements: Upgrade Electrical Systems, Various				
37	Facilities (15200) .....			\$600,000	\$0
38	Fund Sources: Bond Proceeds .....	\$600,000	\$0		
39	This Item contains supplemental funding for the				
40	umbrella project to upgrade the electrical systems of all				
41	the correctional field units, originally authorized in				
42	1994 (Chapter 966, 1994 Acts of Assembly), for				
43	additional subprojects. The total cost of all the				
44	subprojects with the supplement is \$4,129,641.				

ITEM C-128.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-129. New Construction: Install Elevated Water Storage Tank 2 at Greensville (17613) .....			\$2,771,000	\$0
3 Fund Sources: Bond Proceeds .....	\$2,771,000	\$0		
4				
5 C-130. Improvements: Replace Windows (17614).....			\$2,000,000	\$0
6 Fund Sources: Bond Proceeds .....	\$2,000,000	\$0		
7 C-131. Improvements: Renovate Bathrooms and Provide 8 Handicapped Access at Chesterfield (17615) .....			\$500,000	\$0
9 Fund Sources: Bond Proceeds .....	\$500,000	\$0		
10				
11 C-132. Improvements: Install Railings and Mesh at Greensville 12 (17616) .....			\$622,000	\$0
13 Fund Sources: Bond Proceeds .....	\$622,000	\$0		
14 C-133. New Construction: Expand Sally Port Building at 15 Deerfield (17617).....			\$238,000	\$0
16 Fund Sources: Bond Proceeds .....	\$238,000	\$0		
17 C-134. New Construction: Upgrade St. Brides Water 18 Treatment Plant (17620).....			\$3,353,000	\$0
19 Fund Sources: Bond Proceeds .....	\$3,353,000	\$0		
20 C-134.10. The authorized purpose of capital project number 21 799-1611 is hereby modified to include the costs of 22 water improvements necessary to serve the state 23 correctional facilities located in Culpeper County, 24 including an 8-inch water service line, engineering, and 25 land and easement acquisition costs, as set out in Item 26 391, paragraph J., of this act. This change in scope will 27 still meet the original intent of project number 28 799-16111 of addressing VPDES permit discharge 29 issues at the Coffeewood Correctional Center water 30 treatment plant.				
31 C-134.20. New Construction: Craigsville Wastewater Treatment 32 Plant (17637).....			\$1,000,000	\$0
33 Fund Sources: Bond Proceeds .....	\$1,000,000	\$0		
34 A. The Commonwealth shall provide for its estimated 35 56 percent share of the capital cost of constructing a 36 wastewater treatment plant to be operated by the Town 37 of Craigsville. The state share of the construction cost 38 for this project shall consist of three parts: (i) a grant of 39 up to \$2,700,000 from the Water Quality Improvement 40 Fund by the Department of Environmental Quality, in 41 furtherance of improving the health of the Chesapeake 42 Bay; (ii) a 20-year loan with a principal amount of 43 \$2,384,191, more or less, from the Department of 44 Environmental Quality, to be repaid by the Department 45 of Corrections as specified in paragraph B. of this item, 46 and (iii) Virginia Public Building Authority (VPBA) 47 bonds in an amount of up to \$1,000,000, as specified in 48 this item.				



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM C-134.20.</b>					
1	B. No payment shall be made to the Town of				
2	Craigsville until the Department of Corrections has				
3	entered into a new contract with the Town of				
4	Craigsville, which, along with other appropriate terms,				
5	shall provide that all charges to be paid for all future				
6	wastewater treatment for the Augusta Correctional				
7	Center shall be based solely upon the Augusta				
8	Correctional Center's actual metered usage and that the				
9	Augusta Correctional Center shall be charged at a rate				
10	no higher than the lowest rate charged to any other				
11	customer of the wastewater treatment plant. The				
12	contract shall also provide for an annual payment of				
13	\$120,000 from the Department of Corrections to the				
14	Town of Craigsville for 20 years, representing the				
15	reimbursement of debt service on the loan provided to				
16	the Town of Craigsville by the Department of				
17	Environmental Quality.				
18	C-134.25. <i>Improvements: Replace Roofs Umbrella Project</i>				
19	(16732) .....			\$0	\$5,000,000
20	Fund Sources: Bond Proceeds .....	\$0	\$5,000,000		
21	Total for Department of Corrections.....			<b>\$47,339,000</b>	<b>\$0</b>
22					<b>\$6,700,000</b>
23	Fund Sources: Bond Proceeds .....	\$47,339,000	\$0		
24			\$6,700,000		
25	<b>§ 2-33. DEPARTMENT OF EMERGENCY MANAGEMENT (127)</b>				
26	C-135. The Department of Emergency Management is hereby				
27	granted approval to enter into a new capital lease or				
28	renew an existing lease due to expire during the current				
29	biennium for their administrative building located in				
30	Chesterfield County. Such new lease or renewal may				
31	not exceed ten years.				
32	Total for Department of Emergency Management.....			<b>\$0</b>	<b>\$0</b>
33	<b>§ 2-34. DEPARTMENT OF JUVENILE JUSTICE (777)</b>				
34	C-136. New Construction: Replace Housing Units at Natural				
35	Bridge Juvenile Correctional Center (17598) .....			\$1,691,000	\$0
36	Fund Sources: Bond Proceeds .....	\$1,691,000	\$0		
37	C-137. New Construction: Replace Classroom Trailers at				
38	Beaumont JCC (17255) .....			\$450,000	\$0
39	Fund Sources: Bond Proceeds .....	\$450,000	\$0		
40	This Item contains supplemental funding for the project				
41	to replace classroom trailers at Beaumont Juvenile				
42	Correctional Center, originally authorized in 2006				
43	(Chapter 3, 2006 Acts of Assembly). The total cost of				
44	the project with the supplement is \$1,150,000.				
45	C-138. New Construction: Construct Dry-Storage Warehouse				
46	at Culpeper Juvenile Correctional Center (17599).....			\$880,000	\$0
47	Fund Sources: Bond Proceeds .....	\$880,000	\$0		

ITEM C-138.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-139. Improvements: Remove Abandoned Underground Fuel 2 Tanks (17600).....			\$250,000	\$0
3 Fund Sources: Bond Proceeds.....	\$250,000	\$0		
4 C-140. Improvements: Upgrade Fire Alarm and Protection 5 Systems (17601).....			\$700,000	\$0
6 Fund Sources: Bond Proceeds.....	\$700,000	\$0		
7 C-141. New Construction: Replace Natural Gas, Water and 8 Sewage Lines (17602).....			\$2,200,000	\$0
9 Fund Sources: Bond Proceeds.....	\$2,200,000	\$0		
10 C-142. Improvements: Upgrade Mechanical, Electrical and 11 Plumbing Systems for Reception and Diagnostic Center 12 Cottages (17603).....			\$700,000	\$0
13 Fund Sources: Bond Proceeds.....	\$700,000	\$0		
14 C-143. Improvements: Provide New DCE School HVAC Plant 15 at Hanover Juvenile Correctional Center (17604).....			\$500,000	\$0
16 Fund Sources: Bond Proceeds.....	\$500,000	\$0		
17 C-144. Improvements: Convert Facilities to Propane (17605).....			\$525,000	\$0
18 Fund Sources: Bond Proceeds.....	\$525,000	\$0		
19 C-145. Improvements: Connect Cottages to Emergency 20 Generators (17606).....			\$670,000	\$0
21 Fund Sources: Bond Proceeds.....	\$670,000	\$0		
22 C-145.05. Improvements: Correct Erosion, Pamunkey (17727).....			\$0	\$1,704,000
23 Fund Sources: Bond Proceeds.....	\$0	\$1,704,000		
24 Total for Department of Juvenile Justice.....			<b>\$8,566,000</b>	<b>\$0</b>
25				<b>\$1,704,000</b>
26 Fund Sources: Bond Proceeds.....	\$8,566,000	\$0		
27		\$1,704,000		
28	<b>§ 2-35. DEPARTMENT OF STATE POLICE (156)</b>			
29 C-146. New Construction: Construct A Public Safety Driver 30 Training Facility (17541).....			\$21,400,000	\$0
31 Fund Sources: Special.....	\$21,400,000	\$0		
32 C-147. New Construction: Construct State Police Headquarters 33 Garage (17552).....			\$2,000,000	\$0
34 Fund Sources: Special.....	\$2,000,000	\$0		
35 Total for Department of State Police.....			<b>\$23,400,000</b>	<b>\$0</b>
36 Fund Sources: Special.....	\$23,400,000	\$0		
37	<b>§ 2-36. DEPARTMENT OF VETERANS SERVICES (912)</b>			
38 C-148. Maintenance Reserve (17073).....			\$193,000	\$192,000

ITEM C-148.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Special.....	\$193,000	\$192,000		
2	C-149. New Construction: Construct Southwest Virginia				
3	3 Veterans Cemetery (17241).....			\$11,212,000	\$0
4	Fund Sources: Federal Trust.....	\$11,212,000	\$0		
5	Upon confirmation of eligibility for federal grant				
6	funding, the Director, Department of Planning and				
7	Budget, shall approve a short-term, interest-free treasury				
8	loan in the amount of \$1,000,000 to the Department of				
9	Veterans Services for final cemetery design. The loan				
10	shall be repaid by the Department of Veterans Services				
11	upon receipt of the federal funds. In the event that				
12	federal funds are not received, the agency shall repay				
13	the loan from agency special funds. Upon the				
14	availability of federal funds, the Director, Department				
15	of Planning and Budget, shall approve a short-term,				
16	interest-free loan in the amount of \$10,212,000 to the				
17	Department of Veterans Services. The loan shall be				
18	repaid by the Department of Veterans Services upon				
19	receipt of the federal funds.				
20	C-150. New Construction: Sitter & Barfoot Capacity				
21	Expansion				
22	The Governor is authorized to request federal funds to				
23	expand the capacity of the Sitter & Barfoot Veterans				
24	Care Center located in Richmond, Virginia, by up to 80				
25	beds. After the United States Department of Veterans				
26	Affairs has confirmed that it has officially accepted the				
27	application for the additional beds, the State Treasurer				
28	shall advance a loan of \$5,194,000 to the Department				
29	of Veterans Services for the state share of the				
30	additional beds in the form of a short-term treasury				
31	loan, with no interest. The purpose of these funds shall				
32	be to allow the Department of Veterans Services to				
33	apply for federal grant funding in the amount of				
34	\$9,646,000.				
35	C-151. New Construction: Hampton Roads Veterans Care				
36	Center				
37	The Governor is authorized to request federal funds to				
38	construct a new veterans care center with up to 240				
39	beds located in the Hampton Roads area of Virginia.				
40	After the United States Department of Veterans Affairs				
41	has determined that federal funds will be allocated for				
42	the new center, the Director, Department of Planning				
43	and Budget, shall approve a short-term, interest-free				
44	treasury loan in the amount of \$28,500,000 to the				
45	Department of Veterans Services for the state share of				
46	the construction.				
47	C-152. New Construction: Northern Virginia Veterans Care				
48	Center				
49	The Governor is authorized to request federal funds to				
50	construct a new veterans care center with up to 240				
51	beds located in the northern area of Virginia. After the				
52	United States Department of Veterans Affairs has				
53	determined that federal funds will be allocated for the				
54	new center, the Director, Department of Planning and				
55	Budget, shall approve a short-term, interest-free treasury				

ITEM C-152.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	loan in the amount of \$28,500,000 to the Department					
2	of Veterans Services for the state share of the					
3	construction.					
4	C-153. New Construction: Install Vault Liners at State					
5	Veterans Cemeteries					
6	The Governor is authorized to request federal funds to					
7	purchase and install 2,000 vault liners at the Virginia					
8	Veterans Cemetery (Amelia) and 5,000 vault liners at					
9	the Albert G. Horton, Jr. Memorial Veterans Cemetery					
10	(Suffolk). After notification by the United States					
11	Department of Veterans Affairs that the projects are					
12	eligible for federal grant funding, the Director,					
13	Department of Planning and Budget, shall establish					
14	capital projects for the vault purchase and installation					
15	and shall approve short-term, interest free treasury loans					
16	in the amount of \$1,670,000 (Amelia) and \$4,175,000					
17	(Suffolk) to the Department of Veterans Services. The					
18	loans shall be repaid by the Department of Veterans					
19	Services upon receipt of the federal funds.					
20	Total for Department of Veterans Services .....			\$11,405,000	\$192,000	
21	Fund Sources: Special.....	\$193,000	\$192,000			
22	Federal Trust.....	\$11,212,000	\$0			
23	TOTAL FOR OFFICE OF PUBLIC SAFETY .....			\$94,937,000	\$592,000	
24					\$8,996,000	
25	Fund Sources: Special.....	\$23,593,000	\$192,000			
26	Enterprise .....	\$400,000	\$400,000			
27	Federal Trust.....	\$11,212,000	\$0			
28	Bond Proceeds .....	\$59,732,000	\$0			
29			\$8,404,000			
30	<b>OFFICE OF TRANSPORTATION</b>					
31	<b>§ 2-37. DEPARTMENT OF MOTOR VEHICLES (154)</b>					
32	C-154. Maintenance Reserve (15021) .....			\$450,000	\$450,000	
33	Fund Sources: Commonwealth Transportation .....	\$450,000	\$450,000			
34	C-155. Acquisition: Acquire Waynesboro Customer Service					
35	Center (17542) .....			\$0	\$6,000	
36	Fund Sources: Commonwealth Transportation .....	\$0	\$6,000			
37	<del>C-156. New Construction: Construct Commercial Drivers</del>					
38	<del>License Testing Facility - Haymarket (17543).....</del>			\$1,050,000	\$1,050,000	
39	<del>Fund Sources: Commonwealth Transportation .....</del>	<del>\$1,050,000</del>	<del>\$1,050,000</del>			
40	C-157. Improvements: Provide Mainline Weigh-In-Motion					
41	Equipment - Sandston Weigh Station (17544).....			\$653,000	\$653,000	
42	Fund Sources: Commonwealth Transportation .....	\$653,000	\$653,000			
43	C-158. Improvements: Renovate Ramp Pavement - Carson					
44	Weigh Station (17545).....			\$586,000	\$585,000	
45	Fund Sources: Commonwealth Transportation .....	\$586,000	\$585,000			
46						

ITEM C-158.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	C-159.				
2	Improvements: Renovate Ramp Pavement - New Church Weigh Station (17546) .....			\$399,000	\$398,000
3	Fund Sources: Commonwealth Transportation .....	\$399,000	\$398,000		
4	C-160.				
5	Improvements: Renovate/Expand Site Features - Bland Weigh Station (17547).....			\$963,000	\$963,000
6	Fund Sources: Commonwealth Transportation .....	\$963,000	\$963,000		
7	C-161.				
8	The Department of Motor Vehicles is hereby granted approval to enter into new capital leases for a customer service center in Roanoke and <del>for up to three</del>				
9	commercial driver's license testing sites located in the				
10	Roanoke, Richmond, and Portsmouth districts. The				
11	department may renew or extend existing leases due to				
12	expire during the current biennium for existing				
13	customer service centers located in Chesterfield,				
14	Springfield, Lebanon, Jonesville, Gloucester, Fair Oaks,				
15	Suffolk, Bedford, Pulaski, Tazewell, Covington,				
16	Smithfield, Vansant, Woodstock, Danville, Lexington,				
17	and West Henrico, and for the Richmond Warehouse.				
18	Such renewals or extensions may not exceed twenty				
19	years, and may provide for the department to take				
20	possession of such facilities at the expiration of such				
21	leases. The department may relocate a facility if an				
22	existing lease is unavailable or impracticable for				
23	renewal or extension.				
24					
25	Total for Department of Motor Vehicles.....			<b>\$4,101,000</b>	<b>\$4,105,000</b>
26				<b>\$3,051,000</b>	<b>\$3,055,000</b>
27	Fund Sources: Commonwealth Transportation .....	\$4,101,000	\$4,105,000		
28		\$3,051,000	\$3,055,000		
29	<b>§ 2-38. DEPARTMENT OF TRANSPORTATION (501)</b>				
30	C-162.				
31	Maintenance Reserve (15732) .....			\$5,000,000	\$5,000,000
32	Fund Sources: Commonwealth Transportation .....	\$5,000,000	\$5,000,000		
33		\$2,500,000	\$2,500,000		
34					
35	C-163.				
36	Acquisition: Acquire Land for Operational Facilities (16127) .....			\$0	\$214,000
37	Fund Sources: Commonwealth Transportation .....	\$0	\$214,000		
38	This Item contains supplemental funding for the project				
39	to acquire land for operational facilities, originally				
40	authorized in 1998 (Chapter 1, 1998 Acts of Assembly,				
41	Special Session). The total cost of the project with the				
42	supplement is \$9,591,000.				
43	C-164.				
44	Improvement: Upgrade Operational Facilities (16130) .....			\$1,452,000	\$0
45	Fund Sources: Commonwealth Transportation .....	\$1,452,000	\$0		
46	This Item contains supplemental funding for the project				
47	to upgrade operational facilities originally authorized in				
48	1998 (Chapter 1, 1998 Acts of Assembly, Special				
49	Session), for additional subprojects. The total cost of				
	all the subprojects with the supplement is \$16,340,035.				

ITEM C-164.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-165. New Construction: Upgrade District/Residency 2 Facilities (16140) .....			\$2,213,000	\$2,616,000
3 Fund Sources: Commonwealth Transportation .....	\$2,213,000	\$2,616,000		
4 This Item contains supplemental funding for the project 5 to upgrade district/residency facilities originally 6 authorized in 1998 (Chapter 1, 1998 Acts of Assembly, 7 Special Session), for additional subprojects. The total 8 cost of all the subprojects with the supplement is 9 \$26,621,000.				
10 C-166. New Construction: Chemical Storage Facilities (16369).. 11			\$0	\$1,015,000 \$1,349,000
12 Fund Sources: Commonwealth Transportation .....	\$0	\$1,015,000 \$1,349,000		
13				
14 This Item contains supplemental funding for the project 15 to construct chemical storage facilities originally 16 authorized in 2000 (Chapter 1073, 2000 Acts of 17 Assembly), for additional subprojects. The total cost of 18 all the subprojects with the supplement is 19 <del>\$16,340,035</del> \$16,674,035.				
20 C-167. Improvements: Upgrade Facilities (16672).....			\$2,000,000	\$250,000
21 Fund Sources: Commonwealth Transportation .....	\$2,000,000	\$250,000		
22 This Item contains supplemental funding for the project 23 to upgrade facilities, originally authorized in 2002 24 (Chapter 899, 2002 Acts of Assembly). The total cost 25 of the project with the supplement is \$9,026,000.				
26 C-168. New Construction: Construct Combo Buildings (16673) .			\$0	\$4,209,000
27 Fund Sources: Commonwealth Transportation .....	\$0	\$4,209,000		
28 This Item contains supplemental funding for the 29 umbrella project to construct combo buildings originally 30 authorized in 2002 (Chapter 899, 2002 Acts of 31 Assembly), for additional subprojects. The total cost of 32 all the subprojects with the supplement is \$16,791,000.				
33 C-169. New Construction: Construct Gate City New Area 34 Headquarters Facilities (16981).....			\$3,013,000	\$0
35 Fund Sources: Commonwealth Transportation .....	\$3,013,000	\$0		
36 This Item contains supplemental funding for the project 37 to construct the Gate City new area headquarters 38 originally authorized in 2004 (Chapter 4, 2004 Acts of 39 Assembly), for additional subprojects. The total cost of 40 all the subprojects with the supplement is \$7,665,000.				
41 C-170. The Commonwealth Transportation Commissioner shall 42 explore the most cost-effective means for addressing 43 office space needs at the Powhite Parkway facility until 44 2012. The Commissioner shall provide a final 45 recommendation to the Secretary of Transportation and 46 the Secretary of Finance. If the Secretary of 47 Transportation and the Secretary of Finance agree on a 48 recommendation that meets the criteria for a capital				

ITEM C-170.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	project, the Director, Department of Planning and				
2	Budget, is authorized to administratively create a capital				
3	project, utilizing available nongeneral fund revenues.				
4	Total for Department of Transportation.....			<b>\$13,678,000</b>	<b>\$13,304,000</b>
5				<b>\$11,178,000</b>	<b>\$11,138,000</b>
6	Fund Sources: Commonwealth Transportation .....	\$13,678,000	\$13,304,000		
7		\$11,178,000	\$11,138,000		
8					
	<b>§ 2-39. VIRGINIA PORT AUTHORITY (407)</b>				
9	C-171. Maintenance Reserve (13804).....			\$3,000,000	\$3,000,000
10	Fund Sources: Commonwealth Transportation .....	\$3,000,000	\$3,000,000		
11	C-172. Equipment: Procure Terminal Operating Equipment				
12	(16962) .....			\$39,000,000	\$0
13	Fund Sources: Special.....	\$39,000,000	\$0		
14	This Item contains supplemental funding for the project				
15	to purchase straddle carriers originally authorized in				
16	2003 (Chapter 1042, 2003 Acts of Assembly). The				
17	total cost of the project with the supplement is				
18	\$89,222,511. Debt service for the purchase of terminal				
19	operating equipment, through the agency's equipment				
20	lease program, is provided in Item 464 B 5.				
21	C-173. New Construction: Construct Craney Island Marine				
22	Terminal (17513) .....			\$0	\$155,000,000
23					\$161,000,000
24	Fund Sources: <i>Commonwealth Transportation</i> .....	\$0	\$6,000,000		
25	Bond Proceeds .....	\$0	\$155,000,000		
26	<i>Bond debt service is provided in Item 464 A 3. The</i>				
27	<i>debt service for this appropriation will be provided in</i>				
28	<i>the biennium in which the debt is issued.</i>				
29	C-174. New Construction: Cargo Handling Facilities (16048).....			\$20,250,000	\$0
30	Fund Sources: Special.....	\$20,250,000	\$0		
31	This Item contains supplemental funding for the project				
32	to improve cargo handling facilities originally				
33	authorized in 1998 (Chapter 1, 1998 Acts of Assembly,				
34	Special Session). The total cost of the project with the				
35	supplement is \$47,600,000.				
36	C-175. New Construction: Expand Empty Yard (16643) .....			\$20,250,000	\$0
37	Fund Sources: Special.....	\$20,250,000	\$0		
38	This Item contains supplemental funding for the project				
39	to expand the empty yard originally authorized in 2002				
40	(Chapter 899, 2002 Acts of Assembly). The total cost				
41	of the project with the supplement is \$65,050,000.				
42	Total for Virginia Port Authority.....			<b>\$82,500,000</b>	<b>\$158,000,000</b>
43					<b>\$164,000,000</b>

ITEM C-175.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Special.....	\$79,500,000	\$0		
2	Commonwealth Transportation .....	\$3,000,000	\$3,000,000		
3			\$9,000,000		
4	Bond Proceeds .....	\$0	\$155,000,000		
5	TOTAL FOR OFFICE OF TRANSPORTATION .....			\$100,279,000	\$175,409,000
6				\$96,729,000	\$178,193,000
7	Fund Sources: Special.....	\$79,500,000	\$0		
8	Commonwealth Transportation .....	\$20,779,000	\$20,409,000		
9		\$17,229,000	\$23,193,000		
10	Bond Proceeds .....	\$0	\$155,000,000		
11	<b>CENTRAL APPROPRIATIONS</b>				
12	<b>§ 2-40. CENTRAL CAPITAL OUTLAY (949)</b>				
13	C-176. Central Maintenance Reserve (15776) .....			\$75,000,000	\$75,000,000
14	Fund Sources: Bond Proceeds .....	\$75,000,000	\$75,000,000		
15	A. A total of \$75,000,000 each year from proceeds of				
16	bonds authorized for issuance by the Virginia Public				
17	Building Authority pursuant to § 2.2-2263, Code of				
18	Virginia, or the Virginia College Building Authority				
19	pursuant to § 23-30.24 et seq., Code of Virginia, for				
20	capital costs of maintenance reserve projects as follows:				
21	<b>Agency Name</b>	<b>Project Code</b>	<b>FY 2009</b>	<b>FY 2010</b>	
22	Department of General Services	14260	2,638,000	2,785,000	
23	Department of Veterans Services	17073	48,000	50,000	
24	Department of Agriculture and Consumer Services	12253	354,000	374,000	
25	Department of Forestry	13986	190,000	200,000	
26	Department of Mines, Minerals and Energy	13096	64,000	67,000	
27	Virginia School for the Deaf and the Blind at				
28	Staunton	14082	4,247,000	301,000	
29	Christopher Newport University	12719	575,000	607,000	
30	The College of William and Mary in Virginia	12713	2,366,000	2,498,000	
31	Richard Bland College	12716	76,000	80,000	
32	Virginia Institute of Marine Science	12331	401,000	424,000	
33	George Mason University	12712	3,154,000	3,330,000	
34	James Madison University	12718	2,452,000	2,589,000	
35	Longwood University	12722	1,308,000	1,381,000	
36	Norfolk State University	12724	4,111,000	4,340,000	
37	Old Dominion University	12710	1,811,000	1,912,000	
38	Radford University	12731	933,000	985,000	
39	University of Mary Washington	12723	606,000	640,000	
40	University of Virginia	12704	7,054,000	7,447,000	
41	University of Virginia's College at Wise	12706	373,000	394,000	
42	Virginia Commonwealth University	12708	4,848,000	5,118,000	
43	Virginia Community College System	12611	6,904,000	7,289,000	
44	Virginia Military Institute	12732	1,160,000	1,225,000	
45	Virginia Polytechnic Institute and State University	12707	8,221,000	8,679,000	
46	Virginia State University	12733	3,489,000	3,684,000	
47	Frontier Culture Museum of Virginia	15045	105,000	111,000	
48	Gunston Hall	12382	76,000	80,000	
49	Jamestown-Yorktown Foundation	13605	514,000	543,000	
50	The Library of Virginia	17423	3,000	3,000	
51	The Science Museum of Virginia	13634	763,000	805,000	
52	Virginia Museum of Fine Arts	13633	871,000	919,000	
53	Southwest Virginia Higher Education Center	16499	64,000	67,000	
54	Department of Taxation	15994	336,000	355,000	
55	Department of Mental Health, Mental Retardation				
56	and Substance Abuse Services	10880	6,001,000	6,336,000	



ITEM C-176.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Woodrow Wilson Rehabilitation Center	10885	1,038,000		1,096,000
2	Department for the Blind and Vision Impaired	13942	220,000		233,000
3	Department of Conservation and Recreation	16646	609,000		643,000
4	Marine Resources Commission	16498	61,000		65,000
5	Virginia Museum of Natural History	14439	67,000		70,000
6	Department of Corrections	10887	4,326,000		4,567,000
7	Department of Emergency Management	15989	61,000		65,000
8	Department of Forensic Science	16320	69,000		73,000
9	Department of Juvenile Justice	15081	1,758,000		1,857,000
10	Department of Military Affairs	10893	457,000		483,000
11	Department of State Police	10886	218,000		230,000
12	<b>Total</b>		<b>\$75,000,000</b>		<b>\$75,000,000.</b>
13	B. Agencies and institutions of higher education may				
14	use maintenance reserve funds in the first year to plan				
15	subprojects to be funded from allocations in the second				
16	year. Any agency or institution of higher education				
17	which has not expended or contractually obligated itself				
18	in a legally binding manner to expend 85 percent or				
19	more of its biennial general fund appropriation for				
20	maintenance reserve by June 30, 2010, shall revert to				
21	the general fund of the Commonwealth the amount				
22	related to the difference between its percentage actually				
23	expended or obligated and the 85 percent standard. For				
24	good cause the Director, Department of Planning and				
25	Budget may grant exceptions to this requirement.				
26	C. Agencies and institutions of higher education may				
27	use maintenance reserve funds to finance the following				
28	capital costs: to repair or replace damaged or inoperable				
29	equipment, components of plant, and utility systems; to				
30	correct deficiencies in property and plant required to				
31	conform with building and safety codes or those				
32	associated with hazardous condition corrections,				
33	including asbestos abatement; to correct deficiencies in				
34	fire protection, energy conservation and handicapped				
35	access; and to address such other physical plant				
36	deficiencies as the Director, Department of Planning				
37	and Budget may approve. Agencies and institutions of				
38	higher education may also use maintenance reserve				
39	funds to make other necessary improvements that do				
40	not meet the criteria for maintenance reserve funding				
41	with the prior approval of the Director, Department of				
42	Planning and Budget.				
43	D. Agencies may transfer amounts from maintenance				
44	reserve funds to the operating budget subject to the				
45	provisions of 4-4.01c of this act.				
46	E. The amounts shown in this Item for Norfolk State				
47	University and Virginia State University represent the				
48	continuation of the maintenance reserve appropriation				
49	provided to each university in Items C-87 and C-219 of				
50	Chapter 847, 2007 Acts of Assembly.				
51	F. Out the amount allocated for the Virginia School for				
52	the Deaf and Blind at Staunton (14082), \$3,965,000 the				
53	first year is designated for roof repairs, safety hazard				
54	repairs, and lead paint and asbestos abatement.				
55	G.1. Any balances remaining from the maintenance				
56	reserve allocation identified in this item for the Virginia				
57	Museum of Fine Arts shall not revert to the general				
58	fund on June 30, 2008, but shall be brought forward				

ITEM C-176.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and made available for the purposes of this item in			
2	fiscal year 2009.			
3	2. The Virginia Museum of Fine Arts may use an			
4	amount not to exceed 20 percent of its annual			
5	maintenance reserve allocation from this item for the			
6	conservation of art works owned by the Museum.			
7	C-177.	Improvements: Supplemental Funding for Previously		
8		Authorized Capital Projects (17178).....		\$39,405,000
9		Fund Sources: Bond Proceeds .....	\$39,405,000	\$0
10	A. Included in this Item is \$39,405,000 the first year			
11	from the bond proceeds of the Virginia College			
12	Building Authority to provide funding to address the			
13	market escalation of construction costs associated with			
14	the following construction projects.			
15	<b>Agency / Institution</b>	<b>Project Code</b>	<b>Project Title</b>	
16	College of William and Mary	16784	Renovate and Expand Small Hall	
17	George Mason University	16832	Construct Academic V	
18	Old Dominion University	16817	Construct Physical Science Building, Phase II	
19	James Madison University	16806	Construct Center for the Arts	
20	University of Virginia - College at Wise	17451	Renovate Science Building	
21	University of Virginia - College at Wise	17362	Renovate Smiddy Hall and Relocate Information	
22	University of Mary Washington	16803	Technology Building	
23	Old Dominion University	16821	Renovate Monroe Hall	
24	George Mason University	17486	Renovate Hughes Hall	
25	Virginia Community College System,		Fairfax Performing Arts Complex	
26	Virginia Western	17638	Renovation of Claude Moore Education Complex	
27	George Mason University	17365	Culinary Program Space at Roanoke Higher	
28	B. Funds provided in this Item shall be transferred to			
29	previously authorized capital projects to cover increased			
30	costs resulting from changes in prices for materials and			
31	construction. The Director, Department of General			
32	Services, shall ensure that efforts have been made to			
33	secure supplemental funding from other sources, and to			
34	reduce the total scope and cost of the project to the			
35	extent practical while maintaining the programmatic			
36	intent of the project. In addition, the Director,			
37	Department of General Services, shall not authorize			
38	allocations from the funding provided in this Item until			
39	all projects listed in this Item have been fully evaluated			
40	and amounts recommended for each project. In			
41	determining appropriate allocation amounts, the			
42	Director, Department of General Services, shall give			
43	preference to those capital projects that have not			
44	previously received general fund supported			
45	supplements.			
46	C. Upon certification by the Director, Department of			
47	General Services, that the requirements of paragraph B.			
48	have been met, the Director, Department of Planning			
49	and Budget, is authorized to transfer amounts from this			
50	Item to the projects listed in the preceding paragraph as			
51	required to address construction and other related			
52	unanticipated cost increases.			
53	D. Projects receiving supplemental funding from this			
54	Item must be completed within the revised budget or			

		Item Details(\$)		Appropriations(\$)	
ITEM C-177.		First Year	Second Year	First Year	Second Year
		FY2009	FY2010	FY2009	FY2010
1	otherwise reduced in scope. Institutions shall use				
2	nongeneral funds to bear any additional cost above the				
3	amounts certified by the Department of General				
4	Services.				
5	C-177.10. Reversion Clearing Account: Restore Capital Project				
6	Cash Flows (17641).....			\$0	\$100,000,000
7	Fund Sources: General.....	\$0	\$100,000,000		
8	The Director, Department of Planning and Budget, shall				
9	restore amounts estimated at \$100,000,000 to the				
10	following capital projects listed in the table below by				
11	agency, fund code, and project code.				
12	<b>Agency Code</b>				
13	204				
14	204				
15	207				
16	208				
17	208				
18	209				
19	211				
20	212				
21	215				
22	215				
23	216	16806 / 16807			
24	217	16814			
25	238	16495			
26	242	16828 / 17414			
27	247	16607			
28	247	16832			
29	247	17365			
30	247	16745			
31	247	17486			
32	247	16523			
33	260	16611			
34	260	16843			
35	260	16836			
36	260	16851			
37	260	16849			
38	260	17375			
39	260	17380			
40	260	17167			
41	777	16723			
42	799	16991			
43	799	17267			
44	C-177.20. Preplan Capital Projects (17642).....			\$5,000,000	\$300,000
45	Fund Sources: General.....	\$5,000,000	\$300,000		
46	A.1. Out of this appropriation, \$250,000 the first year				
47	from the general fund is designated but not limited to				
48	determining the technical and functional requirements				
49	and acquisition, provided the appropriation is sufficient				
50	for purchase, of a capital project electronic information				
51	management solution by the Department of General				
52	Services to implement the provisions of HB 5001 and				
53	SB 5001 of the 2008 Special Session I of the General				
54	Assembly. The Department of General Services shall				
55	determine the procurement processes, pursuant to				
56	§ 2.2-4300 et seq. of the Code of Virginia, that result in				
57	the most cost efficient and timely means to satisfy the				

ITEM C-177.20.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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38	C-178.			
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ITEM C-178.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	administrative offices located in the City of Richmond.			
2	E. The Department of Corrections is hereby granted			
3	approval to enter into a new capital lease or renew an			
4	existing capital lease due to expire during the current			
5	biennium for their regional office located in the City of			
6	Richmond.			
7	F. The Department of General Services is hereby			
8	granted approval to enter into a new capital lease or			
9	renew an existing capital lease due to expire during the			
10	current biennium on behalf of the Department of			
11	Corrections Probation and Parole Office and			
12	Department of Social Services Child Support			
13	Enforcement Office located in the City of Manassas.			
14	G. The Department of General Services is hereby			
15	granted approval to enter into a new capital lease or			
16	renew an existing capital lease due to expire during the			
17	current biennium on behalf of the Department of Social			
18	Services, the Department of Medical Assistance			
19	Services, and other agencies to be identified in the			
20	Roanoke region.			
21	C-178.05. Reversion Clearing Account: State Agency Capital			
22	Account (17776).....		\$0	\$10,000,000
23	Fund Sources: Bond Proceeds.....		\$0	\$10,000,000
24	<i>The appropriation for bond proceeds in this Item is for</i>			
25	<i>the second phase of the improvements at the Virginia</i>			
26	<i>Commercial Space Flight Authority's Mid-Atlantic</i>			
27	<i>Regional Spaceport (MARS) facility at Wallops Island.</i>			
28	<i>The proceeds will be used for the development of</i>			
29	<i>fueling support equipment, improvements to support</i>			
30	<i>buildings and services, and the development of a</i>			
31	<i>vehicle integration facility. The Director of the</i>			
32	<i>Department of Planning and Budget is authorized to</i>			
33	<i>transfer appropriations from this Item to capital project</i>			
34	<i>993-17732 (Improve Wallops Flight Facilities).</i>			
35	<i>Notwithstanding any other provision of law, this project</i>			
36	<i>shall not be considered a major state project as defined</i>			
37	<i>in §10.1-1188, Code of Virginia.</i>			
38	Total for Central Capital Outlay .....		\$119,405,000	\$175,300,000
39				\$85,300,000
40	Fund Sources: General.....		\$5,000,000	\$100,300,000
41				\$300,000
42	Bond Proceeds.....		\$114,405,000	\$75,000,000
43				\$85,000,000
44	<b>§ 2-41. 9(C) REVENUE BONDS (950)</b>			
45	C-179. A.1. This Item authorizes the capital projects listed			
46	below to be financed pursuant to Article X, Section 9			
47	(c), Constitution of Virginia.			
48	2. The appropriations for said capital projects are			
49	contained in the appropriation Items listed below and			

	<b>Item Details(\$)</b>		<b>Appropriations(\$)</b>	
<b>ITEM C-179.</b>	<b>First Year</b>	<b>Second Year</b>	<b>First Year</b>	<b>Second Year</b>
	<b>FY2009</b>	<b>FY2010</b>	<b>FY2009</b>	<b>FY2010</b>

1 are subject to the conditions in § 2-0 F of this act.

2 3. The total amount listed in this Item includes  
 3 ~~\$350,565,000~~ \$376,390,000 in bond proceeds.

	Item #	Project Code	Section 9(c) Bonds
<b>College of William and Mary</b>			
Renovate Campus Center and Trinkle Hall	C-17	17554	\$35,000,000
Renovate Graduate Student Residence Halls	C-18	17555	\$2,500,000
<b>George Mason University</b>			
Construct President's Park Housing, Phase II	C-20	17540	\$15,633,000
Construct Housing VIII	C-27	17570	\$102,460,000
Construct Smithsonian Conservation and Research Center Housing and Dining	C-29	17572	\$17,804,000
<b>Old Dominion University</b>			
Construct Residence Hall, Phase II	C-48	17342	\$34,779,000
<b>Radford University</b>			
Construct new Residence Halls	C-56	17565	\$36,000,000
<b>Virginia Polytechnic Institute and State University</b>			
Renovate Ambler Johnston	C-89	17557	<del>\$55,000,000</del> \$65,000,000
Renovate Owens and West End Market Food Courts	C-90	17558	\$5,000,000
Construct New Residence Hall	C-91	16682	\$8,047,000
<b>Virginia State University</b>			
Construct Gateway Residence Hall, Phase II	C-93	17531	\$38,342,000
<i>Department of General Services</i>			
<i>Construct Main Street Centre Employee Parking Deck</i>	<i>C-5.05</i>	<i>17784</i>	<i>\$15,825,000</i>
<b>Total for Nongeneral Fund Obligation Bonds 9(c)</b>			<b><del>\$350,565,000</del> \$376,390,000</b>

37  
 38 Total for 9(C) Revenue Bonds..... **\$0** **\$0**

39 **§ 2-42. 9(D) REVENUE BONDS (951)**

40 C-180. 1. This Item authorizes the capital projects listed below  
 41 to be financed pursuant to Article X, Section 9(d),  
 42 Constitution of Virginia.

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

46 3. The total amount listed in this Item includes  
 47 ~~\$404,810,000~~ \$518,019,000 in bond proceeds.

	Item #	Project Code	Section 9(d) Bonds
<b>Christopher Newport University</b>			
Construct Ratcliffe Hall Addition	C-14	17567	\$8,350,000
Construct New Housing	C-14.10	17632	\$13,500,000
Land Acquisition	C-14.20	17633	\$14,400,000
<b>College of William and Mary</b>			
Construct Integrated Science Center	C-15	16296	\$7,100,000

ITEM C-180.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>Replace Zable Stadium Systems Improve</b>				
2	<i>Intercollegiate Athletic Facilities</i>	C-16	17553		\$2,000,000
3	<b>George Mason University</b>				
4	Renovate and Construct Physical Education Building				
5	Addition	C-24	17368		\$1,000,000
6	Construct Hotel Conference Center	C-25	17374		\$10,000,000
7	Construct Parking Deck IV	C-26	17569		\$27,233,000
8	Construct Southwest Campus Dining	C-28	17571		\$14,639,000
9	Construct Smithsonian Conservation and Research				
10	Center Housing and Dining	C-29	17572		\$2,338,000
11	Construct Parking Deck III, Phase II	C-30	17573		\$27,237,000
12	Construct West Campus Connector and Campus				
13	Entrances	C-31	17574		\$13,922,000
14	Construct East Campus Fields and Courts, Phase I	C-32	17575		\$3,249,000
15	Construct Track and Field Stadium	C-33	17576		\$8,320,000
16	Renovate West Fields	C-34	17577		\$3,194,000
17	Supplement Prince William Performing Arts	C-36.30	16745		<del>\$4,000,000</del>
18					\$5,000,000
19	Construct Swing Space and Data Center	C-36.50	17142		\$6,000,000
20	Construct Biocontainment Lab	C-36.20	17371		\$5,825,000
21	<b>James Madison University</b>				
22	Renovate and Expand Athletics and Recreation	C-38	17562		\$50,000,000
23	Acquire Rockingham Memorial Hall	C-39	17168		\$8,000,000
24	<i>Acquire Grace Street Property</i>	C-39.10	17793		\$6,000,000
25	<b>University of Mary Washington</b>				
26	Construct Convocation Center	C-43	17021		\$2,000,000
27	<b>Norfolk State University</b>				
28	<i>Renovate and expand Student Center Building</i>	C-46.05	16873		\$7,500,000
29	<b>Old Dominion University</b>				
30	Construct Powhatan Sports Complex	C-47	17483		<del>\$7,207,000</del>
31					\$11,707,000
32	<i>Improve Webb University Center</i>	C-50.20	17640		\$3,875,000
33	<b>Radford University</b>				
34	Construct Parking Deck	C-51	17532		\$11,698,000
35	Construct Student Fitness Center	C-54	17563		\$32,000,000
36	Construct Addition to Hurlburt Hall	C-55	17564		\$10,000,000
37	<b>University of Virginia</b>				
38	Construct Information Technology and				
39	Communications Data Center	C-61	17578		\$12,900,000
40	<b>Virginia Commonwealth University</b>				
41	Construct Executive Conference Center, Monroe				
42	Park Campus Addition	C-65	17536		\$33,957,000
43	Construct <del>Belvidere</del> and West Grace Street Parking				
44	Deck	C-66	17566		<del>\$14,942,000</del>
45					\$24,250,000
46	<i>Construct School of Medicine</i>	C-67.05	17683		\$58,436,000
47	<i>Renovate Massey Cancer Center Laboratory Support</i>	C-67.10	17685		\$5,013,000
48	<b>Virginia Community College System</b>				
49	Student Center, Portsmouth Campus	C-77	17397		\$4,306,000
50	Student Center, Chesapeake Campus	C-81.30	17625		\$20,753,000
51	Student Center, Virginia Beach Campus	C-81.40	17067		\$2,903,000
52	Student Center, Norfolk Campus	C-81.50	17068		\$1,663,000
53	<i>Construct Student Recreation Center, Blue Ridge</i>	C-81.56	17785		\$10,698,000
54	<i>Construct Chesapeake Academic Building Site</i>				
55	<i>Infrastructure, Tidewater</i>	C-81.58	17787		\$6,879,000
56	<b>Virginia Military Institute</b>				
57	Construct South Hill Parking	C-84	17559		\$2,816,000
58	Construct Lackey Parking	C-85	17560		\$1,958,000
59	<b>Virginia Polytechnic Institute and State University</b>				
60	Construct Basketball Practice Facility	C-86	17529		\$9,400,000
61	Construct McComas Hall Exterior Wall Structure	C-88	17556		\$6,000,000
62	<b>Total for Nongeneral Fund Obligation Bonds 9(d)</b>				<del>\$404,810,000</del>
63					\$518,019,000

ITEM C-180.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

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2 C-181. A.1. This Item authorizes the capital projects listed  
3 below to be financed pursuant to Article X, Section  
4 9(d) of the Constitution of Virginia.

5 2. This paragraph shall constitute the authority for the  
6 Virginia Public Building Authority to finance the  
7 following projects by the issuance of revenue bonds in  
8 aggregate principal amounts not to exceed the Section  
9 9(d) Bonds amounts listed, plus amounts to fund related  
10 issuance costs, reserve funds, and other financing  
11 expenses, in accordance with § 2.2-2263 of the Code of  
12 Virginia

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

16 4. The total amount listed in this paragraph includes  
17 ~~\$320,357,000~~ \$338,761,000 in bond proceeds.

Agency Name / Project Title	Item #	Project Code	Section 9(d) Bonds
<b>Department of General Services</b>			
Renovation and Addition to the Virginia State Capitol Building	C-1	16881	\$5,500,000
<b>Department of Agriculture and Consumer Services</b>			
Construct Eastern Shore Marketing and Inspection Office	C-6	17076	\$1,115,000
<b>The Science Museum of Virginia</b>			
Restore the exterior stucco	C-96	17585	\$1,100,000
<b>Virginia Museum of Fine Arts</b>			
Renovate carpenter shop	C-97	17582	\$1,695,000
Replace boiler plant	C-98	17583	\$975,000
Replace chiller plant	C-99	17584	\$1,080,000
<b>Department of Mental Health, Mental Retardation and Substance Abuse Services</b>			
Address life safety issues at state facilities	C-103	17596	\$24,000,000
<b>Woodrow Wilson Rehabilitation Center</b>			
Renovate Harold E. Watson Kitchen & Dining Hall	C-104	16969	\$7,946,000
<b>Department for the Blind and Vision Impaired</b>			
Renovate administration and activities building	C-106	17593	\$7,214,000
<b>Department of Conservation and Recreation</b>			
Repair various state park and soil and water conservation district and locally owned dams	C-107	17857	\$30,000,000
Land acquisition and Civil War battlefield preservation	C-110	17597	\$30,000,000

59



ITEM C-181.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>Department of Forensic Science</b>			
<b>2</b>	Expand Laboratory Space in			
<b>3</b>	Norfolk Forensic Lab Building	C-114	17173	\$3,827,000
<b>4</b>				
<b>5</b>	<b>Department of Corrections</b>			
<b>6</b>	Construct new dairy and dairy			
<b>7</b>	processing center	C-116	16994	\$7,178,000
<b>8</b>	Construct medium security			
<b>9</b>	correctional center, Mount Rogers			
<b>10</b>	Planning District	C-117	17491	\$4,000,000
<b>11</b>				\$5,700,000
<b>12</b>	Upgrade Powhatan electrical system	C-118	16105	\$2,000,000
<b>13</b>	Install fire safety systems and exits	C-119	16426	\$890,000
<b>14</b>	Upgrade Powhatan wastewater			
<b>15</b>	treatment plant	C-120	17607	\$3,812,000
<b>16</b>	Replace modular units at Marion	C-121	17608	\$4,401,000
<b>17</b>	Replace locking systems and doors	C-122	16113	\$2,500,000
<b>18</b>	Replace prison door control panels	C-123	17609	\$2,500,000
<b>19</b>	Install auger grinders	C-124	16433	\$800,000
<b>20</b>	Construct new kitchen and dining			
<b>21</b>	hall at Halifax	C-125	17610	\$4,061,000
<b>22</b>	Replace sally port at Southampton	C-126	17611	\$1,613,000
<b>23</b>	Replace plumbing and heating			
<b>24</b>	systems in field units	C-127	17612	\$2,500,000
<b>25</b>	Upgrade electrical systems in field			
<b>26</b>	units	C-128	15200	\$600,000
<b>27</b>	Install Elevated Water Storage Tank			
<b>28</b>	at Greenville	C-129	17613	\$2,771,000
<b>29</b>	Replace windows	C-130	17614	\$2,000,000
<b>30</b>	Renovate bathrooms and provide			
<b>31</b>	handicapped access at Chesterfield	C-131	17615	\$500,000
<b>32</b>	Install railings and mesh at			
<b>33</b>	Greenville	C-132	17616	\$622,000
<b>34</b>	Expand sally port building at			
<b>35</b>	Deerfield	C-133	17617	\$238,000
<b>36</b>	Upgrade St. Brides water treatment			
<b>37</b>	plant	C-134	17620	\$3,353,000
<b>38</b>	Craigsville Wastewater Treatment			
<b>39</b>	Plant	C-134.20	17637	\$1,000,000
<b>40</b>	<i>Replace Roofs Umbrella Project</i>	<i>C-134.25</i>	<i>16732</i>	<i>\$5,000,000</i>
<b>41</b>				
<b>42</b>	<b>Department of Juvenile Justice</b>			
<b>43</b>	Replace housing units at Natural			
<b>44</b>	Bridge Juvenile Correctional Center	C-136	17598	\$1,691,000
<b>45</b>	Replace classroom trailers at			
<b>46</b>	Beaumont	C-137	17255	\$450,000
<b>47</b>	Construct dry-storage warehouse at			
<b>48</b>	Culpeper Juvenile Correctional			
<b>49</b>	Center	C-138	17599	\$880,000
<b>50</b>	Remove abandoned underground			
<b>51</b>	fuel tanks	C-139	17600	\$250,000
<b>52</b>	Upgrade fire alarm and protection			
<b>53</b>	systems	C-140	17601	\$700,000
<b>54</b>	Replace natural gas, water and			
<b>55</b>	sewage lines	C-141	17602	\$2,200,000
<b>56</b>	Upgrade mechanical, electrical and			
<b>57</b>	plumbing systems for Reception and			
<b>58</b>	Diagnostic Center cottages	C-142	17603	\$700,000
<b>59</b>	Provide new DCE School HVAC			
<b>60</b>	plant at Hanover Juvenile			
<b>61</b>	Correctional Center	C-143	17604	\$500,000
<b>62</b>	Convert facilities to propane	C-144	17605	\$525,000
<b>63</b>	Connect cottages to emergency			
<b>64</b>	generators	C-145	17606	\$670,000

ITEM C-181.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Correct Erosion, Pamunkey	C-145.05	17727	\$1,704,000
2				
3	<b>Central Capital Outlay</b>			
4	Central Maintenance Reserve	C-176	15776	\$150,000,000
5	State Agency Capital Account (For			
6	Improvement to Wallops Flight			
7	Facility, Project 993-17732)	C-178.05	17776	\$10,000,000
8	<b>Total VPBA Projects</b>			<b>\$320,357,000</b>
9				<b>\$338,761,000</b>
10				
11	C-181.10. Reversion Clearing Account: Supplant Capital Projects			
12	- VPBA (17643).....			\$10,700,000
13				\$0
14	Fund Sources: <i>General</i> .....		(\$55,000,000)	\$0
15	Bond Proceeds .....		\$10,700,000	\$0
16			\$65,700,000	\$7,640,938
17	A.1. This Item authorizes capital projects to be financed			
18	pursuant to Article X, Section 9(d) of the Constitution			
19	of Virginia.			
20	2. This paragraph shall constitute the authority for the			
21	Virginia Public Building Authority to finance capital			
22	projects contained in Item C-326.30 of HB 29 as			
23	enacted by the 2008 Session of the General Assembly			
24	as well as the following capital projects listed in this			
25	<del>Item</del> paragraph through the issuance of revenue bonds			
26	in aggregate principal amounts not to exceed			
27	<del>\$125,000,000</del> \$132,065,000, plus amounts to fund			
28	related issuance costs, reserve funds, and other			
29	financing expenses, in accordance with § 2.2-2263 of			
30	the Code of Virginia. The Director, Department of			
31	Planning and Budget, shall provide the Chairman of the			
32	Virginia Public Building Authority with the specific			
33	projects as well as the amounts for those projects to be			
34	financed within the dollar limit established by this			
35	authorization.			
36	3. The Director, Department of Planning and Budget,			
37	shall restore from proceeds of bonds authorized for			
38	issuance by the Virginia Public Building Authority			
39	pursuant to § 2.2-2263 of the Code of Virginia, an			
40	amount equivalent to the general fund appropriation			
41	reverted from the following capital projects listed in the			
42	table below by agency, fund code, and project code:			
43	Agency Code	Project Code	Fund Code	
44	194	17091	0100	
45	194	17490	0100	
46	199	16937	0100	
47	425	17209	0100	
48	702	17231	0100	
49	720	17140	0100	
50	777	17179	0100	
51	799	16110	0100	
52	799	16113	0100	
53	4. The Director, Department of Planning and Budget,			
54	shall restore from proceeds of bonds authorized for			
55	issuance by the Virginia Public Building Authority			
56	pursuant to § 2.2-2263 of the Code of Virginia, an			

ITEM C-181.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	amount equivalent to the general fund appropriation			
2	reverted from the capital projects contained in Item			
3	C-326.30 of HB 29 as enacted by the 2008 Session of the			
4	General Assembly.			
5	5. The appropriations for the capital projects contained			
6	in this Item and in Item C-326.30 of HB 29, as enacted			
7	by the 2008 Session of the General Assembly, are			
8	subject to paragraph F. of § 2-0 of this act.			
9	<i>B.1. In the first year, the Director, Department of</i>			
10	<i>Planning and Budget, shall transfer general fund</i>			
11	<i>amounts estimated at \$55,000,000 to this Item from the</i>			
12	<i>projects listed in this paragraph. The Director,</i>			
13	<i>Department of Planning and Budget, may direct the</i>			
14	<i>restoration of any portion of the transferred amount if</i>			
15	<i>the director shall subsequently verify an unpaid</i>			
16	<i>obligation cannot be paid as a result of this transfer.</i>			
17	2. The Virginia Public Building Authority is authorized			
18	to finance the capital projects listed in this paragraph			
19	through the issuance of revenue bonds in the aggregate			
20	principal amounts not to exceed \$55,000,000, plus			
21	amounts to fund related issuance costs, reserve funds,			
22	and other financing expenses, in accordance with			
23	§ 2.2-2263 of the Code of Virginia. The Director,			
24	Department of Planning and Budget, shall provide the			
25	Chairman of the Virginia Public Building Authority			
26	with the specific projects as well as the amounts for			
27	those projects to be financed within the dollar limit			
28	established by this authorization.			
29	3. In the first year, the Director, Department of			
30	Planning and Budget, shall restore from proceeds of			
31	bonds authorized for issuance by the Virginia Public			
32	Building Authority pursuant to § 2.2-2263 of the Code			
33	of Virginia, an amount equivalent to the general fund			
34	appropriation reverted from the following capital			
35	projects listed in the table below by agency and project			
36	code:			
37	Agency Code	Project Code		
38	146	16783		
39	194	14008		
40	194	16881		
41	194	16967		
42	194	17091		
43	194	17490		
44	194	17499		
45	199	16937		
46	199	17496		
47	203	15825		
48	203	17229		
49	203	17443		
50	218	17435		
51	238	16495		
52	238	17170		
53	238	17353		
54	263	17230		
55	425	17209		
56	425	17455		
57	702	17231		
58	720	16726		
59	720	16973		

ITEM C-181.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	720	17140		
2	720	17211		
3	720	17227		
4	720	17228		
5	720	17276		
6	720	17456		
7	799	15200		
8	799	15755		
9	799	16104		
10	799	16110		
11	799	16113		
12	799	16115		
13	799	16424		
14	799	16426		
15	799	16732		
16	799	16990		
17	799	16991		
18	799	16993		
19	799	17139		
20	799	17260		
21	799	17263		
22	799	17264		
23	799	17265		
24	799	17266		
25	948	16864		
26	123	17245		
27	156	17250		
28	156	17504		
29	777	15203		
30	777	15204		
31	777	17254		
32	777	17255		
33	777	17257		
34	778	17173		
35	778	17459		
36	912	16249		
37	942	14439		

38 4. The appropriations for the capital projects contained  
39 in this Item are subject to paragraph F. of § 2-0 of this  
40 act.

41 C.1. The Virginia Public Building Authority is  
42 authorized to finance the capital projects listed in this  
43 Paragraph through the issuance of revenue bonds in  
44 the aggregate principal amounts not to exceed  
45 \$7,640,938, plus amounts to fund related issuance  
46 costs, reserve funds, and other financing expenses, in  
47 accordance with § 2.2-2263 of the Code of Virginia.  
48 The Director, Department of Planning and Budget,  
49 shall provide the Chairman of the Virginia Public  
50 Building Authority with the specific projects as well as  
51 the amounts for those projects to be financed within the  
52 dollar limit established by this authorization.

53 2. In the second year, the Director, Department of  
54 Planning and Budget, shall restore from proceeds of  
55 bonds authorized for issuance by the Virginia Public  
56 Building Authority pursuant to § 2.2-2263 of the Code  
57 of Virginia, an amount equivalent to the general fund  
58 appropriation reverted from the following capital  
59 projects listed in the table below by agency and project  
60 code:

ITEM C-181.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1                    *Agency Code*                    *Project Code*  
2  
3                    238                                    16495  
4                    777                                    16723  
5                    799                                    17267

6                    3. The appropriations for the capital projects contained  
7                    in this Item are subject to paragraph F. of § 2-0 of this  
8                    act.

9 C-182.        A.1. The following capital projects are hereby  
10                   authorized and may be supported in whole or in part  
11                   through bonds of the Virginia College Building  
12                   Authority pursuant to § 23-30.24 et seq., Code of  
13                   Virginia. Bonds issued to finance these projects may be  
14                   sold and issued under the 21st Century College  
15                   Program at the same time with other obligations of the  
16                   Authority as separate issues or as a combined issue.

17                   2. The total amount listed in this Item is ~~\$117,561,373~~  
18                   \$194,719,373 in bond proceeds.

19                   3. Debt service on the projects contained in this Item  
20                   shall be provided from appropriations to the Treasury  
21                   Board.

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

Agency Name / Project Title	Item #	Project Code	Section 9(d) Bonds
<b>Christopher Newport University</b>			
<i>Renovate/Expand Gosnold Hall</i>	<i>C-14.30</i>	<i>16828</i>	<i>\$2,345,000</i>
<b>The College of William and Mary in Virginia</b>			
Construct Integrated Science Center	C-15	16296	\$4,725,000
Construct New School of Education	<i>C-19.05</i>	<i>17586</i>	<i>\$2,819,000</i>
Expand Small Hall	<i>C-19.10</i>	<i>16784</i>	<i>\$2,248,000</i>
<b>Richard Bland College</b>			
Construct Science and Technology Center	<i>C-19.20</i>	<i>17687</i>	<i>\$1,000,000</i>
<b>George Mason University</b>			
Construct Academic VI / Research II	C-22	17365	\$5,500,000
Construct Academic V	C-23	16832	\$4,500,000
Construct Arlington II	<i>C-36.55</i>	<i>16523</i>	<i>\$5,000,000</i>
Renovate Thompson, West and Pohick	<i>C-36.60</i>	<i>16607</i>	<i>\$500,000</i>
<b>James Madison University</b>			
Construct Music Recital Hall	C-37	16807	\$676,000
Acquire Rockingham Memorial Hall	C-39	17168	\$8,600,000
Construct Center for the Arts	<i>C-39.05</i>	<i>16806</i>	<i>\$846,000</i>
<b>Longwood University</b>			
Bedford Wygal Connector	C-40.10	16802	\$1,900,000
Jarman Hall	C-40.20	16301	\$1,500,000
<b>University of Mary Washington</b>			
Renovate Monroe Hall	C-41	16803	\$1,500,000
Renovate Lee Hall	C-42	16594	\$750,000
Renovate Four Academic Buildings	C-44	16804	\$1,000,000
<b>Old Dominion University</b>			

ITEM C-182.			Item Details(\$)		Appropriations(\$)	
			First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Equipment for Hughes Hall	C-50.10	16821		\$1,300,000	
2	<b>Radford University</b>					
3	Renovate Young Hall	C-57	16814		\$284,000	
4	Renovate Davis Hall	C-58	16865		\$149,000	
5	Renovate Heth Hall	C-60.05	17334		\$7,076,000	
6	<b>University of Virginia</b>					
7	Construct Medical Research					
8	Building (MR-6)	C-63	16282		\$765,000	
9	Construct Arts and Sciences					
10	Building	C-63.05	16528		\$716,000	
11	Construct Alderman Road					
12	Housing, Phase II	C-63.06	17794		\$8,900,000	
13	<b>University of Virginia Medical</b>					
14	<b>Center</b>					
15	Renovate and equip medical					
16	center facilities	C-63.07	17795		\$40,000,000	
17	<b>University of Virginia's College at</b>					
18	<b>Wise</b>					
19	Construct Drama Building and					
20	Addition	C-63.10	16830		\$735,000	
21	<b>Virginia Commonwealth University</b>					
22	Construct Medical Sciences					
23	Building,					
24	Phase II	C-67	16721		\$3,700,000	
25	<b>Virginia Community College</b>					
26	<b>System</b>					
27	Construct Phase III Building,					
28	Loudoun					
29	Campus, Northern Virginia	C-69	17377		\$8,600,000	
30	Construct Phase I Regional Health					
31	Professions Center, Virginia					
32	Beach					
33	Campus, Tidewater	C-70	17378		\$8,200,000	
34	Construct Phase II Building,					
35	Midlothian					
36	Campus, John Tyler	C-71	17386		\$2,800,000	
37	Construct Phase VI Building,					
38	Annandale					
39	Campus, Northern Virginia	C-72	17387		\$6,100,000	
40	Renovate Science Building,					
41	Annandale					
42	Campus, Northern Virginia	C-73	16178		\$700,000	
43	Construct Historic Triangle					
44	Campus, Thomas Nelson	C-74	16837		\$5,640,000	
45	Equipment, Booth Center,					
46	Southwest Virginia	C-81.20	17636		\$979,373	
47	Rockbridge Regional Center,					
48	Dabney S. Lancaster	C-81.10	17639		\$75,000	
49	Dental Hygiene Facility					
50	Equipment	C-74.10	17635		\$2,400,000	
51	Renovate Hobbs (Suffolk)					
52	Campus, Paul D. Camp	C-75	17388		\$210,000	
53	Construct Tri-Cities Education					
54	Center	C-76	17488		\$900,000	
55	Construct Academic Building					
56	Phase III, Manassas Campus,					
57	Northern Virginia	C-81.55	17501		\$6,059,000	
58	<b>Virginia Military Institute</b>					
59	Construct Mallory Hall	C-82	16797		\$760,000	
60	Renovate Kilbourne Hall	C-83	17119		\$485,000	
61	<b>Virginia Polytechnic Institute and</b>					
62	<b>State University</b>					
63	Renovate Henderson Hall	C-87	16758		\$3,458,000	

		Item Details(\$)		Appropriations(\$)	
ITEM C-182.		First Year	Second Year	First Year	Second Year
		FY2009	FY2010	FY2009	FY2010
1	Construct Institute for Critical				
2	Technology and Applied Science,				
3	Phase II		17291	\$3,981,000	
4	<b>Central Capital Outlay</b>				
5	Supplements to Previously				
6	Authorized Projects		17178	\$39,405,000	
7	<b>Total VCBA Projects</b>			<b>\$117,561,373</b>	
8				<b>\$194,719,373</b>	
9					
10	C-182.10. Reversion Clearing Account: Supplant Capital Projects				
11	- VCBA (17644) .....			\$44,300,000	\$0
12					\$92,359,062
13	Fund Sources: <i>General</i> .....	(\$195,000,000)		\$0	
14	Bond Proceeds .....	\$44,300,000		\$0	
15		\$239,300,000	\$92,359,062		
16	A.1. This <del>item</del> paragraph shall constitute the authority				
17	for the Virginia College Building Authority to finance				
18	the capital projects contained in Item C-326.30 of HB				
19	29, as enacted by the 2008 Session of the General				
20	Assembly, as well as the following capital projects				
21	listed in this <del>item</del> paragraph through the issuance of				
22	bonds pursuant to § 23-30.24 et seq. Code of Virginia				
23	in aggregate principal amounts not to exceed				
24	<del>\$230,000,000</del> \$222,935,000. The Director, Department				
25	of Planning and Budget, shall provide the Chairman of				
26	the Virginia College Building Authority with the				
27	specific projects as well as the amounts for those				
28	projects to be financed within the dollar limit				
29	established by this authorization.				
30	2. The Director, Department of Planning and Budget,				
31	shall restore from proceeds of bonds authorized for				
32	issuance by the Virginia College Building Authority				
33	pursuant to § 23-30.24 et seq. Code of Virginia, an				
34	amount equivalent to the general fund appropriation				
35	reverted from the following capital projects listed in the				
36	table below by agency, fund code, and project code:				
37	Agency Code	Project Code	Fund Code		
38	204	17189	0100		
39	208	16713	0100		
40	208	16792	0100		
41	208	16793	0100		
42	208	17424	0100		
43	208	17494	0100		
44	211	17119	0100		
45	212	16798	0100		
46	212	17306	0100		
47	214	16301	0100		
48	214	16802	0100		
49	214	17017	0100		
50	214	17317	0100		
51	214	17323	0100		
52	215	17325	0100		
53	216	16808	0100		
54	216	16809	0100		
55	217	16813	0100		
56	221	17339	0100		
57	236	16403	0100		
58	236	16825	0100		
59	236	17452	0100		

ITEM C-182.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	242	16774	0100	
2	246	17362	0100	
3	246	17451	0100	
4	260	16178	0100	
5	260	16501	0100	
6	260	16614	0100	
7	260	16718	0100	
8	260	16837	0100	
9	260	16841	0100	
10	260	16850	0100	
11	268	17489	0100	
12	3. The Director, Department of Planning and Budget,			
13	shall restore from proceeds of bonds authorized for			
14	issuance by the Virginia College Building Authority			
15	pursuant to § 23.20.24 et seq. Code of Virginia, an			
16	amount equivalent to the general fund appropriation			
17	reverted from the capital projects contained in Item			
18	C-326.30 of HB 29 as enacted by the 2008 Session of			
19	the General Assembly.			
20	4. Debt service on the projects contained in this Item			
21	shall be provided from appropriations to the Treasury			
22	Board.			
23	5. The appropriations for the capital projects contained			
24	in this Item and in Item C-326.30 of HB 29, as enacted			
25	by the 2008 Session of the General Assembly, are			
26	subject to paragraph F. of § 2-0 of this act.			
27	<i>B.1. In the first year, the Director, Department of</i>			
28	<i>Planning and Budget, shall transfer general fund</i>			
29	<i>amounts estimated at \$195,000,000 to this Item from</i>			
30	<i>the projects listed in this paragraph. The Director,</i>			
31	<i>Department of Planning and Budget, may direct the</i>			
32	<i>restoration of any portion of the transferred amount if</i>			
33	<i>the director shall subsequently verify an unpaid</i>			
34	<i>obligation cannot be paid as a result of this transfer.</i>			
35	2. The Virginia College Building Authority is			
36	authorized to finance the capital projects listed in this			
37	paragraph through the issuance of bonds pursuant to			
38	§ 23-30.24 et seq. Code of Virginia in the aggregate			
39	principal amounts not to exceed \$195,000,000. The			
40	Director, Department of Planning and Budget, shall			
41	provide the Chairman of the Virginia College Building			
42	Authority with the specific projects as well as the			
43	amounts for those projects to be financed within the			
44	dollar limit established by this authorization.			
45	3. In the first year, the Director, Department of			
46	Planning and Budget, shall restore from proceeds of			
47	bonds authorized for issuance by the Virginia College			
48	Building Authority pursuant to § 23-30.24 et seq. Code			
49	of Virginia, an amount equivalent to the general fund			
50	appropriation reverted from the following capital			
51	projects listed in the table below by agency and project			
52	code:			
53	Agency Code	Project Code		
54	204	17189		
55	204	17278		
56	207	16283		
57	207	16788		



ITEM C-182.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	207	17476		
2	208	16713		
3	208	16793		
4	208	16795		
5	208	17291		
6	208	17424		
7	208	17494		
8	208	17510		
9	211	16797		
10	211	17119		
11	211	17303		
12	212	16767		
13	212	16798		
14	212	17207		
15	212	17305		
16	212	17306		
17	212	17415		
18	212	17416		
19	213	17480		
20	214	16301		
21	214	16770		
22	214	16802		
23	214	17017		
24	214	17317		
25	214	17448		
26	214	17449		
27	215	16594		
28	215	16771		
29	215	16803		
30	215	17325		
31	215	17326		
32	215	17482		
33	215	17493		
34	216	16806		
35	216	16808		
36	216	16809		
37	217	16813		
38	217	16814		
39	217	16815		
40	217	16865		
41	221	16817		
42	221	16818		
43	221	16820		
44	221	16821		
45	221	17339		
46	221	17340		
47	236	16403		
48	236	16721		
49	236	16823		
50	236	16825		
51	236	17452		
52	242	16774		
53	242	16828		
54	242	17484		
55	246	16830		
56	247	16523		
57	247	17365		
58	247	17486		
59	247	17487		
60	260	16178		
61	260	16267		
62	260	16273		
63	260	16611		
64	260	16614		

ITEM C-182.10.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	260	16614		
2	260	16718		
3	260	16836		
4	260	16837		
5	260	16838		
6	260	16841		
7	260	16843		
8	260	16849		
9	260	16850		
10	260	16851		
11	260	16860		
12	260	16862		
13	260	17116		
14	260	17118		
15	260	17167		
16	260	17375		
17	260	17380		
18	260	17380		
19	260	17383		
20	260	17385		
21	260	17385		
22	260	17386		
23	260	17387		
24	260	17388		
25	260	17488		
26	268	16522		
27	268	17447		
28	268	17489		
29	<i>4. Debt service on the projects contained in this</i>			
30	<i>paragraph shall be provided from appropriations to the</i>			
31	<i>Treasury Board.</i>			
32	<i>5. The appropriations for the capital projects contained</i>			
33	<i>in this paragraph are subject to paragraph F. of § 2-0</i>			
34	<i>of this act.</i>			
35	<i>C.1. The Virginia College Building Authority is</i>			
36	<i>authorized to finance the capital projects listed in this</i>			
37	<i>Paragraph through the issuance of bonds pursuant to</i>			
38	<i>§ 23-30.24 et seq. Code of Virginia in the aggregate</i>			
39	<i>principal amounts not to exceed \$92,359,062. The</i>			
40	<i>Director, Department of Planning and Budget, shall</i>			
41	<i>provide the Chairman of the Virginia College Building</i>			
42	<i>Authority with the specific projects as well as the</i>			
43	<i>amounts for those projects to be financed within the</i>			
44	<i>dollar limit established by this authorization.</i>			
45	<i>2. In the second year, the Director, Department of</i>			
46	<i>Planning and Budget, shall restore from proceeds of</i>			
47	<i>bonds authorized for issuance by the Virginia College</i>			
48	<i>Building Authority pursuant to § 23-30.24 et seq. Code</i>			
49	<i>of Virginia, an amount equivalent to the general fund</i>			
50	<i>appropriation reverted from the following capital</i>			
51	<i>projects listed in the table below by agency and project</i>			
52	<i>code:</i>			
53	<i>Agency Code</i>	<i>Project Code</i>		
54	204	16784		
55	208	16758		
56	208	17291		
57	209	17155		
58	215	16803		
59	216	16806		

ITEM C-182.10.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	216		16807		
2	242		16828		
3	247		16523		
4	247		16607		
5	247		16745		
6	247		16832		
7	247		17365		
8	260		16836		
9	260		17167		
10	3. Debt service on the projects contained in this				
11	paragraph shall be provided from appropriations to the				
12	Treasury Board.				
13	4. The appropriations for the capital projects contained				
14	in this paragraph are subject to paragraph F. of § 2-0				
15	of this act.				
16	Total for 9(D) Revenue Bonds.....			\$55,000,000	\$0
17					\$100,000,000
18	Fund Sources: General.....	(\$250,000,000)	\$0		
19	Bond Proceeds .....	\$55,000,000	\$0		
20		\$305,000,000	\$100,000,000		
21	TOTAL FOR CENTRAL APPROPRIATIONS .....			\$174,405,000	\$175,300,000
22					\$185,300,000
23	Fund Sources: General.....	\$5,000,000	\$100,300,000		
24		(\$245,000,000)	\$300,000		
25	Bond Proceeds .....	\$169,405,000	\$75,000,000		
26		\$419,405,000	\$185,000,000		
27	TOTAL FOR PART 2: CAPITAL PROJECT				
28	EXPENSES .....			\$1,453,360,373	\$363,101,000
29				\$1,495,574,373	\$630,202,000
30	Fund Sources: General.....	\$5,000,000	\$100,300,000		
31		(\$245,000,000)	\$300,000		
32	Special.....	\$107,312,000	\$192,000		
33		\$127,312,000			
34	Higher Education Operating.....	\$94,549,000	\$1,800,000		
35		\$101,005,000	\$8,345,000		
36	Commonwealth Transportation .....	\$20,779,000	\$20,409,000		
37		\$17,229,000	\$23,193,000		
38	Enterprise .....	\$400,000	\$400,000		
39	Trust and Agency .....	\$47,815,000	\$0		
40			\$25,371,000		
41	Dedicated Special Revenue.....	\$1,250,000	\$0		
42			\$14,000,000		
43	Federal Trust.....	\$12,962,000	\$0		
44	Bond Proceeds .....	\$1,163,293,373	\$240,000,000		
45		\$1,432,601,373	\$558,401,000		

Item Details(\$)		Appropriations(\$)	
First Year	Second Year	First Year	Second Year
FY2009	FY2010	FY2009	FY2010

**PART 3: MISCELLANEOUS**

§ 3-1.01 INTERFUND TRANSFERS

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

	FY 2009	FY 2010
1. Alcoholic Beverage Control Enterprise Fund (§ 4.1-116, Code of Virginia)		
a) For expenses incurred for care, treatment, study and rehabilitation of alcoholics by the Department of Mental Health, Mental Retardation and Substance Abuse Services and other state agencies (from Alcoholic Beverage Control gross profits)	\$65,375,769	\$65,375,769
b) For expenses incurred by the Virginia Wine Board (from Alcoholic Beverage Control gross profits)	\$580,679	\$580,679
c) For expenses incurred for care, treatment, study and rehabilitation of alcoholics by the Department of Mental Health, Mental Retardation and Substance Abuse Services and other state agencies (from gross wine liter tax collections as specified in § 4.1-234, Code of Virginia)	\$9,886,363	\$9,886,363
2. Forest Products Tax Fund (§ 58.1-1609, Code of Virginia)		
For collection by Department of Taxation	\$33,878	\$33,878
3. Peanut Fund (§ 3.1-662, Code of Virginia)		
For collection by Department of Taxation	\$969	\$969
4. Proceeds of the Tax on Motor Vehicle Fuels		
For inspection of gasoline, diesel fuel and motor oils	\$97,586	\$97,586
5. Virginia Retirement System (Trust and Agency)		
For postage by the Department of the Treasury	\$60,000	\$60,000
6. Department of Alcoholic Beverage Control (Enterprise)		
For services by the:		
a) Auditor of Public Accounts	\$75,521	\$75,521
b) Department of Accounts	\$64,607	\$64,607
c) Department of the Treasury	\$47,628	\$47,628
7. Department of Agriculture and Consumer Services (Federal Trust)		
For the Meat and Poultry Program	\$112,000	\$112,000
<b>TOTAL</b>	<b>\$76,335,000</b>	<b>\$76,335,000</b>

2.a. Transfers of net profits from the Alcoholic Beverage Control Enterprise Fund to the general fund shall be made four times a year, and such transfers shall be made within fifty (50) days of the close of each quarter. The transfer of fourth quarter profits shall be estimated and made in the month of June. In the event actual net profits are less than the estimate transferred in June, the difference shall be deducted from the net profits of the next quarter and the resulting sum transferred to the general fund. Distributions to localities shall be made within fifty (50) days of the close of each quarter. Net profits are estimated at ~~\$35,200,000~~\$36,600,000 the first year and ~~\$35,400,000~~\$37,000,000 the second year.

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

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

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

C. In order to fund such projects for improvement of the Chesapeake Bay and its tributaries as provided in § 58.1-2289 D, Code of Virginia, there is hereby transferred to the general fund of the state treasury the amounts listed below. The Department

1 of Motor Vehicles shall be responsible for effecting the provisions of this paragraph. The amounts listed below shall be  
2 transferred on June 30 of each fiscal year.

3 154 Department of Motor Vehicles \$7,416,469 \$7,416,469

4 D. The provisions of Chapter 6 of Title 58.1, Code of Virginia notwithstanding, the State Comptroller shall transfer to the  
5 general fund from the special fund titled "Collections of Local Sales Taxes" a proportionate share of the costs attributable to  
6 increased local sales and use tax compliance efforts and retention of local mapping services by the Department of Taxation  
7 estimated at ~~\$6,479,325~~ \$6,511,594 the first year and ~~\$6,711,796~~ \$6,776,657 the second year.

8 E. The State Comptroller shall transfer to the general fund from the Transportation Trust Fund a proportionate share of the  
9 costs attributable to increased sales and use tax compliance efforts by the Department of Taxation estimated at  
10 ~~\$3,050,540~~ \$3,094,305 the first year and ~~\$3,166,766~~ \$3,226,836 the second year.

11 F. The State Comptroller shall transfer on or before June 30, 2009, and June 30, 2010 respectively, to the general fund of the  
12 state treasury the following amounts from the agencies and fund sources listed below, for expenses incurred by central service  
13 agencies:

	Agency Code	Agency Name	Fund Group Fund Detail	FY 2009	FY 2010
14	111	Supreme Court of Virginia	0900	\$22,946	<del>\$22,946</del>
15					\$169,384
16	123	Department of Military Affairs	0200	\$2,735	<del>\$2,735</del>
17					\$0
18	123	Department of Military Affairs	0900	\$7,901	<del>\$7,901</del>
19					\$4,023
20		Department of Criminal Justice Services	0200	\$24,670	<del>\$24,670</del>
21	140	Department of Criminal Justice Services	0900	\$82,736	<del>\$82,736</del>
22					\$74,834
23	141	Attorney General	0900	\$0	<del>\$5,098</del>
24	154	Department of Motor Vehicles	0400	\$958,258	<del>\$958,258</del>
25		Department Of Housing And Community Development	0900	\$2,285	<del>\$2,285</del>
26					\$2,582
27	171	State Corporation Commission	0200	\$0	<del>\$471</del>
28	171	State Corporation Commission	0900	\$13,027	<del>\$13,027</del>
29					\$12,991
30	174	Virginia College Savings Plan	0500	\$201,232	<del>\$201,232</del>
31					\$242,131
32	181	Department of Labor And Industry	0200	\$6,204	<del>\$6,204</del>
33					\$0
34	199	Department of Conservation and Recreation	0200	\$4,019	<del>\$4,019</del>
35					\$4,777
36	199	Department of Conservation and Recreation	0900	\$100,000	<del>\$100,000</del>
37					\$293,570
38	201	Department of Education, Central Office Operations	0400	\$2,331	<del>\$2,331</del>
39					\$0
40	203	Woodrow Wilson Rehabilitation Center	0200	\$102,816	<del>\$102,816</del>
41					\$31,817
42	222	Department of Professional and Occupational Regulation	0200	\$1,282	<del>\$1,282</del>
43					\$1,816
44	226	Board of Accountancy	0900	\$11,556	<del>\$11,556</del>
45					\$25,741
46	232	Department of Minority Business Enterprise	0400	\$32,923	<del>\$32,923</del>
47					\$21,048
48	233	Board of Bar Examiners	0200	\$5,206	<del>\$5,206</del>
49					\$6,287
50					
51					

1	238	Virginia Museum of Fine Arts	0200	\$3,195	\$3,195
2					\$83,943
3	262	Department of Rehabilitative Services	0900	\$18,625	\$18,625
4					\$8,629
5	325	Department of Business Assistance	0200	\$169	\$169
6					\$0
7	325	Department of Business Assistance	0900	\$40,408	\$40,408
8					\$0
9	402	Marine Resources Commission	0200	\$36,330	\$36,330
10					\$22,894
11	402	Marine Resources Commission	0900	\$4,003	\$4,003
12					\$4,238
13	403	Department of Game and Inland Fisheries	0900	\$701,208	\$701,208
14					\$669,081
15	407	Virginia Port Authority	0200	\$83,423	\$83,423
16					\$78,387
17	407	Virginia Port Authority	0400	\$71,749	\$71,749
18	411	Department of Forestry	0200	\$36,821	\$36,821
19					\$0
20	411	Department of Forestry	0900	\$760	\$760
21					\$967
22	417	Gunston Hall	0200	\$3,999	\$3,999
23					\$1,389
24	423	Department of Historic Resources	0400	\$1,080	\$1,080
25					\$0
26	423	<i>Department of Historic Resources</i>	<i>0900</i>	<i>\$0</i>	<i>\$130</i>
27	501	Department of Transportation	0400	\$3,460,676	\$3,460,676
28					\$2,988,258
29	505	Department of Rail and Public Transportation	0400	\$183,898	\$183,898
30	506	Motor Vehicle Dealer Board	0200	\$17,375	\$17,375
31	601	Department of Health	0900	\$144,429	\$144,429
32					\$224,367
33	799	Department of Corrections	0200	\$160,419	\$160,419
34	751	Department for the Deaf and Hard of Hearing	0200	\$1,688	\$1,688
35					\$15,579
36	790	<i>Grants to Localities</i>	<i>0200</i>	<i>\$0</i>	<i>\$237</i>
37	841	Department of Aviation	0400	\$96,672	\$96,672
38					\$110,848
39	851	Virginia Tobacco Indemnification and Community Revitalization Commission	0900	\$199,062	\$199,062
40					\$139,899
41	852	Virginia Tobacco Settlement Foundation	0900	\$25,559	\$25,559
42					\$24,898
43	912	Department of Veterans Services	0200	\$72,194	\$72,194
44					\$133,227
45	912	<i>Department of Veterans Services</i>	<i>0900</i>	<i>\$0</i>	<i>\$340</i>
46	937	<i>Southern Virginia Higher Education Center</i>	<i>0200</i>	<i>\$0</i>	<i>\$2,487</i>
47	960	Department of Fire Programs	0200	\$91,057	\$91,057
48					\$90,531
49		<b>Total</b>		<b>\$7,036,926</b>	<b>\$7,036,926</b>
50					<b>\$6,893,098</b>

51 G.1. The Comptroller shall transfer to the Lottery Proceeds Fund established pursuant to § 58.1-4002.1, Code of Virginia, an  
52 amount estimated at ~~\$461,000,000~~\$430,500,000 the first year and ~~\$461,000,000~~\$430,200,000 the second year, from the State  
53 Lottery Fund. The transfer each year shall be made in two parts: (1) on or before January 1 of each year, the Comptroller shall  
54 transfer the balance of the State Lottery Fund for the first five months of the fiscal year and (2) thereafter, the transfer will be

1 made on a monthly basis. Prior to June 20 of each year, the State Lottery Director shall estimate the amount of profits in the  
2 State Lottery Fund for the month of June and shall notify the State Comptroller so that the estimated profits can be transferred  
3 to the Lottery Proceeds Fund prior to June 22.

4 2. No later than 10 days after receipt of the annual audit report required by § 58.1-4023, Code of Virginia, the Comptroller  
5 shall transfer to the Lottery Proceeds Fund the remaining audited balances of the State Lottery Fund for the prior fiscal year. If  
6 such annual audit discloses that the actual revenue is less than the estimate on which the June transfer was based, the State  
7 Comptroller shall adjust the next monthly transfer from the State Lottery Fund to account for the difference between the actual  
8 revenue and the estimate transferred to the Lottery Proceeds Fund. The State Comptroller shall take all actions necessary to  
9 effect the transfers required by this paragraph, notwithstanding the provisions of § 58.1-4022, Code of Virginia. In preparing  
10 the Comprehensive Annual Financial Report, the State Comptroller shall report the Lottery Proceeds Fund as specified in  
11 § 58.1-4002.1, Code of Virginia.

12 H.1. The State Treasurer is authorized to charge up to 20 basis points for each nongeneral fund account which he manages and  
13 which receives investment income. The assessed fees, which are estimated to generate ~~\$4,900,000~~<sup>\$4,700,000</sup> the first year and  
14 ~~\$4,900,000~~<sup>\$4,700,000</sup> the second year, will be based on a sliding fee structure as determined by the State Treasurer. The  
15 amounts shall be paid into the general fund of the state treasury.

16 2.a. The State Treasurer is authorized to charge institutions of higher education participating in the pooled bond program of the  
17 Virginia College Building Authority an administrative fee of up to 10 basis points of the amount financed for each project in  
18 addition to a share of direct costs of issuance as determined by the State Treasurer. Such amounts collected *from the public*  
19 *institutions of higher education*, which are estimated to generate ~~\$150,000~~<sup>\$250,000</sup> the first year and \$150,000 the second  
20 year, shall be paid into the general fund of the state treasury.

21 *b. The State Comptroller shall transfer to the general fund on June 30, 2010, the amount in excess of \$20,000 in the Virginia*  
22 *College Building Authority Private College Financing Program Fees (Fund 0220) at the Department of the Treasury. This*  
23 *transfer is estimated at \$150,000.*

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

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

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

33 K.1. Not later than 30 days after the close of each quarter during the biennium, the Comptroller shall transfer, notwithstanding  
34 the allotment specified in § 58.1-1410, Code of Virginia, funds collected pursuant to § 58.1-1402, Code of Virginia, from the  
35 general fund to the Game Protection Fund. This transfer shall not exceed ~~\$7,100,000~~<sup>\$5,000,000</sup> the first year and ~~\$7,100,000~~  
36 <sup>\$5,000,000</sup> the second year.

37 2. Notwithstanding the provisions of subparagraph K.1. above, the Governor may, at his discretion, direct the Comptroller to  
38 transfer to the Game Protection Fund, any funds collected pursuant to § 58.1-1402, Code of Virginia, that are in excess of the  
39 official revenue forecast for such collections.

40 L. The State Comptroller shall transfer prior to January 1, 2009; ~~and January 1, 2010, respectively,~~ to the general fund of the  
41 state treasury the following amounts from the agencies and fund sources listed below, for expenses incurred in processing  
42 payroll. *After July 1, 2009, the State Comptroller shall charge each of the following agencies for expenses incurred in*  
43 *processing payroll.*

Agency Name	Fund Group	FY2009	FY2010
Department of Minority Business Enterprise	0410	\$695	<del>\$695</del> \$0
Department of Criminal Justice Services	1000	\$24,707	<del>\$24,707</del> \$0
Virginia Information Technologies Agency	0600	\$31,222	<del>\$31,222</del> \$0
Department of Professional and Occupational Regulation	0900	\$11,761	<del>\$11,761</del> \$0
Department for the Aging	1000	\$910	<del>\$910</del> \$0
Department of Health Professions	0900	\$11,930	<del>\$11,930</del>

1				\$0
2	Department of Medical Assistance Services	1000	\$12,565	\$12,565
3				\$0
4	Department of Emergency Management	1000	\$5,265	\$5,265
5				\$0
6	Department of Fire Programs	0218	\$4,400	\$4,400
7				\$0
8	Department of Rail and Public Transportation	0410	\$2,197	\$2,197
9				\$0
10	<b>TOTAL</b>		<b>\$105,652</b>	<b>\$105,652</b>
11				\$0

12 M.1. On or before June 30 each year, the State Comptroller shall transfer from the general fund to the Family Access to  
 13 Medical Insurance Security Plan Trust Fund the amount required by § 32.1-352, Code of Virginia. This transfer shall not  
 14 exceed \$14,065,627 the first year and \$14,065,627 the second year. The State Comptroller shall transfer 90 percent of the  
 15 yearly estimated amounts to the Trust Fund on July 15 of each year.

16 2. Notwithstanding any other provision of law, interest earnings shall not be allocated to the Family Access to Medical  
 17 Insurance Security Plan Trust Fund (agency code 602, fund detail 0903) in either the first year or the second year of the  
 18 biennium.

19 N. The Comptroller shall transfer to the general fund on June 30 each year, the amount in excess of \$850,000 in the  
 20 Regulatory and Consumer Advocacy Revolving Trust Fund of the Office of the Attorney General (Fund 0239) in accordance  
 21 with Item 51 of this act.

22 O. Not later than thirty days after the close of each quarter during the biennium, the Comptroller shall transfer to the Game  
 23 Protection Fund the general fund revenues collected pursuant to § 58.1-638 E, Code of Virginia. Notwithstanding § 58.1-638 E,  
 24 this transfer shall not exceed \$9,608,734 the first year and \$9,608,734 the second year.

25 P.1. On or before June 30 each year, the State Comptroller shall transfer from the Tobacco Indemnification and Community  
 26 Revitalization Fund to the general fund an amount estimated at \$238,874 the first year and \$238,874 the second year. This  
 27 amount represents the Tobacco Indemnification and Community Revitalization Commission's 50 percent proportional share of  
 28 the Office of the Attorney General's expenses related to the enforcement of the 1998 Tobacco Master Settlement Agreement  
 29 and § 3.1-336.2, Code of Virginia.

30 2. On or before June 30 each year, the State Comptroller shall transfer from the Tobacco Settlement Fund to the general fund  
 31 an amount estimated at \$46,970 the first year and \$46,970 the second year. This amount represents the Tobacco Settlement  
 32 Foundation's ten percent proportional share of the Office of the Attorney General's expenses related to the enforcement of the  
 33 1998 Tobacco Master Settlement Agreement and § 3.1-336.2, Code of Virginia.

34 Q. On or before June 30, 2009, the State Comptroller shall transfer to the general fund ~~\$3,611,720~~\$4,811,720 from the Court  
 35 Debt Collection Program Fund at the Department of Taxation. On or before June 30, 2010, the State Comptroller shall transfer  
 36 to the general fund ~~\$3,611,720~~\$4,111,720 from the Court Debt Collection Program Fund at the Department of Taxation.

37 R. 1. The Department of Motor Vehicles shall retain ~~\$6,400,000~~\$1,400,000 in the first year and ~~\$6,400,000~~\$3,200,000 in the  
 38 second year from the Department of Motor Vehicles' Uninsured Motorists Fund to effect its information technology initiatives  
 39 and implementation of the federal Real ID Act. These amounts shall be from the share that would otherwise have been  
 40 transferred to the State Corporation Commission pursuant to § 46.2-710, Code of Virginia.

41 2. *The State Comptroller shall transfer to the general fund \$5,000,000 in the first year on or before June 30, 2009, and*  
 42 *\$3,200,000 in the second year on or before June 30, 2010, from the Department of Motor Vehicles' Uninsured Motorists*  
 43 *Fund. These amounts shall be from the share that would otherwise have been transferred to the State Corporation*  
 44 *Commission.*

45 S.1. The State Comptroller shall transfer on or before June 30, 2009, an amount estimated at \$5,500,000 and on or before June  
 46 30, 2010, an amount estimated at ~~\$5,500,000~~\$3,500,000 to the ~~general fund~~ *Special Damages Fund in the Department of the*  
 47 *Treasury* from the Intensified Drug Enforcement Jurisdictions Fund at the Department of Criminal Justice Services.

48 2. *On or before June 30, 2010, the State Comptroller shall transfer an amount estimated at \$2,000,000 to the general fund*  
 49 *from the Intensified Drug Enforcement Jurisdictions Fund at the Department of Criminal Justice Services.*

50 T. The State Comptroller shall transfer from agency and institution nongeneral fund accounts to the general fund an amount  
 51 estimated at \$861,440 on or before June 30, 2009, and \$861,440 on or before June 30, 2010, resulting from savings pursuant  
 52 to a Virginia Information Technologies Agency rate decrease for telecommunications services effective November, 2003. The  
 53 Director, Department of Planning and Budget, shall provide the Comptroller with the amount to be transferred from each  
 54 agency and institution of higher education.



- 1 U. The State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at  
2 \$18,000 on or before June 30, 2009, and \$18,000 on or before June 30, 2010, resulting from savings pursuant to a contract  
3 negotiated by the Virginia Information Technologies Agency for data-telecommunication lines effective July, 2003. The  
4 Director of the Department of Planning and Budget shall provide the Comptroller with the amount to be transferred from each  
5 agency.
- 6 V. The Department of Alcoholic Beverage Control shall sell the building in which the Alexandria Regional office is currently  
7 located. Notwithstanding the provisions of § 2.2-1156, Code of Virginia, all the proceeds from the sale of such property,  
8 estimated to be \$12,000,000, shall be deposited into the general fund no later than June 30, ~~2009~~2010. In addition, on or  
9 before June 30, 2009, and June 30, 2010, the State Comptroller shall transfer to the general fund \$1,420,385 the first year and  
10 \$1,550,385 the second year from operating efficiencies to be implemented by the department.
- 11 W. On or before June 30, 2009 and June 30, 2010, the State Comptroller shall transfer \$400,000 from the general fund to the  
12 Transportation Trust Fund to reflect sales tax revenues not collected as a result of the provisions of Chapter 503, Acts of  
13 Assembly of 2006.
- 14 X. The State Comptroller shall transfer on or before June 30, 2009, \$890,000 and on or before June 30, 2010, \$890,000 to the  
15 general fund from the \$2.00 increase in the vital records fee contained in the Department of Health's Vital Records and Health  
16 Statistics Program (40400).
- 17 Y. The State Comptroller shall transfer on or before June 30, 2009, \$1,000,000, and on or before June 30, 2010, \$1,000,000,  
18 to the general fund from the Trauma Center Fund contained in the Department of Health's Financial Assistance for Non Profit  
19 Emergency Medical Services Organizations and Localities Program (40203).
- 20 Z. The State Comptroller shall transfer an amount estimated at ~~\$1,250,000~~\$2,368,384 on or before June 30, 2009, and an  
21 amount estimated at \$1,750,000 on or before June 30, 2010, from unobligated nongeneral fund balances at the State  
22 Corporation Commission to the general fund.
- 23 AA. Any city or county electing to reimburse the Commonwealth for all or a portion of the savings apportioned to it pursuant  
24 to Item 475.1 of this act shall make its payment to the state treasury by the second Friday in January of each fiscal year. Such  
25 payments shall be deposited to a suspense account which will constitute a special fund on the books of the State Comptroller.  
26 On or before June 25th of each fiscal year, the State Comptroller shall transfer any amounts held in the suspense account to  
27 the general fund of the State Treasury and he shall notify the Director, Department of Planning and Budget, of the amount of  
28 this transfer. There is hereby appropriated from the general fund of the state treasury to Item 475.1 of this act an amount  
29 equivalent to the transfer to the general fund from the suspense account to offset the reversion contained in Item 475.1. The  
30 Director of the Department of Planning and Budget shall implement this appropriation prior to June 30 of each fiscal year. In  
31 the event that a locality electing to pay all or a portion of its share of the savings required by Item 475.1 of this act does not  
32 make such payment on or before the second Friday in January of each fiscal year, the Director, Department of Planning and  
33 Budget, is authorized to withhold an equivalent amount of savings from the affected state aid to local government programs in  
34 the manner as specified in paragraph C of Item 475.1 of this act.
- 35 *BB. There is hereby acknowledged, that the following authorized deficit in the Department of Veterans Services of \$1,412,900*  
36 *was transferred from the balance of the general fund per §4-3.01c. of this act during fiscal year 2008.*
- 37 *CC. The following properties operated by the Department of Corrections shall be sold and the proceeds of such sales*  
38 *deposited into the general fund, notwithstanding the provisions of §2.2-1156, Code of Virginia: the property at 7 N. 2nd*  
39 *Street in Richmond, used to house the Richmond Women's Detention Center, and approximately 46.1 acres near Haymarket,*  
40 *formerly used for the Haymarket Correctional Unit. The estimated amount of the payments to be received is \$1,500,000 the*  
41 *second year.*
- 42 *DD. The Department of Forestry shall sell the property at 728 Richmond Road in Staunton. Notwithstanding the provisions of*  
43 *§ 2.2-1156, Code of Virginia, all the proceeds from the sale of such property, estimated to be \$250,000, shall be deposited*  
44 *into the general fund no later than June 30, 2010.*
- 45 *EE. The State Comptroller shall transfer on or before June 30, 2009, \$500,000, and on or before June 30, 2010, \$500,000, to*  
46 *the general fund from the Land Preservation Fund (Fund 0216) at the Department of Taxation.*
- 47 *FF.1. The State Comptroller shall transfer amounts estimated at \$57,193,252 the first year and \$63,525,964 the second year*  
48 *on or before June 30, 2009 and June 30, 2010 from the agencies and fund sources listed below.*

49	<i>Agency / Purpose</i>	<i>Fund</i>	<i>FY 2009</i>	<i>FY 2010</i>
50	<i>Department of General Services (194)</i>			
51	<i>Transfer nongeneral fund cash balances</i>	<i>0286</i>	<i>\$29,480</i>	<i>\$0</i>
52	<i>Transfer nongeneral fund cash balances</i>	<i>0287</i>	<i>\$4,418</i>	<i>\$0</i>
53	<i>Transfer nongeneral fund cash balances</i>	<i>0297</i>	<i>\$19,194</i>	<i>\$0</i>
54	<i>Transfer nongeneral fund cash balances</i>	<i>0501</i>	<i>\$1,000,000</i>	<i>\$0</i>
55	<i>Transfer nongeneral fund cash balances</i>	<i>0603</i>	<i>\$250,000</i>	<i>\$0</i>

1	Capture Office of Fleet Management savings	0610	\$0	\$149,051
2	Transfer nongeneral fund cash balances	0688	\$1,332	\$0
3	Transfer nongeneral fund cash balances	0922	\$702,559	\$0
4				
5	<b>Department of Minority Business Enterprise</b>			
6	<b>(232)</b>			
7	Transfer nongeneral fund cash balances	0200	\$350,634	\$0
8				
9	<b>Department of Agriculture and Consumer</b>			
10	<b>Services (301)</b>			
11	Transfer cash balance generated through the			
12	regulation of prepaid legal services plans	0200	\$500,000	\$0
13	Transfer cash balance from charitable solicitors			
14	registration	0200	\$350,000	\$0
15	Transfer cash balance from regulation of			
16	pesticide applicators	0901	\$800,000	\$0
17	Transfer cash balance from fertilizer, feed, lime,			
18	and seed inspection fees	0940	\$167,811	\$0
19				
20	<b>Department of Forestry (411)</b>			
21	Capture nongeneral fund balances	0200	\$70,049	\$0
22	Capture nongeneral fund balances	0212	\$25,000	\$0
23	Capture nongeneral fund balances	0251	\$50,000	\$0
24	Capture nongeneral fund balances	0264	\$50,000	\$0
25	Capture nongeneral fund balances	0265	\$425	\$0
26	Capture nongeneral fund balances	0286	\$352	\$0
27	Capture nongeneral fund balances	0287	\$15,287	\$0
28				
29	<b>Department of Housing and Community</b>			
30	<b>Development (165)</b>			
31	Capture nongeneral fund cash balances	0200	\$150,000	\$0
32	Capture nongeneral fund cash balances	0925	\$150,000	\$0
33				
34	<b>Department of Mines, Minerals and Energy</b>			
35	<b>(409)</b>			
36	Revert sales office funds	0200	\$20,400	\$0
37	Revert energy revolving loan funds	0200	\$128,853	\$0
38	Revert sub metering special funds	0200	\$56,920	\$0
39				
40	<b>Radford University (217)</b>			
41	Revert nongeneral fund amounts	0306	\$0	\$7,076,000
42				
43	<b>University of Virginia (207)</b>			
44	Revert nongeneral fund amounts	0306	\$0	\$8,900,000
45				
46	<b>University of Virginia Medical Center (209)</b>			
47	Revert nongeneral fund amounts	0309	\$0	\$40,000,000
48				
49	<b>The Library of Virginia (202)</b>			
50	Transfer circuit court record funding to general			
51	fund.	0200	\$1,250,000	\$0
52				
53	<b>Department of Accounts (151)</b>			
54	Transfer nongeneral funds from the Virginia			
55	Education Loan Authority reserve funds	0708	\$550,000	\$300,000
56				
57	<b>Mental Retardation Training Centers (793)</b>			
58	Capture surplus nongeneral fund revenue	0200	\$15,067,179	\$0
59				
60	<b>Woodrow Wilson Rehabilitation Center (203)</b>			
61	Revert special fund balance	0200	\$1,500,000	\$0
62				
63	<b>Department of Rehabilitative Services (262)</b>			
64	Revert special fund balance	0200	\$584,869	\$0
65				
66	<b>Department of Health (601)</b>			

1	<i>Reduce Managed Care Health Insurance</i>			
2	<i>Program balances</i>	0200	\$845,616	\$0
3	<i>Revert excess bedding fees from the Office of</i>			
4	<i>Environmental Health Services</i>	0203	\$683,000	\$0
5	<i>Capture nongeneral fund cash balances</i>	0211	\$243,387	\$0
6	<i>Divert a portion of the Virginia Vital Statistics</i>			
7	<i>Automation Fund balance to the general fund</i>	0215	\$2,000,000	\$0
8	<i>Capture nongeneral fund cash balances</i>	0901	\$421,600	\$0
9	<i>Divert interest earnings from local health</i>			
10	<i>departments fund</i>	0901	\$75,000	\$75,000
11	<i>Remove unobligated grant funds from the Office</i>			
12	<i>of Emergency Management Services</i>	0910	\$503,757	\$0
13	<i>Reduce balances for water improvement</i>			
14	<i>construction funding from the Office of Drinking</i>			
15	<i>Water</i>	0922	\$3,084,000	\$0
16	<i>Capture Nursing Scholarship and Loan</i>			
17	<i>Repayment Fund balances</i>	0932	\$23,732	\$0
18	<i>Capture Physician Scholarship and Loan</i>			
19	<i>Repayment Fund balances</i>	0934	\$130,679	\$0
20	<i>Capture Nurse Practitioner Scholarship and</i>			
21	<i>Loan Repayment Fund balances</i>	0936	\$911	\$0
22	<i>Capture Dental Scholarship and Loan</i>			
23	<i>Repayment Fund balances</i>	0938	\$187,682	\$0
24	<i>Capture excess nongeneral fund balances</i>	0200	\$1,000,000	\$0
25	<i>Capture excess nongeneral fund balances</i>	0205	\$2,000,000	\$0
26	<i>Capture excess nongeneral fund balances</i>	0280	\$500,000	\$0
27				
28	<b><i>Department of Social Services (765)</i></b>			
29	<i>Revert child protective service registry special</i>			
30	<i>funds</i>	0202	\$500,000	\$200,000
31	<i>Revert nongeneral fund revenue associated with</i>			
32	<i>child support operational balances</i>	0235	\$15,170,000	\$4,380,000
33				
34	<b><i>Department of Environmental Quality (440)</i></b>			
35	<i>Transfer waste tire fund cash balance</i>	0906	\$500,000	\$500,000
36	<i>Reduce cash in Virginia Environmental</i>			
37	<i>Emergency Response Fund</i>	0907	\$300,000	\$300,000
38	<i>Eliminate litter competitive grants</i>	0925	\$100,000	\$100,000
39				
40	<b><i>Department of Corrections (799)</i></b>			
41	<i>Use prison enterprise revenues to reimburse</i>			
42	<i>general fund for capital expenses</i>	0200	\$1,000,000	\$0
43				
44	<b><i>Department of Military Affairs (123)</i></b>			
45	<i>Transfer cash balance to general fund</i>	0901	\$500,000	\$0
46				
47	<b><i>Department of Emergency Management (127)</i></b>			
48	<i>Transfer Katrina Emergency Management</i>			
49	<i>Assistance Compact reimbursement to the</i>			
50	<i>general fund</i>	0247	\$75,000	\$0
51				
52	<b><i>Department of Criminal Justice Services (140)</i></b>			
53	<i>Reduce discretionary spending in private security</i>			
54	<i>regulations</i>	0200	\$50,000	\$50,000
55	<i>Transfer nongeneral fund cash to the general</i>			
56	<i>fund</i>	0221	\$600,000	\$75,000
57	<i>Revert nongeneral fund balances</i>	0912	\$99,208	\$0
58	<i>Reduce regional special fund academy awards</i>	0940	\$0	\$125,685
59				
60	<b><i>Department of State Police (156)</i></b>			
61	<i>Transfer Katrina Emergency Management</i>			
62	<i>Assistance Compact reimbursement to the</i>			
63	<i>general fund</i>	0247	\$1,800,000	\$0
64	<i>Revert Insurance Fraud Program cash</i>	0250	\$302,330	\$0
65	<i>Revert Safety Inspection Program cash</i>	0261	\$302,062	\$0
66				
67	<b><i>Department of Juvenile Justice (777)</i></b>			

1	<i>Transfer balance of proceeds from land sale</i>	0200	\$5,063	\$0
2				
3	<b>Department of Fire Programs (960)</b>			
4	<i>Transfer Fire Programs Fund revenues to the</i>			
5	<i>general fund</i>	0218	\$0	\$1,097,500
6				
7	<b>Virginia Information Technologies Agency</b>			
8	<b>(136)</b>			
9	<i>Transfer nongeneral fund cash balances</i>	0931	\$342,626	\$0
10				
11	<b>Innovative Technology Authority (934)</b>			
12	<i>Revert interest for managed fund to the general</i>			
13	<i>fund</i>	0265	\$2,837	\$0
14				
15	<b>Department of Motor Vehicles Transfer</b>			
16	<b>Payments (530)</b>			
17	<i>Recover administrative cost of rental vehicle tax</i>			
18	<i>collections</i>	0745	\$0	\$159,287
19	<i>Recover administrative cost of mobile home tax</i>			
20	<i>collections</i>	0746	\$0	\$38,441
21				
22	<b>TOTAL</b>		<b>\$57,193,252</b>	<b>\$63,525,964</b>

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

27 § 3-1.02 INTERAGENCY TRANSFERS

28 The Virginia Department of Transportation shall transfer, from motor fuel tax revenues, \$329,868 the first year and \$329,868  
29 the second year to the Department of General Services for motor fuels testing.

30 § 3-1.03 SHORT-TERM ADVANCE TO THE GENERAL FUND FROM NONGENERAL FUNDS

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

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

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

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

1                                   **§ 3-2.00 WORKING CAPITAL FUNDS AND LINES OF CREDIT**

2   § 3-2.01 ADVANCES TO WORKING CAPITAL FUNDS

3       The State Comptroller shall make available to the Virginia Racing Commission, on July 1 of each year, the amount of  
4       \$125,000 from the general fund as a temporary cash flow advance, to be repaid by December 30 of each year.

5   § 3-2.02 CHARGES AGAINST WORKING CAPITAL FUNDS

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

12   § 3-2.03 LINES OF CREDIT

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

14	Administration of Health Insurance	\$50,000,000
15	<i>Department of Accounts, for the Payroll Service Bureau</i>	<i>\$400,000</i>
16	Department of Alcoholic Beverage Control	\$60,000,000
17	Department of Corrections, for Virginia Correctional	
18	Enterprises	\$1,000,000
19	Department of Emergency Management	\$150,000
20	Department of Environmental Quality	\$5,000,000
21	Department of General Services, for the Real Estate	
22	Internal Service Fund	\$2,100,000
23	Department of Human Resource Management, for the	
24	Workers' Compensation Self Insurance Trust Fund	\$10,000,000
25	Department of Mental Health, Mental Retardation and	
26	Substance Abuse Services	\$20,000,000
27	Department of Motor Vehicles	\$5,000,000
28	Department of the Treasury, for the Unclaimed Property	
29	Trust Fund	\$5,000,000
30	Department of the Treasury, for the State Insurance	
31	Reserve Trust Fund	\$25,000,000
32	Department of the Treasury, for the Teacher Liability	
33	Insurance Program	\$1,000,000
34	State Lottery Department	\$40,000,000
35	Virginia Information Technologies Agency	\$30,000,000
36	Virginia Tobacco Settlement Foundation	\$3,000,000
37	Department of Historic Resources	\$600,000
38	<i>Department of Correctional Education</i>	<i>\$300,000</i>

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

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

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

53    e. The State Lottery Department is hereby authorized to use its line of credit to meet cash flow needs for operations at any  
54    time during the year and to provide cash to the State Lottery Fund to meet the required transfer of estimated lottery profits to

1 the Lottery Proceeds Fund in the month of June, as specified in provisions of § 3-1.01G. of this act. The State Lottery  
2 Department shall repay the line of credit as actual cash flows become available. The Secretary of Finance is authorized to  
3 increase the line of credit to the State Lottery Department if necessary to meet operating needs.

#### 4 § 3-3.00 GENERAL FUND DEPOSITS

##### 5 § 3-3.01 PAYMENT BY THE VIRGINIA PUBLIC SCHOOL AUTHORITY

6 The Virginia Public School Authority shall transfer to the general fund an amount estimated at \$201,000 on or before June 30,  
7 2009 and an amount estimated at \$201,000 on or before June 30, 2010, to reimburse the Commonwealth for staff and other  
8 administrative services provided to the Authority by the Department of the Treasury. *The Virginia Public School Authority*  
9 *shall also transfer to the Literary Fund an amount estimated at \$9,531,945 on or before June 30, 2009 representing additional*  
10 *funds from the release of the Virginia Public School Authority's 1991 Resolution Debt Service Reserve Income Account and*  
11 *from available revenues accumulated from surcharges on local school bonds to recover the Authority's costs of issuance.*

##### 12 § 3-3.02 PAYMENT BY THE STATE TREASURER

13 The State Treasurer shall transfer an amount estimated at ~~\$200,000~~\$150,000 on or before June 30, 2009 and an amount  
14 estimated at ~~\$200,000~~\$150,000 before June 30, 2010, to the general fund from excess 9(c) sinking fund balances.

##### 15 § 3-3.03 PAYMENT FROM DEPARTMENT OF JUSTICE

16 All payments received by the Department of Corrections from the United States Department of Justice pursuant to the State  
17 Criminal Alien Assistance Program for housing illegal aliens and other prisoners shall be deposited directly into the general  
18 fund consistent with § 4-2.02 a 1 e) of this act. The estimated amount of the payment to be received is \$1,000,000 the first  
19 year and \$1,000,000 the second year.

##### 20 § 3-3.04 Interest Earnings

21 Notwithstanding any other provision of law, the State Comptroller shall not allocate interest earnings to the following agencies  
22 and funds in either the first year or the second year of the biennium. The estimated amount of interest earnings that shall  
23 remain in the general fund as a result of this provision is ~~\$12,000,000~~\$6,600,000 the first year and \$12,000,000 the second  
24 year of the biennium.

25	Agency	Agency Code	Fund Name	Fund/Final Detail
26	Department of Military Affairs	123	Armory Control Board Fund	0901
27	Virginia Information Technologies Agency	136	GIS Fund	0905
28	Virginia Information Technologies Agency	136	Wireless E-911 Fund	0928
29	Virginia Information Technologies Agency	136	Virginia Technology Infrastructure Fund	0931
30	Department of Accounts	151	Commonwealth Health Research Fund	0936
31	Department of Motor Vehicles	154	State Asset Forfeiture Fund	0430
32	Department of State Police	156	State Asset Forfeiture Fund	0233
33	Department of State Police	156	Drug Investigation Trust Account-State	0253
34	Department of Accounts Transfer Payments	162	Edvantage Reserve Fund	0708
35	Department of Housing and Community Development	165	Derelict Structure Fund	0916
36	State Corporation Commission	171	Underground Utility Damage prevention Fund	0902
37	Secretary of Commerce and Trade	192	Governor's Motion Picture Opportunity Fund	0902
38	Department of General services	194	Main Street Station Property	0922
39	Department of Conservation and Recreation	199	Soil/Water Conservation District Dam Maintenance Fund	0925
40	Department of Business Assistance	325	Virginia Small Business Growth Fund	0957
41	Marine Resources Commission	402	Forfeited Asset Sharing Program Fund	0265
42	Department of Forestry	411	Forfeited Asset Sharing Program Fund	0265
43	Department of Corrections	767	Drug Offender Access Fund	0953
44	Department of Corrections	799	Drug Offender Access Fund	0953
45	Department of Accounts-Statewide Activity	997	Drug Offender Access Fund	0953
46	Department of Corrections	795	Corrections Special Reserve Fund	0230
47	Department of Corrections	799	DED Impact Funds	0230
48	Innovative Technology Authority	934	Advanced Communications Assistance Fund	0265
49				
50				

			Commonwealth Technology Research	
1	Central Appropriations	995	Fund	0951
2	Department of Alcoholic Beverage Control	999	State Asset Forfeiture Fund	0533
3	Supreme Court	111	Court Technology Fund	0905
			School Resource Officer Incentive	
4	Department of Criminal Justice Services	140	Grants Fund	0903
			Virginia Domestic Violence Victim	
5	Department of Criminal Justice Services	140	Fund	0912
6	Department of Criminal Justice Services	140	Virginia Crime Victim - Witness Fund	0930
			Intensified Drug Enforcement	
7	Department of Criminal Justice Services	140	Jurisdictions Fund	0935
			Regional Criminal Justice Academy	
8	Department of Criminal Justice Services	140	Training Fund	0940
9	Department of Treasury	152	Workforce Training Access Fund	0901
10	Department of Housing and Community		Virginia Manufactured Housing	
11	Development	165	Transaction Recovery Fund	0925
12	Department of Housing and Community		Virginia Water Quality Improvement	
13	Development	165	Fund	0934
14	Charitable Gaming Commission	173	State Asset Forfeiture Fund	0233
15	Department of Conservation and Recreation	199	Natural Area Preservation Fund	0215
16	Department of Conservation and Recreation	199	Chesapeake Bay Restoration Fund	0252
			Virginia Stormwater Management	
17	Department of Conservation and Recreation	199	Fund	0902
			Flood Prevention and Protection	
18	Department of Conservation and Recreation	199	Assistance Fund	0910
			Virginia Land Conservation Fund -	
19	Department of Conservation and Recreation	199	Unrestricted	0918
			Virginia Water Quality Improvement	
20	Department of Conservation and Recreation	199	Fund	0934
			Virginia Water Quality Improvement	
21	Department of Conservation and Recreation	199	Fund Reserve	0935
22	Department of Professional and Occupational		Common Interest Community	
23	Regulation	222	Management Information Fund	0259
24	Department of Agriculture and Consumer			
25	Services	301	Contested Pesticide Penalties	0708
26	Department of Agriculture and Consumer		Tobacco Loss Assistance Program	
27	Services	301	Fund	0710
28	Department of Agriculture and Consumer		Virginia Farm Loan Revolving	
29	Services	301	Account	0716
30	Department of Agriculture and Consumer		Certification of Agricultural Products	
31	Services	301	Trust Fund	0729
32	Virginia Agricultural Council	307	Dedicated Special Revenue	0900
33	Chippokes Plantation Farm Foundation	319	Dedicated Special Revenue	0900
34	Department of Business Assistance	325	Workforce Retraining Fund	0909
			Small Business Environmental	
35	Department of Business Assistance	325	Compliance Assistance Fund	0930
			Marine Habitat and Waterways	
36	Marine Resources Commission	402	Improvement Fund	0916
			Virginia Fish Passage Grant and	
37	Department of Game and Inland Fisheries	403	Revolving Loan Fund	0922
38	Department of Mines, Minerals and Energy	409	Exxon Oil Overcharge Fund	0738
			Coal Surface Mining Reclamation	
39	Department of Mines, Minerals and Energy	409	Fund	0753
			Gas and Oil Plugging and Restoration	
40	Department of Mines, Minerals and Energy	409	Fund	0755
41	Department of Mines, Minerals and Energy	409	Orphaned Well Fund	0952
42	Department of Forestry	411	State Forests System Fund	0901
			Virginia's Natural Resources Trust	
43	Department of Forestry	411	Fund	0909
44	Department of Forestry	411	Virginia Forest Water Quality Fund	0926
45	Department of Historic Resources	423	Historic Resources Fund	0910
46	Department of Historic Resources	423	Preservation Easement Fund	0927
47	Department of Environmental Quality	440	Operating Permits Program	0510
			Underground Petroleum Storage Tank	
48	Department of Environmental Quality	440	Fund	0748
			Dupont Shenandoah River Mercury	
49	Department of Environmental Quality	440	Monitoring	0755

1	Department of Environmental Quality	440	Waste Tire Trust Fund	0906
2	Department of Environmental Quality	440	Virginia Environmental Emergency	
3	Department of Environmental Quality	440	Response Fund	0907
4	Department of Environmental Quality	440	Air Pollution Permit Program	0909
5	Department of Environmental Quality	440	Virginia Waste Management Board	
6	Department of Environmental Quality	440	Permit Program Fund	0911
7	Department of Environmental Quality	440	State Water Control Board Permit	
8	Department of Environmental Quality	440	Program Fund	0914
9	Department of Environmental Quality	440	Marine Habitat and Waterways	
10	Department of Environmental Quality	440	Improvement Fund	0916
11	Department of Environmental Quality	440	Vehicle Emissions Inspection	
12	Motor Vehicle Dealer Board	506	Program Fund	0919
13	Department of Health	601	Litter Control and Recycling Fund	0925
14	Department of Health	601	Small Business Environmental	
15	Department of Health	601	Compliance Assistance Fund	0930
16	Department of Health	601	Virginia Water Quality Improvement	
17	Department of Health	601	Fund Reserve	0935
18	Department of Health	601	State Revolving Loan Fund	0964
19	Department of Health	601	Motor Vehicle Dealer Board Fund	0212
20	Department of Fire Programs	960	Waterworks Technical Assistance	
21			Fund	0248
22			Virginia Rescue Squads Assistance	
23			Fund	0910
24			Water Supply Assistance Grant Fund	0922
25			Nursing Scholarship and Loan	
26			Repayment Fund	0934
27			Medical and Physicans Assistant	
28			Scholarship and Loan Repayment	
29			Fund	0932
30			Nurse Practitioner Scholarship and	
31			Loan Repayment Fund	0936
32			Safe Drinking Water State Revolving	
33			Fund	0945
34			Fire Programs Fund	0218
35				

**22 § 3-4.00 AUXILIARY ENTERPRISES AND SPONSORED PROGRAMS IN INSTITUTIONS OF HIGHER EDUCATION**

**23 § 3-4.01 AUXILIARY ENTERPRISE INVESTMENT YIELDS**

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

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

**31 § 3-5.00 ADJUSTMENTS AND MODIFICATIONS TO TAX COLLECTIONS**

**32 § 3-5.01 QUALIFIED EQUITY AND SUBORDINATED DEBT INVESTMENT TAX CREDIT**

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

**36 § 3-5.02 RETALIATORY COSTS TO OTHER STATES TAX CREDIT**

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



1 § 3-5.03 PAYMENT OF AUTO RENTAL TAX TO THE RAIL ENHANCEMENT FUND AND THE GENERAL FUND

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

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

9 § 3-5.04 IMPLEMENTATION OF CHAPTER 3, ACTS OF ASSEMBLY OF 2004, SPECIAL SESSION I

10 Revenues deposited into the Public Education Standards of Quality/Local Real Estate Property Tax Relief Fund established  
11 under § 58.1-638.1 of the Code of Virginia pursuant to enactments of the 2004 Special Session of the General Assembly shall  
12 be transferred to the general fund and used to meet the Commonwealth's responsibilities for the Standards of Quality  
13 prescribed pursuant to Article VIII, Section 2, of the Constitution of Virginia. The Comptroller shall take all actions necessary  
14 to effect such transfers monthly, no later than 10 days following the deposit to the Fund. The amounts transferred shall be  
15 distributed to localities as specified in Direct Aid to Public Education's (197), State Education Assistance Programs (17800) of  
16 this Act. The estimated amount of such transfers are ~~\$243,787,500~~\$222,100,000 the first year and ~~\$257,632,500~~\$228,500,000  
17 the second year.

18  
19 § 3-5.05 NEIGHBORHOOD ASSISTANCE PROGRAM AND SCHOOLS FOR CHILDREN WITH DISABILITIES FUND TAX  
20 CREDIT

21 A. Notwithstanding any other provisions of law and effective July 1, 2007, (1) the annual fiscal year cap for tax credits  
22 allowed under the Neighborhood Assistance Act shall be increased from \$8 million to \$12 million, (2) \$1 million of the  
23 increase shall be allocated for education programs and \$3 million for providing grants to private schools for students with  
24 disabilities, (3) the tax credit percentage for donations made by corporations and individuals is reduced from 45 percent to 40  
25 percent, and (4) the restriction placed upon individuals from claiming a tax credit for the donation if a charitable contribution  
26 deduction credit is also taken is removed.

27 The Department of Education shall administer the Schools for Students with Disabilities Fund from which grants will be made  
28 to private schools for students with disabilities for the purpose of reducing the tuition costs to attend such Schools. The Fund  
29 would be funded from monetary donations for which the Department would allocate the annual \$3 million in tax credits. The  
30 Board of Education shall establish guidelines for the grants program, including guidelines for procedures to allocate the \$3  
31 million in tax credits in fiscal years in which more than \$3 million in monetary donations were made to the Fund.

32 In addition, the \$50,000 taxable year limitation on individual tax credits under the Neighborhood Assistance Act pursuant to  
33 § 63.2-2006 of the Code of Virginia shall not apply in any taxable year beginning in the relevant fiscal year of the  
34 Commonwealth if, after an equitable allocation of tax credits under the Act of such relevant fiscal year, the total amount of tax  
35 credits granted for all programs approved under the Act (including tax credits for monetary donations to the Schools for  
36 Students with Disabilities fund ) for such fiscal year was less than \$12 million.

37 B. Notwithstanding the provisions of paragraph A, any business firm that has pledged in writing on or before January 1, 2006,  
38 to a neighborhood organization to make a donation to such organization shall be eligible to receive a tax credit equal to 45%  
39 of the value of any qualifying donation that is covered under such writing, provided that the donation is made on or before  
40 January 1, 2013 and does not exceed the annual caps established in paragraph A. Nothing in this paragraph shall be  
41 interpreted or construed as affecting any other provision of the Neighborhood Assistance Act (§ 63.2-2000 et seq. of the Code  
42 of Virginia). For purposes of this paragraph, the terms "business firm" and "neighborhood organization" shall mean the same  
43 as those terms are defined in § 63.2-2000 of the Code of Virginia.

44 C. For purposes of this section, the term "individual" means the same as that term is defined in § 58.1-302, but excluding any  
45 individual included in the definition of a "business firm" as such term is defined in § 63.2-2000.

46 § 3-5.06 RETAIL SALES & USE TAX EXEMPTION FOR INTERNET SERVICE PROVIDERS

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

1 § 3-5.07 RENEWABLE ENERGY INCOME TAX CREDITS

2 *Notwithstanding any other provision of law, for taxable years beginning on and after January 1, 2009, there shall be allowed*  
 3 *a credit against the individual income tax levied under § 58.1-320 and the corporation income tax levied under § 58.1-400 for*  
 4 *the purchase and installation of certain renewable energy property placed in service during the taxable year. In no event shall*  
 5 *the total amount of credits allowed against the individual income tax exceed \$1 million in any taxable year. In no event shall*  
 6 *the total amount of credits allowed against the corporate income tax exceed \$1 million in any taxable year.*

7 *a. For purposes of this section:*

8 *"Department" means the Virginia Department of Mines, Minerals and Energy.*

9 *"Photovoltaic property" means property installed in connection with a structure that uses a solar photovoltaic process to*  
 10 *generate electricity and that meets applicable performance and quality standards and certification requirements in effect at the*  
 11 *time of acquisition of the property, as specified by the Department.*

12 *"Solar water heating property" means property that, when installed in connection with a structure, uses solar energy for the*  
 13 *purpose of providing hot water for use within the structure and meets applicable performance and quality standards and*  
 14 *certification requirements in effect at the time of acquisition of the property, as specified by the Department.*

15 *"Renewable energy property" means photovoltaic property, solar water heating property, or wind-powered electrical generator*  
 16 *property.*

17 *"Wind-powered electrical generator property" means an electrical generating unit located on the individual's or corporation's*  
 18 *premises that uses wind as its total source of fuel to offset all or part of the individual's or corporation's own electricity*  
 19 *requirements and which meets applicable performance and quality standards as specified by the Department.*

20 *b. For purposes of the individual income tax credit, the amount of such credit shall not exceed:*

21 *1. \$2,000 for each kilowatt of photovoltaic property, not to exceed \$8,000 per system or the total cost of the system, whichever*  
 22 *is less;*

23 *2. \$1,500 for each kilowatt of wind-powered electrical generators, not to exceed \$6,000 per system or the total cost of the*  
 24 *system, whichever is less;*

25 *3. \$1,000 for each kilowatt equivalent of solar water heating property, as determined by the Department, not to exceed \$4,000*  
 26 *per system or the total cost of the system, whichever is less.*

27 *c. For purposes of the corporate income tax credit, the amount of such credit shall not exceed:*

28 *1. \$2,000 for each kilowatt of photovoltaic property, not to exceed \$20,000 per system or the total cost of the system,*  
 29 *whichever is less;*

30 *2. \$1,500 for each kilowatt of wind-powered electrical generators, not to exceed \$15,000 per system or the total cost of the*  
 31 *system, whichever is less;*

32 *3. \$1,000 for each kilowatt equivalent of solar water heating property, as determined by the Department, not to exceed*  
 33 *\$10,000 per system or the total cost of the system, whichever is less.*

34 *c. Credits shall be granted by the Department on a first-come, first-served basis until the aggregate amount of all tax credits*  
 35 *granted under this section to individuals equals \$1,000,000 in a given year and the amount of tax credits granted under this*  
 36 *section to corporations equals \$1,000,000.*

37 *d. Individuals and corporations seeking to claim any tax credit provided for under this section shall submit an application to*  
 38 *the Department for approval of such tax credit. The Department shall establish the guidelines and forms on which the*  
 39 *application is to be submitted. The Department shall within fourteen days review such application and shall approve such*  
 40 *application upon determining that it meets all guidelines. Actions by the Department relating to the allocation and awarding*  
 41 *of credits under this section shall be exempt from the provisions of the Administrative Process Act pursuant to subdivision B 4*  
 42 *of § 2.2-4002.*

43 *e. The taxpayer shall submit with his income tax return all documentation as required by the Department of Taxation. Any*  
 44 *credit not usable for the taxable year may be carried over the next three taxable years. The amount of the credit allowed*  
 45 *pursuant to this section shall not exceed the tax imposed for such taxable year.*

46 *f. Any taxpayer entitled to a credit under this section may transfer unused but otherwise allowable credits for use by another*  
 47 *taxpayer on Virginia income tax returns. A taxpayer who transfers any amount of the credit in accordance with this section*  
 48 *shall file a notification of such transfer to the Department of Taxation in accordance with procedures and forms prescribed by*

1 *the Tax Commissioner.*

2 *g. For purposes of this section, the amount of any credit attributable to a partnership, electing small business corporation (S*  
 3 *corporation), or limited liability company shall be allocated to the partners, shareholders, or members, respectively, in*  
 4 *proportion to their ownership or interest in such business entity.*

5 **§ 3-5.08 CAPTIVE REAL ESTATE INVESTMENT TRUST**

6 *Notwithstanding any other provision of law, for taxable years beginning on and after January 1, 2009, a corporation that is a*  
 7 *Captive Real Estate Investment Trust ("REIT") shall, in addition to the provisions of § 58.1-402, Code of Virginia, add the*  
 8 *amount of dividends deductible under §§ 561 and 857 of the Internal Revenue Code, to the extent excluded from federal*  
 9 *taxable income.*

10 *a. For purposes of this section, a REIT is a Captive REIT if:*

11 *(1) It is not regularly traded on an established securities market;*

12 *(2) More than 50 percent of the voting power or value of beneficial interests or shares of which, at any time during the last*  
 13 *half of the taxable year, is owned or controlled, directly or indirectly, by a single entity that is (i) a corporation or an*  
 14 *association taxable as a corporation under the Internal Revenue Code; and (ii) not exempt from federal income tax pursuant*  
 15 *to § 501 (a) of the Internal Revenue Code; and*

16 *(3) More than 25 percent of its income consists of rents from real property as defined in § 856 (d) of the Internal Revenue*  
 17 *Code.*

18 *b. For purposes of applying the ownership test of section a (2), the following entities shall not be considered a corporation or*  
 19 *an association taxable as a corporation:*

20 *(1) Any REIT that is not treated as a Captive REIT;*

21 *(2) Any REIT subsidiary under § 856 of the Internal Revenue Code other than a qualified REIT subsidiary of a Captive REIT;*

22 *(3) Any Listed Australian Property Trust, or an entity organized as a trust, provided that a Listed Australian Property Trust*  
 23 *owns or controls, directly or indirectly, 75 percent or more of the voting or value of the beneficial interests or shares of such*  
 24 *trust; and*

25 *(4) Any Qualified Foreign Entity.*

26 *c. For purposes of this section, the constructive ownership rules prescribed under § 318 (a) of the Internal Revenue Code, as*  
 27 *modified by § 856 (d) (5) of the Internal Revenue Code, shall apply in determining the ownership of stock, assets, or net*  
 28 *profits of any person.*

29 *d. For purposes of this section:*

30 *"Listed Australian Property Trust" means an Australian unit trust registered as a Management Investment Scheme, pursuant to*  
 31 *the Australian Corporations Act, in which the principal class of units is listed on a recognized stock exchange in Australia and*  
 32 *is regularly traded on an established securities market.*

33 *"Qualified Foreign Entity" means a corporation, trust, association or partnership organized outside the laws of the United*  
 34 *States and that satisfies all of the following criteria:*

35 *(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*  
 36 *defined in § 856 (c) (5) (B) of the Internal Revenue Code, thereby including shares or certificates of beneficial interest in any*  
 37 *REIT, cash and cash equivalents, and U.S. Government securities.*

38 *(2) The entity is not subject to a tax on amounts distributed to its beneficial owners, or is exempt from entity level tax.*

39 *(3) The entity distributes, on an annual basis, at least 85 percent of its taxable income, as computed in the jurisdiction in*  
 40 *which it is organized, to the holders of its shares or certificates of beneficial interest.*

41 *(4) The shares or certificates of beneficial interest of such entity are regularly traded on an established securities market or, if*  
 42 *not so traded, not more than 10 percent of the voting power or value in such entity is held directly, indirectly, or*  
 43 *constructively by a single entity or individual.*

44 *(5) The entity is organized in a country that has a tax treaty with the United States.*

1 § 3-5.09 ENERGY EFFICIENT SYSTEMS SALES AND USE TAX EXEMPTION

2 *Notwithstanding any other provision of law, effective beginning July 1, 2009, the tax imposed by Chapter 6 of Title 58.1, Code*  
 3 *of Virginia, or pursuant to the authority granted in §§ 58.1-605 and 58.1-606, Code of Virginia, shall not apply to solar*  
 4 *photovoltaic systems, solar thermal systems, and wind-powered electrical generators purchased for installation in or on*  
 5 *residential real property. The provisions of subdivision B of § 58.1-610, Code of Virginia, shall not apply to the exemption*  
 6 *provided by this section.*

7 *For purposes of this section, the term "solar photovoltaic system" means an energy system or solar panel that collects or*  
 8 *absorbs sunlight for conversion into electricity and that has been certified as meeting all applicable safety standards of*  
 9 *Underwriters Laboratories. Systems that are interconnected with the utility grid shall comply with performance and safety*  
 10 *standards established by the Virginia State Corporation Commission in accordance with § 56-594.*

11 *For purposes of this section, the term "solar thermal system" means a solar energy system that collects or absorbs solar*  
 12 *energy to generate hot water or air for space heating or water heating. Solar water heating systems shall meet the*  
 13 *operational guidelines for an OG-300 certified solar water heating system as established by the Solar Rating and Certification*  
 14 *Corporation. Solar space heating panels that heat air shall meet the operational guidelines for an OG-100 certified solar*  
 15 *panel.*

16 *For purposes of this section, the term "wind-powered electrical generator" means an electrical generating unit that (i) has a*  
 17 *capacity of not more than 10 kilowatts, (ii) uses wind as its total source of fuel, (iii) is intended primarily to offset all or part*  
 18 *of the owner's electricity requirements, (iv) meets all applicable performance and quality standards specified by the Virginia*  
 19 *Department of Mines, Minerals, and Energy; and (v) for units that are interconnected with the utility grid, complies with*  
 20 *performance and safety standards established by the Virginia State Corporation Commission in accordance with § 56-594.*

21 § 3-5.10 CONFORMITY TO INTERNAL REVENUE CODE

22 *Notwithstanding the provisions of § 58.1-301, Code of Virginia, any reference in Chapter 3, Title 58.1, Code of Virginia, to*  
 23 *the laws of the United States relating to federal income taxes shall mean the provisions of the Internal Revenue Code, and*  
 24 *amendments thereto, and other provisions of the laws of the United States relating to federal income taxes, as they existed on*  
 25 *December 31, 2008, and the exception described in subdivision B.1 of § 58.1-301, Code of Virginia shall include sections 168*  
 26 *(l), 168 (m), 1400L, and 1400N in addition to section 168(k) of the Internal Revenue Code.*

27 § 3-5.11 SALES AND USE TAX DEALER DISCOUNT

28 *Notwithstanding any other provision of law, effective beginning with the return for June, 2009 due July, 2009, the*  
 29 *compensation available to a dealer under § 58.1-622, Code of Virginia, shall be eliminated.*

30 § 3-5.12 LAND PRESERVATION INCOME TAX CREDIT

31 *Notwithstanding any other provision of law, for taxable years beginning on and after January 1, 2009, and before January 1,*  
 32 *2011, the \$100,000 limitation in § 58.1-512 C 1 shall be \$50,000. Any portion of the Land Preservation Income Tax Credit*  
 33 *that would have been allowable but for the \$50,000 limitation imposed by this section may be carried over by the affected*  
 34 *taxpayer for a maximum of 12 consecutive taxable years following the taxable year in which the credit originated until fully*  
 35 *expended in the case of the taxpayer to whom the credit was issued, and 13 years following issuance of the credit in the case*  
 36 *of a taxpayer to whom the credit has been transferred.*

37 § 3-5.13 DISPOSITION OF EXCESS FEES COLLECTED BY CLERKS OF THE CIRCUIT COURTS

38 *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,*  
 39 *2009, the Commonwealth shall be entitled to two-thirds of the excess fees collected by the clerks of the circuit courts as*  
 40 *required to be reported under § 17.1-283.*

41 § 3-5.14 CIGARETTE AND TOBACCO PRODUCTS TAXES

42 *Notwithstanding any other provision of law, effective for each cigarette sold, stored or received on and after July 1, 2009, the*  
 43 *excise tax on cigarettes imposed under § 58.1-1001, Code of Virginia, shall be three cents. The Tax Commissioner shall*  
 44 *establish guidelines and rules for transitional procedures in regard to the increase in the state cigarette tax and the tax on*  
 45 *tobacco products, pursuant to the provisions of this act. The development of such guidelines and rules by the Tax*  
 46 *Commissioner shall be exempt from the provisions of the Administrative Process Act (§ 2.2-4000 et seq.).*

47 *Notwithstanding any other provision of law, effective July 1, 2009, the tax on tobacco products imposed under § 58.1-1021.02,*  
 48 *Code of Virginia, shall be at the rate of 25 cents per ounce on each can or package of moist snuff. For the purposes of this*  
 49 *paragraph, the term "moist snuff" shall mean any finely cut, ground, or powdered tobacco, other than dry snuff, that is*  
 50 *intended to be placed in the mouth.*

51 *Notwithstanding any other provision of law, effective beginning with the return for June, 2009 due July, 2009, the discount for*

1 *stamping agents available under § 58.1-1009, Code of Virginia, shall be eliminated. In no event shall a discount be available*  
2 *for revenue stamps bearing the cigarette excise tax rate effective on or after July 1, 2009.*

3 *Notwithstanding any other provision of law, effective beginning with the return for June, 2009 due July, 2009, the*  
4 *compensation available to a dealer under § 58.1-1021.03, Code of Virginia, shall be eliminated.*

5 **§ 3-5.15 TIRE RECYCLING FEE DISCOUNT**

6 *Notwithstanding any other provision of law, effective beginning with the return for June, 2009 due July, 2009, the*  
7 *compensation available to a retailer of tires under § 58.1-642, Code of Virginia, shall be eliminated.*

8 **§ 3-5.16 COMMUNICATIONS SALES AND USE TAX DEALER DISCOUNT**

9 *Notwithstanding any other provision of law, effective beginning with the return for June, 2009 due July, 2009, the*  
10 *compensation available to a dealer under § 58.1-656, Code of Virginia, shall be eliminated.*

11 **§ 3-5.17 TAX FOR ENHANCED 911 SERVICES DISCOUNT**

12 *Notwithstanding any other provision of law, effective beginning with the return for June, 2009 due July, 2009, the*  
13 *compensation available to a communications services provider under § 58.1-1730, Code of Virginia, shall be eliminated.*

14 **§ 3-5.18 FUELS TAX DISCOUNTS**

15 *Notwithstanding any other provision of law, effective beginning with the return for June, 2009 due July, 2009, the discount*  
16 *available to a distributor, importer or supplier under §§ 58.1-2233, 58.1-2236 and 58.1-2256, Code of Virginia, shall be*  
17 *eliminated.*

18 **§ 3-6.00 ADJUSTMENTS AND MODIFICATIONS TO FEES**

19 **§ 3-6.01 RECORDATION TAX FEE**

20 *There is hereby assessed a ten dollar fee on (i) every deed for which the state recordation tax is collected pursuant to*  
21 *§§ 58.1-801 A and 58.1-803, Code of Virginia; and (ii) every certificate of satisfaction admitted under § 55-66.6, Code of*  
22 *Virginia. The revenue generated from such fee shall be deposited to the general fund.*

1 **PART 4: GENERAL PROVISIONS**

2 **§ 4-0.00 OPERATING POLICIES**

3 § 4-0.01 OPERATING POLICIES

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

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

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

10 **§ 4-1.00 APPROPRIATIONS**

11 § 4-1.01 PREREQUISITES FOR PAYMENT

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

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

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

26 § 4-1.02 WITHHOLDING OF SPENDING AUTHORITY

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

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

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

38 c. Increased Nongeneral Fund Revenue:

39 1. General fund appropriations to any state agency for operating expenses are supplemental to nongeneral fund revenues  
40 collected by the agency. To the extent that nongeneral fund revenues collected in a fiscal year exceed the estimate on which  
41 the operating budget was based, the Governor is authorized to withhold general fund spending authority, by withholding  
42 allotments of appropriations, in an equivalent amount. However, this limitation shall not apply to (a) restricted excess tuition  
43 and fees for educational and general programs in the institutions of higher education, as defined in § 4-2.01 c of this act; (b)  
44 appropriations to institutions of higher education designated for fellowships, scholarships and loans; (c) gifts or grants which  
45 are made to any state agency for the direct costs of a stipulated project; (d) appropriations to institutions for the mentally ill or  
46 mentally retarded payable from the Mental Health and Mental Retardation Revenue Fund; and (e) general fund appropriations  
47 for highway construction and mass transit. Moneys unallotted under this provision shall not be reallocated for any other  
48 purpose.

49 2. To the degree that new or additional grant funds become available to supplement general fund appropriations for a program,

1 following enactment of an appropriation act, the Governor is authorized to withhold general fund spending authority, by  
 2 withholding allotments of appropriations, in an amount equivalent to that provided from grant funds, unless such action is  
 3 prohibited by the original provider of the grant funds. The withholding action shall not include general fund appropriations,  
 4 which are required to match grant funds. Moneys unallotted under this provision shall not be reallocated for any other purpose.

5 d. Reduced General Fund Resources:

6 1. The term "general fund resources" as applied in this subsection includes revenues collected and paid into the general fund of  
 7 the state treasury during the current biennium, transfers to the general fund of the state treasury during the current biennium,  
 8 and all unexpended balances brought forward from the previous biennium.

9 2. In the event that general fund resources are estimated by the Governor to be insufficient to pay in full all general fund  
 10 appropriations authorized by the General Assembly, the Governor shall, subject to the qualifications herein contained, withhold  
 11 general fund spending authority, by withholding allotments of appropriations, to prevent any expenditure in excess of the  
 12 estimated general fund resources available.

13 3. In making this determination, the Governor shall take into account actual general fund revenue collections for the current  
 14 fiscal year and the results of a formal written re-estimate of general fund revenues for the current and next biennium, prepared  
 15 within the previous 90 days, in accordance with the process specified in § 2.2-1503, Code of Virginia. Said re-estimate of  
 16 general fund revenues shall be communicated to the Chairmen of the Senate Finance, House Appropriations and House Finance  
 17 Committees, prior to taking action to reduce general fund allotments of appropriations on account of reduced resources.

18 4.a) In addition to monthly reports on the status of revenue collections relative to the current fiscal year's estimate, the  
 19 Governor shall provide a written quarterly assessment of the current economic outlook for the remainder of the fiscal year to  
 20 the Chairmen of the House Appropriations, House Finance, and Senate Finance Committees.

21 b) Within five business days after the preliminary close of the state accounts at the end of the fiscal year, the State  
 22 Comptroller shall provide the Governor with the actual total of (1) individual income taxes, (2) corporate income taxes, and (3)  
 23 sales taxes for the just-completed fiscal year, with a comparison of such actual totals with the total of such taxes in the official  
 24 budget estimate for that fiscal year. If that comparison indicates that the total of (1) individual income taxes, (2) corporate  
 25 income taxes, and (3) sales taxes, as shown on the preliminary close, was one percent or more below the amount of such taxes  
 26 in the official budget estimate for the just-completed fiscal year, the Governor shall prepare a written re-estimate of general  
 27 fund revenues for the current biennium and the next biennium in accordance with § 2.2-1503, Code of Virginia, to be reported  
 28 to the Chairmen of the Senate Finance, House Finance and House Appropriations Committees, not later than September 1  
 29 following the close of the fiscal year.

30 5.a) The Governor shall take no action to withhold allotments until a written plan detailing specific reduction actions approved  
 31 by the Governor, identified by program and appropriation item, has been presented to the Chairmen of the House  
 32 Appropriations and Senate Finance Committees. Subsequent modifications to the approved reduction plan also must be  
 33 submitted to the Chairmen of the House Appropriations and Senate Finance Committees, prior to withholding allotments of  
 34 appropriations.

35 b) In addition to the budget reduction plan approved by the Governor, all budget reduction proposals submitted by state  
 36 agencies to the Governor or the Governor's staff, including but not limited to the Department of Planning and Budget, the  
 37 Governor's Cabinet secretaries, or the Chief of Staff, whether submitted electronically or otherwise, shall be forwarded to the  
 38 Chairmen of the House Appropriations and Senate Finance Committees concurrently with that budget reduction plan.

39 6. In effecting the reduction of expenditures, the Governor shall not withhold allotments of appropriations for:

40 a) More than 15 percent cumulatively of the annual general fund appropriation contained in this act for operating expenses of  
 41 any one state or nonstate agency or institution designated in this act by title, and the exact amount withheld, by state or  
 42 nonstate agency or institution, shall be reported within five calendar days to the Chairmen of the Senate Finance and House  
 43 Appropriations Committees. State agencies providing funds directly to grantees named in this act shall not apportion a larger  
 44 cut to the grantee than the proportional cut apportioned to the agency. Without regard to § 4-5.05 b.4. of this act, the  
 45 remaining appropriation to the grantee which is not subject to the cut, equal to at least 85 percent of the annual appropriation,  
 46 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  
 47 remaining appropriation is less than or equal to \$500,000, except in cases where the normal conditions of the grant dictate a  
 48 different payment schedule.

49 b) The payment of principal and interest on the bonded debt or other bonded obligations of the Commonwealth, its agencies  
 50 and its authorities, or for payment of a legally authorized deficit.

51 c) The payments for care of graves of Confederate dead.

52 d) The employer contributions, and employer-paid member contributions, to the Social Security System, Virginia Retirement  
 53 System, Judicial Retirement System, State Police Officers Retirement System, Virginia Law Officers Retirement System,  
 54 Optional Retirement Plan for College and University Faculty, Optional Retirement Plan for Political Appointees, Optional

1 Retirement Plan for Superintendents, the Volunteer Service Award Program, the Virginia Retirement System's group life  
 2 insurance, sickness and disability, and retiree health care credit programs for state employees, state-supported local employees  
 3 and teachers. If the Virginia Retirement System Board of Trustees approves a contribution rate for a fiscal year that is lower  
 4 than the rate on which the appropriation was based, or if the United States government approves a Social Security rate that is  
 5 lower than that in effect for the current budget, the Governor may withhold excess contributions. However, employer and  
 6 employee paid rates or contributions for health insurance and matching deferred compensation for state employees,  
 7 state-supported local employees and teachers may not be increased or decreased beyond the amounts approved by the General  
 8 Assembly. Payments for the employee benefit programs listed in this paragraph may not be delayed beyond the customary  
 9 billing cycles that have been established by law or policy by the governing board.

10 e) The payments in fulfillment of any contract awarded for the design, construction and furnishing of any state building.

11 f) The salary of any state officer for whom the Constitution of Virginia prohibits a change in salary.

12 g) The salary of any officer or employee in the Executive Department by more than two percent (irrespective of the fund  
 13 source for payment of salaries and wages); however, the percentage of reduction shall be uniformly applied to all employees  
 14 within the Executive Department.

15 h) The appropriation supported by the State Bar Fund, as authorized by § 54.1-3913, Code of Virginia, unless the supporting  
 16 revenues for such appropriation are estimated to be insufficient to pay the appropriation.

17 7. The Governor is authorized to withhold specific allotments of appropriations by a uniform percentage, a graduated reduction  
 18 or on an individual basis, or apply a combination of these actions, in effecting the authorized reduction of expenditures, up to  
 19 the maximum of 15 percent, as prescribed in subdivision 6a of this subsection.

20 8. Each nongeneral fund appropriation shall be payable in full only to the extent the nongeneral fund revenues from which the  
 21 appropriation is payable are estimated to be sufficient. The Governor is authorized to reduce allotments of nongeneral fund  
 22 appropriations by the amount necessary to ensure that expenditures do not exceed the supporting revenues for such  
 23 appropriations; however, the Governor shall take no action to reduce allotments of appropriations for major nongeneral fund  
 24 sources on account of reduced revenues until such time as a formal written re-estimate of revenues for the current and next  
 25 biennium, prepared in accordance with the process specified in § 2.2-1503, Code of Virginia, has been reported to the  
 26 Chairmen of the Senate Finance, House Finance, and House Appropriations Committees. For purposes of this subsection, major  
 27 nongeneral fund sources are defined as Highway Maintenance and Operating Fund and Transportation Trust Fund.

28 9. Notwithstanding any contrary provisions of law, the Governor is authorized to transfer to the general fund on June 30 of  
 29 each year of the biennium, or within 20 days from that date, any available unexpended balances in other funds in the state  
 30 treasury, subject to the following:

31 a) The Governor shall declare in writing to the Chairmen of the Senate Finance and House Appropriations Committees that a  
 32 fiscal emergency exists which warrants the transfer of nongeneral funds to the general fund and reports the exact amount of  
 33 such transfer within five calendar days of the transfer;

34 b) No such transfer may be made from retirement or other trust accounts, the State Bar Fund as authorized by § 54.1-3913,  
 35 Code of Virginia, debt service funds, or federal funds; and

36 c) The Governor shall include for informative purposes, in the first biennial budget he submits subsequent to the transfer, the  
 37 amount transferred from each account or fund and recommendations for restoring such amounts.

38 10. The Director, Department of Planning and Budget, shall report spending authority withheld under the provisions of this  
 39 subsection to the Chairmen of the Senate Finance and House Appropriations Committees within five calendar days of the  
 40 action to withhold. Said report shall include the amount withheld by agency and appropriation item.

41 11. If action to withhold allotments of appropriation under this provision is inadequate to eliminate the imbalance between  
 42 projected general fund resources and appropriations, the Speaker of the House of Delegates and the President pro tempore of  
 43 the Senate shall be advised in writing by the Governor, so that they may consider requesting a special session of the General  
 44 Assembly.

#### 45 § 4-1.03 APPROPRIATION TRANSFERS

##### 46 GENERAL

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

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



- 1) distribution of pass-through grants or other funds held by an agency as fiscal agent;
- 2) correction of errors within this act, where such errors have been identified in writing by the Chairmen of the House Appropriations and Senate Finance Committees;
- 4) proper accounting between fund sources 0100 and 0300 in higher education institutions;
- 5) transfers specifically authorized elsewhere in this act or as specified in the Code of Virginia;
- 6) to supplement capital projects in order to realize efficiencies or provide for cost overruns unrelated to changes in size or scope; or
- 7) to administer a program for another agency or to effect budgeted program purposes approved by the General Assembly, pursuant to a signed agreement between the respective agencies.
- b. During any fiscal year, the Director, Department of Planning and Budget, may transfer appropriation authority within an agency to effect proper accounting between fund sources and to effect program purposes approved by the General Assembly, unless specifically provided otherwise in this act or as specified in the Code of Virginia. However, appropriation authority for local aid programs and aid to individuals, with the exception of student financial aid, shall not be transferred elsewhere without advance notice to the Chairmen of the House Appropriations and Senate Finance Committees. Further, any transfers between capital projects shall be made only to realize efficiencies or provide for cost overruns unrelated to changes in size or scope.
- c.1. In addition to authority granted elsewhere in this act, the Director, Department of Planning and Budget, may transfer operating appropriations authority among sub-agencies within the Judicial System, the Department of Corrections, and the Department of Mental Health, Mental Retardation and Substance Abuse Services to effect changes in operating expense requirements which may occur during the biennium.
2. The Director, Department of Planning and Budget, may transfer appropriations from the Department of Mental Health, Mental Retardation and Substance Abuse Services to the Department of Medical Assistance Services, consisting of the general fund amounts required to match federal funds for reimbursement of services provided by its institutions and Community Services Boards.
3. The Director, Department of Planning and Budget, may transfer appropriations from the Office of Comprehensive Services to the Department of Medical Assistance Services, consisting of the general fund amounts required to match federal funds for reimbursement of services provided to eligible children.
4. The Director, Department of Planning and Budget, may transfer an appropriation or portion thereof within a state or other agency, or from one such agency to another, to support changes in agency organization, program or responsibility enacted by the General Assembly to be effective during the current biennium.
5. The Director, Department of Planning and Budget, may transfer appropriations from the second year to the first year, with said transfer to be reported in writing to the Chairmen of the Senate Finance and House Appropriations Committees within five calendar days of the transfer, when the expenditure of such funds is required to:
- a) address a threat to life, safety, health or property, or
- b) provide for unbudgeted cost increases for statutorily required services or federally mandated services, in order to continue those services at the present level, or
- c) provide for payment of overtime salaries and wages, when the obligations for payment of such overtime were incurred during a situation deemed threatening to life, safety, health, or property, or
- d) provide for payments to the beneficiaries of certain public safety officers killed in the line of duty, as authorized in Title 2.2, Chapter 4, Code of Virginia and for payments to the beneficiaries of certain members of the National Guard and United States military reserves killed in action in any armed conflict on or after October 7, 2001, as authorized in § 44-93.1 B., Code of Virginia, or
- e) continue a program at the present level of service or at an increased level of service when required to address unanticipated increases in workload such as enrollment, caseload or like factors, or unanticipated costs, or
- f) to address unanticipated business or industrial development opportunities which will benefit the state's economy, provided that any such appropriations be used in a manner consistent with the purposes of the program as originally appropriated.
6. An appropriation transfer shall not occur except through properly executed appropriation transfer documents designed specifically for that purpose, and all transactions effecting appropriation transfers shall be entered in the state's computerized budgeting and accounting systems.

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

5 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  
 6 Virginia (§ 15.2-4100 et seq.) subsequent to July 1, 1999, the provisions of § 15.2-1302 shall govern distributions from state  
 7 agencies to the county in which the town is situated, and the Director, Department of Planning and Budget, is authorized to  
 8 transfer appropriations or portions thereof within a state agency, or from one such agency to another, if necessary to fulfill the  
 9 requirements of § 15.2-1302.

10 § 4-1.04 APPROPRIATION INCREASES

11 a. UNAPPROPRIATED NONGENERAL FUNDS:

12 1. Sale of Surplus Materials:

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

15 2. Insurance Recovery:

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

19 3. Gifts, Grants and Other Nongeneral Funds:

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

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

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

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

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

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

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

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

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

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

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

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

43 d) No obligation or expenditure shall be made from such funds until a revised operating budget request is approved by the  
 44 Director, Department of Planning and Budget. Expenditures from any gift, grant or donation shall be in accordance with the  
 45 purpose for which it was made; however, expenditures for property, plant or equipment, irrespective of fund source, are subject  
 46 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,

1 of this act.

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

4 4. Any nongeneral fund cash balance recorded on the books of the Department of Accounts as unexpended on the last day of  
5 the fiscal year may be appropriated for use in the succeeding fiscal year with the prior written approval of the Director,  
6 Department of Planning and Budget, unless the General Assembly shall have specifically provided otherwise.

7 5. Reporting:

8 The Director, Department of Planning and Budget, shall report on increases in unappropriated nongeneral funds in accordance  
9 with § 4-8.00, Reporting Requirements, or as modified by specific provisions in this subsection.

10 b. AGRIBUSINESS EQUIPMENT FOR THE DEPARTMENT OF CORRECTIONS

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

16 § 4-1.05 REVERSION OF APPROPRIATIONS AND REAPPROPRIATIONS

17 a. GENERAL FUND OPERATING EXPENSE:

18 1.a) General fund appropriations which remain unexpended on (i) the last day of the previous biennium, ending on June 30,  
19 2008, and (ii) the last day of the first year of the current biennium, ending on June 30, 2009, shall be reappropriated and  
20 allotted for expenditure in the respective succeeding year for the following agencies and programs, provided however, that the  
21 reappropriations shall not be used to create ongoing obligations or expand or create new programs, but shall be applied to  
22 nonrecurring costs:

23 1) Agencies in the Legislative Department, the Judicial Department, and the Independent Agencies, except as may be  
24 specifically provided otherwise by the General Assembly;

25 2) Agencies in the Executive Department, subject to the prior written approval of the Governor, except as may be specifically  
26 provided otherwise by the General Assembly;

27 3) Specific program balances in Executive Department agencies identified by the General Assembly through language in this  
28 act; and

29 4) Institutions of higher education, subject to § 2.2-5005, Code of Virginia.

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

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

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

39 4. The general fund resources available for appropriation in the first enactment of this act ~~for the first year of the biennium~~  
40 include the ~~planned~~ reversion of certain unexpended balances in operating appropriations as of June 30 ~~of the prior fiscal year,~~  
41 2005, which were otherwise required to be reappropriated ~~for the second year of the biennium~~ by language in ~~Chapter 951,~~  
42 2005 Acts of Assembly, or ~~prior~~ the Appropriation Acts.

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

46 b. NONGENERAL FUND OPERATING EXPENSE:

47 Based on analysis by the State Comptroller, when any nongeneral fund has had no increases or decreases in fund balances for

1 a period of 24 months, the State Comptroller shall promptly transfer and pay the balance into the fund balance of the general  
 2 fund. If it is subsequently determined that an appropriate need warrants repayment of all or a portion of the amount transferred,  
 3 the Director, Department of Planning and Budget shall include repayment in the next budget bill submitted to the General  
 4 Assembly. This provision does not apply to funds held in trust by the Commonwealth.

5 c. CAPITAL PROJECTS:

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

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

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

23 § 4-1.06 LIMITED ADJUSTMENTS OF APPROPRIATIONS

24 a. LIMITED CONTINUATION OF APPROPRIATIONS.

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

30 b. LIMITATIONS ON CASH DISBURSEMENTS.

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

39 § 4-1.07 ALLOTMENTS

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

47 § 4-1.08 APPROPRIATION REDUCTIONS TO ADDRESS REVENUE SHORTFALL

48 *A. Appropriation reductions contained in Part I of this act within the Item "Executive Management, Savings from Management*  
 49 *Actions" are specified in this section. These reductions shall apply notwithstanding any language and amounts to the contrary*  
 50 *within other Items of this act. The Governor may modify these reductions, if necessary, subject to reporting the nature and*  
 51 *cause for such modifications to the Chairmen of the House Appropriations Committee and the Senate Finance Committee*

1 pursuant to § 4-1.02.d.5.a) of this Act.

2 B. Specified reductions:

	<b>FY 2009</b>	<b>FY 2010</b>
3		
4	<b>Office of the Governor and Cabinet Combined</b>	
5	Reduce cell phone expenses	-\$25,000
6	Reduce general fund expenses for nonpersonal	
7	services	-\$134,000
8	Reduce personal service costs	-\$502,462
9	Remove additional funding for pay practices	\$0
10	Replace Commonwealth Preparedness general fund	
11	dollars with federal funds	-\$260,964
12	Revert general fund balances from prior year	-\$39,859
13	<b>Office of the Governor and Cabinet Combined</b>	
14	<b>Total</b>	<b>-\$962,285</b>
15	<b>Lieutenant Governor</b>	
16	Revert general fund balances from prior year	-\$16,937
17	Reduce operating expenses	-\$11,000
18	<b>Lieutenant Governor Total</b>	
19		<b>-\$27,937</b>
20	<b>Attorney General and Department of Law</b>	
21	Eliminate contracted temporary personnel services	-\$29,120
22	Reduce discretionary nonpersonal services spending	-\$15,000
23	Sunset expiring grants	-\$55,000
24	Return motor pool vehicle assigned to the Attorney	
25	General	-\$3,217
26	Restructure photocopier leases	-\$20,000
27	Remove additional funding for pay practices	\$0
28	Utilize asset forfeiture balances	-\$100,000
29	Reduce telecommunication expenses	-\$13,062
30	Reduce discretionary travel	-\$12,000
31	Revert general fund balances from prior year	-\$227,803
32	Recover additional indirect cost charges from grants	-\$125,000
33	Improve mailing services	-\$2,000
34	Improve fleet usage	-\$15,000
35	Eliminate funding for continuing legal education	
36	classes	-\$35,000
37	Eliminate administrative position	-\$7,280
38	Implement hiring freeze	-\$1,360,000
39	<b>Attorney General and Department of Law Total</b>	
40		<b>-\$2,019,482</b>
41	<b>Secretary of the Commonwealth</b>	
42	Remove additional funding for pay practices	\$0
43	<b>Secretary of the Commonwealth Total</b>	
44		<b>\$0</b>
45	<b>Virginia Enterprise Applications Program Office</b>	
46	(VEAP)	
47	Realign the scope of the change management role	-\$37,067
48	Eliminate contract position	-\$15,988
49	Eliminate wage position	-\$20,090
50	Eliminate wage position	-\$90,000
51	<b>Virginia Enterprise Applications Program Office</b>	
52	(VEAP) Total	<b>-\$163,145</b>
53	<b>Interstate Organization Contributions</b>	
54	Eliminate organization membership	\$0
55	Eliminate Southern Growth Policies Board	
56	membership	\$0
57	<b>Interstate Organization Contributions Total</b>	
58		<b>\$0</b>
59	<b>Secretary of Administration</b>	
60	Remove additional funding for pay practices	\$0
61	Reduce Virginia Public Broadcasting Board grants	\$0
62	Reduce Virginia Public Broadcasting Board grants	-\$318,070
63	<b>Secretary of Administration Total</b>	
64		<b>-\$318,070</b>
65	<b>Compensation Board</b>	
66	Remove additional funding for pay practices	\$0
67	Restructure information technology equipment	
68	usage policies	-\$9,000
69	Revert general fund balances	-\$55,020

1	Improve internal systems efficiencies to achieve		
2	VITA savings	-\$100,000	-\$190,542
3	Increase agency efficiencies	-\$389,008	-\$220,469
4	<b>Compensation Board Total</b>	<b>-\$553,028</b>	<b>-\$437,064</b>
5	<b>Department of Employment Dispute Resolution</b>		
6	Use nongeneral fund dollars for hearing program	-\$64,105	\$0
7	Reduce parking costs	-\$2,500	\$0
8	Reduce personnel costs	-\$61,699	\$0
9	Reduce printing costs	-\$2,500	\$0
10	Reduce reference costs	-\$1,000	\$0
11	Reduce computer operations costs	-\$11,100	\$0
12	Reduce use of temporary labor	-\$5,195	\$0
13	Reduce travel and training	-\$4,200	\$0
14	Reduce rent costs	-\$11,207	\$0
15	<b>Department of Employment Dispute Resolution</b>		
16	<b>Total</b>	<b>-\$163,506</b>	<b>\$0</b>
17	<b>Department of General Services</b>		
18	Eliminate equipment replacement	\$0	-\$595,607
19	Fund Virginia Partners in Procurement Program		
20	with nongeneral fund	-\$582,572	-\$582,572
21	Improve efficiencies in director's office	-\$60,000	-\$586,450
22	Improve efficiencies in Information Systems		
23	Services business unit	-\$83,000	-\$83,000
24	Reduce staff in director's office	-\$19,000	-\$29,000
25	Remove additional funding for pay practices	\$0	-\$69,851
26	Charge fee for tuberculosis testing	-\$22,500	-\$90,000
27	<b>Department of General Services Total</b>	<b>-\$767,072</b>	<b>-\$2,036,480</b>
28	<b>Department of Human Resource Management</b>		
29	Recognize Virginia Enterprise Application Project		
30	Office special fund reimbursement	-\$10,644	\$0
31	Reduce personnel costs (Employment Dispute		
32	Resolution)	\$0	-\$61,699
33	Allocate administrative expenses to programs	-\$514,906	-\$514,906
34	Capture turnover and vacancy savings	-\$58,655	-\$117,310
35	Consolidate the Employee Suggestion Program		
36	(ESP) with the Governor's Idea Program	-\$7,800	-\$10,683
37	Eliminate agency reward and recognition bonuses	-\$35,495	\$0
38	Eliminate computer training room	-\$20,682	-\$27,576
39	Eliminate wage employee in Personnel		
40	Development Services	-\$26,960	-\$37,326
41	Reduce computer operations costs (Employment		
42	Dispute Resolution)	\$0	-\$12,779
43	Reduce number of agency laptop computers	-\$16,199	-\$21,599
44	Reduce parking costs (Employment Dispute		
45	Resolution)	\$0	-\$3,092
46	Reduce use of temporary labor (Employment		
47	Dispute Resolution)	\$0	-\$5,195
48	Utilize nongeneral fund resources for special		
49	training	-\$50,000	-\$15,000
50	Use nongeneral fund dollars for hearing program		
51	(Employment Dispute Resolution)	\$0	-\$34,410
52	Reduce wage hours in Equal Employment		
53	Opportunity Services	-\$14,635	\$0
54	Reduce printing costs (Employment Dispute		
55	Resolution)	\$0	-\$2,500
56	Reduce travel and training (Employment Dispute		
57	Resolution)	\$0	-\$4,200
58	Reduce rent costs (Employment Dispute		
59	Resolution)	\$0	-\$38,631
60	Reduce reference costs (Employment Dispute		
61	Resolution)	\$0	-\$1,000
62	Remove additional funding for pay practices	\$0	-\$20,369
63	<b>Department of Human Resource Management</b>		
64	<b>Total</b>	<b>-\$755,976</b>	<b>-\$928,275</b>
65	<b>Human Rights Council</b>		
66	Reduce meeting refreshments	-\$1,000	\$0
67	Eliminate telecommute computers	-\$2,000	\$0

1	Eliminate purchase of new office furniture	-\$1,000	\$0
2	Eliminate position	-\$40,998	\$0
3	Eliminate a wage position	-\$6,639	\$0
4	<b>Human Rights Council Total</b>	<b>-\$51,637</b>	<b>\$0</b>
5	<b>Department of Minority Business Enterprise</b>		
6	Eliminate a position	-\$57,055	-\$57,055
7	Eliminate contractor costs	-\$5,162	-\$5,162
8	Reduce contractor expenses	-\$14,838	-\$14,838
9	Reduce office supplies and promotional items	-\$16,270	-\$16,270
10	Delay hiring a Director of Operations	-\$31,108	\$0
11	<b>Department of Minority Business Enterprise Total</b>	<b>-\$124,433</b>	<b>-\$93,325</b>
12	<b>State Board of Elections</b>		
13	Allow absentee voting for any reason	\$0	-\$18,000
14	Require municipalities to pay for the cost of May		
15	elections	\$0	-\$80,000
16	Remove additional funding for pay practices	\$0	-\$6,138
17	Reduce scope of contract with Virginia Enterprise		
18	Application Project program office to establish		
19	voter system	-\$113,679	\$0
20	Reduce scope of contract with Virginia Enterprise		
21	Application Program office	\$0	-\$113,769
22	Recover indirect costs from Help America Vote Act		
23	activities	-\$111,839	\$0
24	Recover indirect costs from Help America Vote Act		
25	activities	\$0	-\$75,000
26	Implement campaign finance filing fees	\$0	-\$100,772
27	Eliminate obsolete servers	-\$111,840	\$0
28	<b>State Board of Elections Total</b>	<b>-\$337,358</b>	<b>-\$393,679</b>
29	<b>Secretary of Agriculture and Forestry</b>		
30	Remove additional funding for pay practices	\$0	-\$1,835
31	<b>Secretary of Agriculture and Forestry Total</b>	<b>\$0</b>	<b>-\$1,835</b>
32	<b>Department of Agriculture and Consumer</b>		
33	<b>Services</b>		
34	Reduce travel expenses and agricultural promotion		
35	activities in the marketing office	-\$60,556	-\$31,163
36	Reduce matching grants for the farmland		
37	preservation purchase of development rights		
38	program	\$0	-\$500,000
39	Reduce special projects in the marketing office	-\$40,177	\$0
40	Transfer products and industry standards position to		
41	nongeneral funds	-\$22,275	-\$22,275
42	Reduce telecommunications costs in the		
43	commissioner's office	-\$19,000	-\$19,000
44	Increase laboratory fees for services performed in		
45	the five animal diagnostic labs	-\$185,906	-\$200,138
46	Reduce the appropriation for the Virginia wine		
47	distribution corporation	-\$100,000	-\$100,000
48	Reduce training costs	-\$40,000	-\$40,000
49	Reduce travel and other costs in the office of		
50	veterinarian services	-\$22,437	-\$30,663
51	Reduce travel and restructure workdays in the office		
52	of product and industry standards	-\$39,874	-\$39,874
53	Reduce travel expenses and capture turnover and		
54	vacancy savings in the office of dairy and food		
55	services	-\$80,000	\$0
56	Remove additional funding for pay practices	\$0	-\$85,750
57	Supplant general fund support for nonpersonal		
58	services expenses	-\$84,907	-\$80,407
59	Transfer grain marketing position to nongeneral		
60	fund support	-\$82,730	-\$82,730
61	Transfer livestock marketing position to nongeneral		
62	fund	\$0	-\$64,480
63	Transfer position to nongeneral funds in the office		
64	of product and industry standards	\$0	-\$45,047
65	Transfer three positions in consumer services to		
66	nongeneral fund support	\$0	-\$140,023

1	Eliminate position in animal and food industry		
2	services	\$0	-\$53,275
3	Eliminate wage position in marketing	-\$1,578	-\$3,156
4	Transfer position to commodity services	-\$73,647	-\$73,647
5	Eliminate grants for specialty crop research	-\$100,000	-\$100,000
6	Eliminate position in animal and food industry		
7	services	-\$53,226	-\$62,746
8	Capture savings from prepayment of insurance	-\$15,384	\$0
9	Capture turnover and vacancy savings	-\$50,000	\$0
10	Close the Warrenton Office	\$0	-\$37,000
11	Delay filling a vacant position in consumer		
12	protection	-\$10,208	\$0
13	Eliminate funding for hydrilla control	\$0	-\$150,000
14	Eliminate supervisor position in dairy services	-\$42,868	-\$42,868
15	Eliminate position in animal and food industry		
16	services	\$0	-\$87,873
17	Absorb Workforce Transition Act retirement costs		
18	in the Virginia Retirement System	-\$20,209	\$0
19	Eliminate position in the product and industry		
20	standards	-\$214	-\$54,329
21	Eliminate positions in charitable gaming	-\$390,000	-\$500,000
22	Eliminate a wage employee in consumer protection	\$0	-\$21,840
23	Eliminate position in veterinarian services	\$0	-\$66,030
24	Eliminate position in dairy services	-\$83,417	-\$83,417
25	Eliminate position in the division of marketing	-\$54,454	-\$108,908
26	Eliminate position in the division of marketing	-\$20,209	-\$50,380
27	Eliminate position in the commissioner's office	-\$64,000	-\$64,000
28	Eliminate position in plant and pest services	\$0	-\$51,018
29	Eliminate position in market news	\$0	-\$87,615
30	<b>Department of Agriculture and Consumer</b>		
31	<b>Services Total</b>	<b>-\$1,757,276</b>	<b>-\$3,179,652</b>
32	<b>Department of Forestry</b>		
33	Increase fee to recover cost of administering the		
34	Reforestation of Timberlands Program	-\$120,000	-\$120,000
35	Eliminate vacant general fund positions	\$0	-\$996,719
36	Supplant general fund dollars with nongeneral		
37	funds	-\$60,000	\$0
38	Remove additional funding for pay practices	\$0	-\$47,514
39	Reduce information technology costs	\$0	-\$30,000
40	Reallocate funding for general fund positions	-\$526,498	-\$530,611
41	Eliminate commute for fire fighters	-\$60,000	-\$120,000
42	Capture capital outlay balances	-\$223,020	\$0
43	Defer purchase of heavy equipment	-\$140,769	\$0
44	Consolidate regional offices	-\$232,404	-\$357,896
45	Combine administrative support position	-\$39,647	-\$39,952
46	Capture turnover and vacancy savings	-\$447,495	\$0
47	Partner with Virginia Tech for a hydrologist		
48	position	-\$50,000	-\$50,000
49	<b>Department of Forestry Total</b>	<b>-\$1,899,833</b>	<b>-\$2,292,692</b>
50	<b>Secretary of Commerce and Trade</b>		
51	Remove additional funding for pay practices	\$0	-\$3,314
52	<b>Secretary of Commerce and Trade Total</b>	<b>\$0</b>	<b>-\$3,314</b>
53	<b>Department of Business Assistance</b>		
54	Reduce wage payroll costs	-\$58,777	-\$58,777
55	Capture rent savings	\$0	-\$29,742
56	Defer moving costs	-\$20,000	\$0
57	Eliminate one filled position	-\$26,060	-\$45,876
58	Eliminate vacant positions	-\$214,762	-\$255,617
59	Reduce economic development incentives to new		
60	and expanding businesses under the Virginia Jobs		
61	Investment Program	-\$313,805	-\$313,805
62	Remove additional funding for pay practices	\$0	-\$13,017
63	Supplant general fund expenses in the Virginia		
64	Small Business Financing Authority with		
65	nongeneral fund resources	-\$28,395	-\$28,395
66	Reduce appropriation for the Virginia Israel		
67	Advisory Board	\$0	-\$7,062



1	<b>Department of Business Assistance Total</b>	<b>-\$661,799</b>	<b>-\$752,291</b>
2	<b>Department of Housing and Community</b>		
3	<b>Development</b>		
4	Remove additional funding for pay practices	\$0	-\$24,823
5	Supplant general fund expenses of the Fort Monroe		
6	Federal Area Development Authority with		
7	nongeneral funds	-\$16,400	\$0
8	Supplant general fund dollars within the Division of		
9	Community Development with nongeneral funds	-\$42,345	\$0
10	Reduce operating expenses of the Fort Monroe		
11	Federal Area Development Authority	-\$76,565	\$0
12	Supplant general fund dollars in the Division of		
13	Housing with nongeneral funds	-\$40,555	-\$40,555
14	Reduce the number of wage employees	-\$48,000	-\$48,000
15	Reduce pass-through funding for Planning District		
16	Commissions (PDC's)	\$0	-\$202,558
17	Reduce costs for postage services	-\$5,000	-\$5,000
18	Absorb Workforce Transition Act retirement costs		
19	in the Virginia Retirement System	-\$94,085	\$0
20	Delay filling vacant building code position	-\$41,000	-\$41,000
21	Eliminate positions	-\$142,488	-\$405,515
22	Eliminate the balance of funding for the community		
23	development bank	-\$150,000	\$0
24	Supplant general fund dollars within the Division of		
25	Administration with nongeneral funds	-\$169,030	-\$79,554
26	Reduce administrative costs for the Livable Home		
27	Tax Credit	-\$7,000	-\$8,000
28	Reduce funding for the Virginia Main Street		
29	program	-\$25,000	-\$14,990
30	Reduce discretionary expenses in the Division of		
31	Building & Fire Programs	-\$5,500	-\$5,500
32	Reduce funding for Shelter Improvement Grants	\$0	-\$100,000
33	Reduce funding for single resident housing	-\$150,000	-\$150,000
34	Reduce funding for the Virginia Enterprise		
35	Initiative grant program	-\$50,000	-\$50,000
36	Pay International Code Council dues with		
37	nongeneral funds	-\$18,000	-\$18,000
38	Reduce funding for the Virginia Enterprise Zone		
39	Program	-\$1,106,100	-\$2,250,000
40	Reduce funding for the Southwest Virginia Water		
41	Planning Grants	\$0	-\$56,250
42	Reduce funding for the Southwest Virginia Water		
43	Construction Grants	\$0	-\$225,000
44	Reduce funding for the Southeast Rural Community		
45	Assistance Project (SERCAP)	\$0	-\$200,469
46	Reduce funding for the Seed Program	-\$30,000	-\$200,000
47	Reduce funding for the research and development		
48	centers	\$0	-\$75,000
49	Reduce funding for the Indoor Plumbing		
50	Rehabilitation Grant Program	-\$1,600,000	-\$1,600,000
51	<b>Department of Housing and Community</b>		
52	<b>Development Total</b>	<b>-\$3,817,068</b>	<b>-\$5,800,214</b>
53	<b>Department of Labor and Industry</b>		
54	Remove additional funding for pay practices	\$0	-\$17,238
55	Defer recruitment of Labor Law positions	-\$100,000	\$0
56	Defer recruitment of one boiler and pressure vessel		
57	inspector	-\$79,000	\$0
58	Continue temporary work assignment	-\$31,000	\$0
59	Defer spending safety and health officer		
60	discretionary supplement	-\$255,000	\$0
61	Eliminate a wage position (Human Rights Council)	\$0	-\$6,639
62	Eliminate position (Human Rights Council)	\$0	-\$53,861
63	Eliminate purchase of new office furniture (Human		
64	Rights Council)	\$0	-\$1,000
65	Reduce meeting refreshments (Human Rights		
66	Council)	\$0	-\$1,000

1	Eliminate telecommute computers (Human Rights		
2	Council)	\$0	-\$2,000
3	<b>Department of Labor and Industry Total</b>	<b>-\$465,000</b>	<b>-\$81,738</b>
4	<b>Department of Mines, Minerals and Energy</b>		
5	Consolidate field offices	-\$20,000	-\$40,000
6	Eliminate three positions in the Division of		
7	Geology and Mineral Resources	-\$103,192	-\$206,383
8	Eliminate a vacant stores and warehouse specialist		
9	position	-\$17,466	-\$34,931
10	Increase pool bond administration fees	-\$41,700	-\$41,700
11	Pay annual membership dues with nongeneral funds	-\$6,100	\$0
12	Pay operating costs with nongeneral funds	\$0	-\$38,698
13	Reassign a mineral resources scientist II position	-\$39,603	-\$79,206
14	Reassign four positions to a federal grant	-\$156,781	-\$313,562
15	Remove additional funding for pay practices	\$0	-\$36,175
16	Utilize federal funds for general fund costs	-\$104,320	\$0
17	Eliminate six positions in the Division of Geology		
18	and Mineral Resources	-\$10,820	-\$287,470
19	Defer filling a vacant energy management training		
20	coordinator position	-\$54,882	\$0
21	Absorb Workforce Transition Act retirement costs		
22	in the Virginia Retirement System	-\$208,225	\$0
23	Delay filling vacant energy management		
24	specialist/program manager position	-\$46,027	\$0
25	<b>Department of Mines, Minerals and Energy Total</b>	<b>-\$809,116</b>	<b>-\$1,078,125</b>
26	<b>Virginia Economic Development Partnership</b>		
27	Remove additional funding for pay practices	\$0	-\$43,553
28	Implement strategies to capture efficiencies	-\$1,000,000	-\$1,000,000
29	<b>Virginia Economic Development Partnership</b>		
30	<b>Total</b>	<b>-\$1,000,000</b>	<b>-\$1,043,553</b>
31	<b>Virginia Tourism Authority</b>		
32	Remove additional funding for pay practices	\$0	-\$18,209
33	Implement strategies to capture efficiencies	-\$800,000	-\$800,000
34	<b>Virginia Tourism Authority Total</b>	<b>-\$800,000</b>	<b>-\$818,209</b>
35	<b>Secretary of Education</b>		
36	Remove additional funding for pay practices	\$0	-\$2,865
37	<b>Secretary of Education Total</b>	<b>\$0</b>	<b>-\$2,865</b>
38	<b>Department of Education, Central Office</b>		
39	<b>Operations</b>		
40	Remove additional funding for pay practices	\$0	-\$58,098
41	Reduce funding for wage positions	-\$400,000	-\$400,000
42	Use nongeneral funds to support administrative		
43	funding for the Virginia Teacher Corps program	-\$50,033	-\$50,033
44	Use nongeneral funds for the Educational		
45	Information Management System (EIMS)	-\$295,488	-\$200,000
46	Use nongeneral funds for Schools for Students with		
47	Disabilities Fund positions	-\$143,236	-\$143,236
48	Use nongeneral funds for Partnership for Achieving		
49	Successful Schools (PASS) school improvement	-\$182,892	-\$101,395
50	Transfer general fund positions to nongeneral funds	-\$400,000	-\$400,000
51	Reduce funding for VITA comprehensive services		
52	bill	-\$25,000	-\$50,000
53	Use nongeneral funds for academic reviews	-\$308,333	-\$200,000
54	Eliminate funding for the Civics Education		
55	Commission	-\$81,000	-\$81,000
56	Eliminate vacant positions	-\$1,200,000	-\$1,200,000
57	Layoff classified employees	-\$417,083	-\$935,000
58	Reduce funding for Partnership for Achieving		
59	Successful Schools (PASS) Business Partnership	-\$65,000	-\$65,000
60	Reduce funding for FY 2009 VITA comprehensive		
61	services bill	-\$497,273	\$0
62	Absorb Workforce Transition Act retirement costs		
63	in the Virginia Retirement System	-\$145,235	\$0
64	Reduce administrative funding for instructional		
65	programs	-\$63,388	-\$63,388
66	<b>Department of Education, Central Office</b>		
67	<b>Operations Total</b>	<b>-\$4,273,961</b>	<b>-\$3,947,150</b>

1	<i>Virginia School for the Deaf and the Blind At</i>		
2	<i>Staunton</i>		
3	Fund two support staff positions with nongeneral		
4	fund	\$0	-\$125,916
5	Remove additional funding for pay practices	\$0	-\$22,767
6	Reduce utility and staff travel costs	\$0	-\$62,116
7	Reduce personnel costs	\$0	-\$40,000
8	Increase Medicaid reimbursements	\$0	-\$50,000
9	Freeze enrollment at current level	\$0	-\$15,746
10	Consolidate bus route	\$0	-\$54,770
11	Close superintendent's residence	\$0	-\$25,000
12	Close dormitory	\$0	-\$50,000
13	Reduce personal service costs	\$0	-\$310,426
14	<i>Virginia School for the Deaf and the Blind At</i>		
15	<i>Staunton Total</i>	\$0	-\$756,741
16	<i>State Council of Higher Education for Virginia</i>		
17	Replace general fund expenditures with nongeneral		
18	fund sources	-\$400,699	\$0
19	Remove additional funding for pay practices	\$0	-\$12,366
20	Reduce nonpersonal services	-\$31,016	-\$36,492
21	Reduce general fund supported positions	\$0	-\$325,000
22	Revert unexpended student financial aid funding	-\$1,339,740	\$0
23	<i>State Council of Higher Education for Virginia</i>		
24	<i>Total</i>	-\$1,771,455	-\$373,858
25	<i>Christopher Newport University</i>		
26	Implement higher education savings strategies	-\$1,430,977	-\$4,292,932
27	Remove additional funding for pay practices	\$0	-\$39,676
28	<i>Christopher Newport University Total</i>	-\$1,430,977	-\$4,332,608
29	<i>The College of William and Mary In Virginia</i>		
30	Remove additional funding for pay practices	\$0	-\$52,791
31	Implement higher education savings strategies	-\$3,426,462	-\$7,342,419
32	<i>The College of William and Mary In Virginia</i>		
33	<i>Total</i>	-\$3,426,462	-\$7,395,210
34	<i>Richard Bland College</i>		
35	Implement higher education savings strategies	-\$295,397	-\$590,794
36	Remove additional funding for pay practices	\$0	-\$6,212
37	<i>Richard Bland College Total</i>	-\$295,397	-\$597,006
38	<i>Virginia Institute of Marine Science</i>		
39	Remove additional funding for pay practices	\$0	-\$57,833
40	Implement higher education savings strategies	-\$1,477,885	-\$2,242,975
41	<i>Virginia Institute of Marine Science Total</i>	-\$1,477,885	-\$2,300,808
42	<i>George Mason University</i>		
43	Remove additional funding for pay practices	\$0	-\$170,201
44	Implement higher education savings strategies	-\$9,799,203	-\$20,998,292
45	<i>George Mason University Total</i>	-\$9,799,203	-\$21,168,493
46	<i>James Madison University</i>		
47	Implement higher education savings strategies	-\$5,447,520	-\$11,673,257
48	Remove additional funding for pay practices	\$0	-\$104,575
49	<i>James Madison University Total</i>	-\$5,447,520	-\$11,777,832
50	<i>Longwood University</i>		
51	Implement higher education savings strategies	-\$1,356,876	-\$4,070,629
52	Remove additional funding for pay practices	\$0	-\$33,596
53	<i>Longwood University Total</i>	-\$1,356,876	-\$4,104,225
54	<i>Norfolk State University</i>		
55	Implement higher education savings strategies	-\$2,044,145	-\$6,132,434
56	Remove additional funding for pay practices	\$0	-\$54,458
57	<i>Norfolk State University Total</i>	-\$2,044,145	-\$6,186,892
58	<i>Old Dominion University</i>		
59	Implement higher education savings strategies	-\$5,645,898	-\$16,487,695
60	Remove additional funding for pay practices	\$0	-\$102,116
61	<i>Old Dominion University Total</i>	-\$5,645,898	-\$16,589,811
62	<i>Radford University</i>		
63	Implement higher education savings strategies	-\$2,496,321	-\$7,488,962
64	Remove additional funding for pay practices	\$0	-\$59,793
65	<i>Radford University Total</i>	-\$2,496,321	-\$7,548,755
66	<i>University of Mary Washington</i>		
67	Remove additional funding for pay practices	\$0	-\$25,222

1	Implement higher education savings strategies	-\$1,656,014	-\$3,548,600
2	<b>University of Mary Washington Total</b>	<b>-\$1,656,014</b>	<b>-\$3,573,822</b>
3	<b>University of Virginia</b>		
4	Remove additional funding for pay practices	\$0	-\$325,763
5	Implement higher education savings strategies	-\$10,619,554	-\$22,756,186
6	<b>University of Virginia Total</b>	<b>-\$10,619,554</b>	<b>-\$23,081,949</b>
7	<b>University of Virginia's College at Wise</b>		
8	Implement higher education savings strategies	-\$754,459	-\$2,263,377
9	Remove additional funding for pay practices	\$0	-\$14,033
10	<b>University of Virginia's College at Wise Total</b>	<b>-\$754,459</b>	<b>-\$2,277,410</b>
11	<b>Virginia Commonwealth University</b>		
12	Remove additional funding for pay practices	\$0	-\$281,463
13	Implement higher education savings strategies	-\$10,136,449	-\$30,100,797
14	<b>Virginia Commonwealth University Total</b>	<b>-\$10,136,449</b>	<b>-\$30,382,260</b>
15	<b>Virginia Community College System</b>		
16	Implement higher education savings strategies	-\$19,874,910	-\$39,745,194
17	Remove additional funding for pay practices	\$0	-\$420,607
18	<b>Virginia Community College System Total</b>	<b>-\$19,874,910</b>	<b>-\$40,165,801</b>
19	<b>Virginia Military Institute</b>		
20	Remove additional funding for pay practices	\$0	-\$13,180
21	Implement higher education savings strategies	-\$982,653	-\$2,105,684
22	<b>Virginia Military Institute Total</b>	<b>-\$982,653</b>	<b>-\$2,118,864</b>
23	<b>Virginia Polytechnic Institute and State University</b>		
24	Remove additional funding for pay practices	\$0	-\$285,633
25	Implement higher education savings strategies	-\$8,888,823	-\$26,666,470
26	<b>Virginia Polytechnic Institute and State University Total</b>	<b>-\$8,888,823</b>	<b>-\$26,952,103</b>
27	<b>VPI Cooperative Extension and Agricultural Experiment Station</b>		
28	Remove additional funding for pay practices	\$0	-\$74,478
29	Implement higher education savings strategies	-\$2,307,994	-\$2,307,994
30	<b>VPI Cooperative Extension and Agricultural Experiment Station Total</b>	<b>-\$2,307,994</b>	<b>-\$2,382,472</b>
31	<b>Virginia State University</b>		
32	Remove additional funding for pay practices	\$0	-\$26,919
33	Implement higher education savings strategies	-\$1,261,557	-\$3,784,670
34	<b>Virginia State University Total</b>	<b>-\$1,261,557</b>	<b>-\$3,811,589</b>
35	<b>VSU Cooperative Extension and Agricultural Research Services</b>		
36	Remove additional funding for pay practices	\$0	-\$6,585
37	Implement higher education savings strategies	-\$26,542	-\$26,542
38	<b>VSU Cooperative Extension and Agricultural Research Services Total</b>	<b>-\$26,542</b>	<b>-\$33,127</b>
39	<b>Frontier Culture Museum of Virginia</b>		
40	Reduce education interpretation personnel	-\$75,470	-\$100,608
41	Remove additional funding for pay practices	\$0	-\$4,453
42	Supplant education and interpretation services and staff with nongeneral funds	-\$196,281	-\$171,218
43	<b>Frontier Culture Museum of Virginia Total</b>	<b>-\$271,751</b>	<b>-\$276,279</b>
44	<b>Gunston Hall</b>		
45	Obtain private funding to continue classified salary	\$0	-\$35,518
46	Obtain private funding for the purchase of supplies	\$0	-\$10,000
47	Obtain private funding for the historic animal program	\$0	-\$3,000
48	Obtain private funding for rental equipment	\$0	-\$5,020
49	Obtain private funding for housekeeping services	\$0	-\$31,000
50	Obtain private funding for contractual services	\$0	-\$2,300
51	Increase admission fees	\$0	-\$10,000
52	Delay maintenance projects	-\$96,838	\$0
53	<b>Gunston Hall Total</b>	<b>-\$96,838</b>	<b>-\$96,838</b>
54	<b>Jamestown-Yorktown Foundation</b>		
55	Reduce museum interpretive programming	-\$27,555	-\$27,555
56	Invest in conservation initiatives	\$2,635	-\$24,030
57	Defer facility maintenance and upgrades	-\$93,600	-\$86,600
58	Curtail recruitment and retention support	-\$42,889	-\$45,500
59	Curtail professional development and training	-\$59,084	-\$52,971
60	Curtail marketing and development activities	-\$28,270	-\$28,270

1	Curtail curatorial and exhibit activities	-\$57,893	-\$139,950
2	Limit Outreach Education	-\$201,134	-\$121,844
3	Reduce computer technology and communications		
4	support	-\$50,550	-\$54,050
5	Reduce general administrative support	-\$19,626	-\$32,210
6	Reduce museum administrative support	-\$26,674	-\$35,429
7	Limit on-site education	-\$47,899	-\$50,888
8	Remove additional funding for pay practices	\$0	-\$22,643
9	Support operations with nongeneral fund revenues	-\$604,169	-\$545,787
10	Reduce governance and compliance support	-\$62,319	-\$73,943
11	<b>Jamestown-Yorktown Foundation Total</b>	<b>-\$1,319,027</b>	<b>-\$1,341,670</b>
12	<b>The Library of Virginia</b>		
13	Remove additional funding for pay practices	\$0	-\$34,134
14	Reduce discretionary spending	-\$600,000	-\$900,000
15	<b>The Library of Virginia Total</b>	<b>-\$600,000</b>	<b>-\$934,134</b>
16	<b>The Science Museum of Virginia</b>		
17	Delay filling procurement position	-\$50,000	\$0
18	Delay filling vacant Human Resource Manager		
19	position	-\$36,460	\$0
20	Reduce museum workforce	-\$179,060	-\$176,850
21	Reduce operational days open to public	-\$100,000	-\$100,000
22	Remove additional funding for pay practices	\$0	-\$7,852
23	<b>The Science Museum of Virginia Total</b>	<b>-\$365,520</b>	<b>-\$284,702</b>
24	<b>Virginia Commission for the Arts</b>		
25	Remove additional funding for pay practices	\$0	-\$1,314
26	Reduce funding for technical assistance grants	-\$10,000	-\$25,000
27	Eliminate financial assistance for the touring		
28	performing artists program	-\$20,000	\$0
29	Eliminate funding for workshops for arts		
30	organizations	-\$12,000	\$0
31	Reduce funding for general operating support grants	\$0	-\$731,725
32	Reduce funding for project grants	\$0	-\$75,000
33	Reduce funding for the performing arts 2010-2011		
34	tour directory	\$0	-\$50,000
35	Reduce grant awards payments	-\$604,302	\$0
36	Reduce grant funding through attrition	-\$60,000	\$0
37	Reduce funding for programs to Virginia arts		
38	organizations	-\$114,423	\$0
39	Reduce funding for the "Writers in Virginia" grant		
40	program	-\$3,000	-\$2,000
41	Eliminate administrative costs of Heritage Awards	-\$5,000	\$0
42	Reduce technology enhancement grant funds	-\$10,000	-\$25,000
43	Eliminate "Teacher Incentive" grants	-\$90,000	-\$20,000
44	<b>Virginia Commission for the Arts Total</b>	<b>-\$928,725</b>	<b>-\$930,039</b>
45	<b>Virginia Museum of Fine Arts</b>		
46	Reduce non-staff costs	-\$392,043	-\$421,265
47	Defer discretionary expenses	-\$207,803	-\$47,025
48	Manage personal services costs	-\$372,438	-\$440,765
49	Remove additional funding for pay practices	\$0	-\$22,122
50	Utilize nongeneral fund resources	-\$566,716	-\$638,645
51	Eliminate one-time costs	\$0	-\$66,300
52	<b>Virginia Museum of Fine Arts Total</b>	<b>-\$1,539,000</b>	<b>-\$1,636,122</b>
53	<b>Eastern Virginia Medical School</b>		
54	Administer efficiencies in the Family Medicine		
55	Program	-\$44,715	-\$44,715
56	Realize efficiencies in the Area Health Education		
57	Center	-\$13,110	-\$13,110
58	Realize efficiencies in undergraduate medical		
59	education	-\$357,800	-\$357,800
60	Supplant modeling and simulation funding	-\$84,375	-\$84,375
61	<b>Eastern Virginia Medical School Total</b>	<b>-\$500,000</b>	<b>-\$500,000</b>
62	<b>New College Institute</b>		
63	Reduce funding for operational expenses	-\$100,000	-\$100,000
64	Reduce expenditures for printing and promotion	-\$11,000	-\$11,000
65	<b>New College Institute Total</b>	<b>-\$111,000</b>	<b>-\$111,000</b>
66	<b>Institute for Advanced Learning and Research</b>		

1	Eliminate support for special projects and grant		
2	development position	-\$60,750	-\$60,750
3	Eliminate support for general manager, program		
4	and client services position	-\$57,845	-\$57,845
5	Eliminate support planning and academic program		
6	development position	-\$146,975	-\$146,975
7	Eliminate support for technology position	-\$62,573	-\$62,513
8	Eliminate support for senior associate position	-\$72,225	-\$72,225
9	Eliminate support for second event planner and		
10	marketing position	-\$6,020	-\$38,582
11	Eliminate support for manger of community		
12	engagement wage position	-\$64,892	-\$64,892
13	Eliminate support for human resources wage		
14	position	-\$16,480	-\$16,480
15	Eliminate support for event planner and marketing		
16	position	-\$7,395	-\$7,395
17	Eliminate support for community engagement		
18	position	-\$13,210	-\$13,210
19	Eliminate support for institutional advancement		
20	position	-\$115,193	-\$115,193
21	<b><i>Institute for Advanced Learning and Research</i></b>		
22	<b><i>Total</i></b>	<b>-\$623,558</b>	<b>-\$656,060</b>
23	<b><i>Roanoke Higher Education Authority</i></b>		
24	Defer spending on new and replacement furniture		
25	and equipment items	-\$12,000	-\$12,000
26	Defer software and computer hardware purchases	-\$5,000	-\$5,000
27	Defer maintenance and repairs of buildings and		
28	grounds	-\$14,939	-\$14,939
29	Eliminate funding for the economic impact study	-\$5,000	-\$5,000
30	Reduce spending on office supplies and postage	-\$1,500	-\$1,500
31	Reduce funding for wage and salary expenses	-\$17,000	-\$17,000
32	Reduce funding for the contingency reserve budget	-\$21,700	-\$21,700
33	Reduce funding for employee travel, training and		
34	the employee recognition program	-\$11,200	-\$11,200
35	Reduce funding audit and legal expenses	-\$6,000	-\$6,000
36	Reduce funding for the career center	-\$14,500	-\$14,500
37	Reduce funding for employee tuition		
38	reimbursement	-\$6,000	-\$6,000
39	Reduce funding for information technology		
40	expenses	-\$2,100	-\$2,100
41	Reduce funding for marketing, advertising and		
42	outreach expenses	-\$5,900	-\$5,900
43	Reduce funding for meeting related expenses	-\$9,000	-\$9,000
44	<b><i>Roanoke Higher Education Authority Total</i></b>	<b>-\$131,839</b>	<b>-\$131,839</b>
45	<b><i>Southern Virginia Higher Education Center</i></b>		
46	Reduce costs associated with the search for a new		
47	executive director	-\$20,000	\$0
48	Defer purchase of the mobile computer laboratory	\$0	-\$25,000
49	Support the Literacy Program using nongeneral		
50	fund sources	-\$8,000	-\$8,000
51	Remove additional funding for pay practices	\$0	-\$1,542
52	Reduce travel budget	-\$10,000	-\$10,000
53	Reduce support for office supplies and postage	-\$7,000	-\$10,000
54	Reduce support for an executive administrative		
55	assistant	-\$13,000	-\$13,000
56	Reduce advertising budget	-\$18,000	-\$18,000
57	Eliminate the unfilled program coordinator position	-\$52,890	-\$52,890
58	Eliminate the unfilled marketing/public relations		
59	position	-\$43,276	-\$50,776
60	Eliminate part-time CREED program coordinator		
61	position	-\$12,000	-\$16,000
62	Eliminate contracted lawn care service	-\$5,000	-\$6,500
63	Eliminate management consulting services	-\$5,000	-\$5,000
64	<b><i>Southern Virginia Higher Education Center Total</i></b>	<b>-\$194,166</b>	<b>-\$216,708</b>
65	<b><i>Southwest Virginia Higher Education Center</i></b>		
66	Eliminate overtime	-\$12,000	-\$12,000
67	Market the Center more cost effectively	-\$25,000	-\$25,000

1	Reduce expenditures for office and instructional		
2	supplies and equipment.	-\$10,000	-\$10,000
3	Reduce the amount of funds for travel and		
4	professional development.	-\$8,265	-\$8,265
5	Remove additional funding for pay practices	\$0	-\$3,414
6	Adjust positions	-\$69,984	-\$69,984
7	Delay hiring Research and Development Director	-\$57,220	\$0
8	Reduce Program Development Incentive Funds	-\$33,030	-\$90,250
9	<b>Southwest Virginia Higher Education Center</b>		
10	<b>Total</b>	<b>-\$215,499</b>	<b>-\$218,913</b>
11	<b>Jefferson Science Associates, LLC</b>		
12	Reduce research and development initiatives	-\$75,156	-\$75,156
13	Reduce Free Electron Laser (FEL) operations	-\$150,313	-\$150,313
14	<b>Jefferson Science Associates, LLC Total</b>	<b>-\$225,469</b>	<b>-\$225,469</b>
15	<b>Secretary of Finance</b>		
16	Remove additional funding for pay practices	\$0	-\$2,620
17	<b>Secretary of Finance Total</b>	<b>\$0</b>	<b>-\$2,620</b>
18	<b>Department of Accounts</b>		
19	Remove additional funding for pay practices	\$0	-\$29,721
20	Charge localities small purchase charge card		
21	participation fee	\$0	-\$15,000
22	Charge cost for administration of line of duty		
23	program	-\$100,000	-\$250,000
24	Adjust fee structure for the fiscal service bureau	\$0	-\$28,496
25	<b>Department of Accounts Total</b>	<b>-\$100,000</b>	<b>-\$323,217</b>
26	<b>Department of Accounts Transfer Payments</b>		
27	Change line of duty funding	-\$2,944,516	-\$2,590,145
28	<b>Department of Accounts Transfer Payments Total</b>	<b>-\$2,944,516</b>	<b>-\$2,590,145</b>
29	<b>Department of Planning and Budget</b>		
30	Surplus inactive computer equipment	-\$26,478	-\$35,304
31	Remove additional funding for pay practices	\$0	-\$22,025
32	Manage turnover and vacancy	-\$168,774	-\$160,938
33	Reduce funding for school efficiency review studies	-\$726,553	-\$736,507
34	Reduce funding to the Council on Virginia's Future	-\$76,000	-\$76,000
35	<b>Department of Planning and Budget Total</b>	<b>-\$997,805</b>	<b>-\$1,030,774</b>
36	<b>Department of Taxation</b>		
37	Recover costs of administering the Communication		
38	Sales and Use Tax and Railroad and Pipeline		
39	programs	-\$115,855	-\$115,855
40	Delay processing paper returns	-\$75,752	-\$151,504
41	Implement enhanced compliance initiative	\$1,220,569	\$4,590,769
42	Reduce agency training	-\$306,783	-\$306,783
43	Reduce building security	-\$138,496	-\$138,496
44	Reduce discretionary nonpersonal services costs	-\$282,684	-\$324,860
45	Reduce information technology costs	-\$1,716,000	-\$1,766,000
46	Reduce wage payroll	-\$280,281	-\$321,275
47	Reduce work hours and capture vacancy savings	-\$120,712	-\$20,712
48	Remove additional funding for pay practices	\$0	-\$221,987
49	Eliminate positions throughout the agency	-\$44,255	-\$212,685
50	<b>Department of Taxation Total</b>	<b>-\$1,860,249</b>	<b>\$1,010,612</b>
51	<b>Department of the Treasury</b>		
52	Eliminate information systems hardware not being		
53	used	-\$36,000	-\$48,000
54	Capture savings due to lower maintenance costs	-\$30,000	-\$30,000
55	Reallocate cost of positions to nongeneral fund		
56	sources	-\$310,734	-\$351,343
57	Recover cost of accounting services	-\$25,000	-\$25,000
58	Reduce banking services fees	-\$57,000	-\$57,000
59	Reduce check processing staff	\$0	-\$32,700
60	Reduce purchase of check stock	-\$118,957	-\$73,616
61	Reduce purchase of earnings notices paper stock	-\$50,000	-\$75,000
62	Remove additional funding for pay practices	\$0	-\$11,958
63	Eliminate vacant positions	-\$269,513	-\$228,936
64	<b>Department of the Treasury Total</b>	<b>-\$897,204</b>	<b>-\$933,553</b>
65	<b>Secretary of Health and Human Resources</b>		
66	Remove additional funding for pay practices	\$0	-\$3,072
67	<b>Secretary of Health and Human Resources Total</b>	<b>\$0</b>	<b>-\$3,072</b>

1	<b>Comprehensive Services for At-Risk Youth and</b>		
2	<b>Families</b>		
3	Recover excess funding for parental agreements	-\$5,000,000	-\$5,000,000
4	Reduce number of out of state residential		
5	placements	-\$700,000	-\$1,300,000
6	Eliminate infrastructure grants	-\$500,000	-\$500,000
7	<b>Comprehensive Services for At-Risk Youth and</b>		
8	<b>Families Total</b>	<b>-\$6,200,000</b>	<b>-\$6,800,000</b>
9	<b>Department for the Aging</b>		
10	Reduce pass-through funding to Bay Aging for		
11	Adult Day Break Services program	-\$29,779	-\$37,213
12	Align pass-through funding for the Pharmacy		
13	Connect program	-\$76,856	-\$76,856
14	Decrease funding for the Virginia Respite Care		
15	Grant program	\$0	-\$109,328
16	Decrease pass-through funding for the Norfolk		
17	Senior Center	-\$12,731	-\$12,731
18	Reduce discretionary funding for administration and		
19	support	-\$32,466	-\$17,381
20	Reduce pass-through funding for Bedford Ride	-\$7,837	\$0
21	Reduce pass-through funding for the Aging		
22	Together Partnership	-\$15,000	-\$15,000
23	Reduce pass-through funding for the Oxbow Center	-\$14,061	-\$14,061
24	Reduce pass-through funding to Bay Aging for		
25	unmet needs	-\$18,961	-\$18,961
26	Reduce pass-through funding to Mountain Empire		
27	Older Citizens Inc. Companion Care program	-\$7,942	-\$7,942
28	Reduce pass-through grant for Mountain Empire		
29	Older Citizens and Junction Center	-\$2,206	-\$2,206
30	Remove additional funding for pay practices	\$0	-\$2,455
31	Decrease pass-through funding for Jewish Family		
32	Service of Tidewater	-\$9,729	-\$9,729
33	Reduce pass-through funding for the Korean		
34	Intergenerational and Multi-Purpose Senior Center	-\$9,501	-\$9,501
35	Eliminate the administrative funding for Virginia		
36	Respite Care Grant program	\$0	-\$15,085
37	<b>Department for the Aging Total</b>	<b>-\$237,069</b>	<b>-\$348,449</b>
38	<b>Department for the Deaf and Hard-of-Hearing</b>		
39	Remove additional funding for pay practices	\$0	-\$2,701
40	<b>Department for the Deaf and Hard-of-Hearing</b>		
41	<b>Total</b>	<b>\$0</b>	<b>-\$2,701</b>
42	<b>Department of Health</b>		
43	Layoff the secretary position in Accomack's Office		
44	of Environmental Health Services	\$0	-\$29,664
45	Eliminate vacant procurement position in the Office		
46	of Environmental Health Services	-\$28,294	-\$43,400
47	Eliminate vacant secretary position in the Internal		
48	Audit's Office	-\$33,463	-\$16,731
49	Execute additional administrative reductions in the		
50	Office of Epidemiology	-\$168,445	-\$168,445
51	Freeze funding for the Physician Financial		
52	Incentives Program	-\$780,964	-\$830,964
53	Layoff district epidemiologist	\$0	-\$75,000
54	Layoff Information Technology (IT) Audit Manager		
55	position in Internal Audit	\$0	-\$67,436
56	Layoff position in the Office of Emergency Medical		
57	Services	\$0	-\$95,000
58	Reduce Comprehensive Sickle Cell Services in the		
59	Office of Family Health Services	-\$100,000	-\$100,000
60	Layoff position in the Office of Environmental		
61	Health Services	\$0	-\$86,558
62	Eliminate vacant position in the Office of		
63	Purchasing and General Services	-\$43,542	-\$43,542
64	Reallocate expenses to appropriate nongeneral fund		
65	resources in the Office of Drinking Water	-\$35,000	-\$223,796
66	Redirect equipment rental charge and management		
67	services in the Office of Epidemiology	-\$6,000	-\$6,000



1	Redirect excess bedding fee revenues in the Office		
2	of Environmental Health Services	\$0	-\$60,000
3	Reduce administrative expenses in the Office of		
4	Family Health	\$0	-\$66,971
5	Reduce administrative support and eliminate two		
6	vacant positions from the Office of Emergency		
7	Management Services	\$0	-\$306,139
8	Layoff position in the Office of Environmental		
9	Health Services	\$0	-\$78,858
10	Eliminate Dental Scholarship and Dentist Loan		
11	Repayment Program	-\$325,000	-\$325,000
12	Consolidate Poison Control Centers into one		
13	statewide center	\$0	-\$1,049,691
14	Consolidate two Child Development Clinics	\$0	-\$222,466
15	Defer training, travel, educational supplies,		
16	equipment replacement, and other discretionary		
17	expenditures	-\$189,860	-\$174,409
18	Delay hiring for hearing and legal services officer		
19	position in the Office of Environmental Health		
20	Services	-\$58,894	\$0
21	Delay hiring for the architect/engineer manager		
22	position in the Office of Environmental Health		
23	Services	-\$45,285	\$0
24	Delay hiring for the environmental health specialist		
25	position in the Office of Environmental Health		
26	Services	-\$45,645	\$0
27	Eliminate vacant positions across all local health		
28	districts	-\$417,692	-\$708,216
29	Eliminate contract position in the Office of		
30	Information Management	-\$38,038	-\$138,311
31	Eliminate vacant position in the Office of		
32	Purchasing and General Services	-\$53,026	-\$53,026
33	Eliminate four vacant positions in the Office of		
34	Human Resources	-\$90,000	-\$181,272
35	Eliminate funding for the rabies awareness		
36	campaign in the Office of Epidemiology	-\$5,540	-\$5,540
37	Eliminate funding for vacant and filled wage		
38	positions	-\$1,669,136	-\$1,969,193
39	Eliminate monkey tuberculosis (TB) testing in the		
40	Office of Epidemiology	-\$4,500	-\$4,500
41	Eliminate program support position in the Office of		
42	Epidemiology	\$0	-\$21,155
43	Eliminate the Radon Program in the Office of		
44	Epidemiology	\$0	-\$46,667
45	Reduce funding to the Virginia Transplant Council	-\$7,500	-\$50,000
46	Eliminate administrative staff development program		
47	and other services in the Office of Human		
48	Resources	-\$59,212	-\$59,212
49	Reduce funding to Alexandria Neighborhood		
50	Health Services, Inc.	-\$4,542	-\$9,084
51	Reduce nonpersonal services operating expenses,		
52	outsource x-ray service, and reduce district		
53	management costs	-\$539,275	-\$657,289
54	Reduce general fund support for nonpersonal		
55	service expenses in the Office of Drinking Water	-\$20,275	-\$20,275
56	Reduce contractual expenses in the Office of		
57	Family Health Services	\$0	-\$140,000
58	Reduce funding for community-based sickle cell		
59	grants	-\$5,000	-\$10,000
60	Reduce funding for phenylketonuria (PKU)		
61	treatment in the Office of Family Health Services	-\$20,000	\$0
62	Reduce funding for the pilot projects in Northern		
63	Neck and Emporia	-\$22,500	-\$150,000
64	Reduce allocation to two locally administered		
65	health departments	-\$360,000	-\$1,000,000
66	Reduce funding to AIDS Resource and consultation		
67	centers	-\$28,738	-\$28,738

1	Reduce Virginia Tech soils scientist contract by one		
2	contractor in the Office of Environmental Health		
3	Services	-\$60,539	-\$90,808
4	Reduce funding to Bedford Hospice House, Inc.	-\$10,000	-\$10,000
5	Reduce funding to St. Mary's Health Wagon	-\$4,750	-\$4,750
6	Reduce funding to the Arthur Ashe Health Center	-\$10,000	-\$20,000
7	Reduce funding to the Chesapeake Adult General		
8	Medical Clinic	-\$5,000	-\$5,000
9	Reduce funding to the Fan Free Clinic	-\$5,000	-\$5,000
10	Reduce funding to the Jeanie Schmidt Free Clinic	-\$2,500	-\$5,000
11	Reduce funding to the Louisa County Resource		
12	Council	-\$1,500	-\$1,500
13	Reduce funding relative to increased environmental		
14	fee revenues in the local health districts	-\$568,727	-\$119,732
15	Require the Virginia Retirement System to absorb		
16	Workforce Transition Act retirement costs	-\$80,216	\$0
17	Reduce funding to the Southwest Virginia Graduate		
18	Medical Education Consortium	-\$14,056	-\$28,112
19	Reduce funding to Virginia Health Information	-\$43,644	-\$290,957
20	Turnover and vacancy savings in the Office of		
21	Drinking Water	-\$77,289	\$0
22	Transfer support of positions to nongeneral fund		
23	resources in the Roanoke Health District	-\$54,192	-\$54,192
24	Reduce funding to the Patient Advocate Foundation	-\$25,000	-\$25,000
25	Supplant general fund support within the		
26	department with a portion of the Virginia Vital		
27	Statistics Automation Fund	\$0	-\$518,421
28	Supplant general fund support for the Heart Disease		
29	and Stroke Prevention Grant	-\$150,000	-\$150,000
30	Reduce operating expenses in the Office of		
31	Environmental Health Services	-\$10,000	-\$20,000
32	Revert eVA fee rebate	-\$37,000	\$0
33	Eliminate one position in the Office of Family		
34	Health Services	\$0	-\$29,722
35	Require all department employees to participate in		
36	direct deposit and opt-out receiving earnings notices	-\$5,000	-\$10,000
37	Replace general fund support for the Managed Care		
38	Health Insurance Plans (MCHIP) Program with		
39	nongeneral funds	-\$170,000	-\$170,000
40	Replace general fund support for administrative		
41	operating expenses with nongeneral funds in central		
42	office administration	\$0	-\$600,000
43	Remove additional funding for pay practices	\$0	-\$350,996
44	Reduce Women, Infants, and Children (WIC)		
45	Farmer's Market funding in the Office of Family		
46	Health Services	-\$257,156	-\$278,373
47	Change position funding in the Office of		
48	Epidemiology	-\$20,366	-\$20,366
49	Reduce funding to the Old Towne Medical Center	-\$2,500	-\$2,500
50	Revert fleet management savings	-\$126,739	-\$126,739
51	Cancel research grant with Virginia Tech within the		
52	Office of Environmental Health Services	-\$45,000	\$0
53	Allow qualifying individuals to receive		
54	contraceptive services from public and private		
55	providers	\$0	-\$100,000
56	Accelerate the X-ray registration and inspection		
57	program's dependence on special funds in the		
58	Office of Epidemiology	-\$135,708	-\$135,708
59	Abolish three wage investigator positions in the		
60	Office of Human Resources	-\$51,434	-\$51,434
61	Capture funding for electronic health records pilot		
62	project	-\$95,000	-\$95,000
63	Eliminate the Better Beginnings Program funding in		
64	the Office of Family Health Services	-\$131,776	-\$131,776
65	<b>Department of Health Total</b>	<b>-\$7,405,458</b>	<b>-\$12,773,634</b>
66	<b>Department of Mental Health, Mental Retardation</b>		
67	<b>and Substance Abuse Services</b>		

1	Reduce central office staffing levels	-\$1,749,746	-\$2,489,553
2	Reduce computer equipment	-\$19,039	-\$19,039
3	Reduce facility reimbursement for special		
4	hospitalization	-\$132,000	-\$132,000
5	Reduce jail diversion expansion services	-\$330,000	-\$330,000
6	Reduce number of copiers	-\$10,296	-\$20,592
7	Reduce appropriation for prepaid items	-\$1,500,000	\$0
8	Reduce travel expenses	-\$13,494	\$0
9	Remove additional funding for pay practices	\$0	-\$82,290
10	Reduce staff training contract with University of		
11	Virginia	-\$31,200	-\$46,800
12	Maintain vacant positions	-\$872,059	-\$967,366
13	Eliminate wage positions	\$0	-\$330,000
14	Use funds collected for background screenings	-\$147,600	-\$100,000
15	Eliminate use of University Data Analysis Center	-\$6,000	\$0
16	Eliminate use of medical and psychiatric contract		
17	inspectors	-\$3,000	\$0
18	Eliminate use of contract professional inspectors	-\$23,000	\$0
19	Eliminate SharePoint service	\$0	-\$4,100
20	Eliminate funding for new scholarships in child		
21	psychology	-\$80,000	-\$333,197
22	Eliminate funding for manpower contract	-\$17,500	-\$17,500
23	Eliminate cultural competency conference	\$0	-\$75,000
24	Eliminate use of wage employees for data entry	-\$1,000	\$0
25	Eliminate use of contract consumer inspectors	-\$3,500	\$0
26	<b>Department of Mental Health, Mental Retardation</b>		
27	<b>and Substance Abuse Services Total</b>	<b>-\$4,939,434</b>	<b>-\$4,947,437</b>
28	<b>Grants To Localities</b>		
29	Reduce funding for administrative costs	-\$12,400,000	-\$12,400,000
30	<b>Grants To Localities Total</b>	<b>-\$12,400,000</b>	<b>-\$12,400,000</b>
31	<b>Mental Health Treatment Centers</b>		
32	Close adolescent unit at Southwestern Mental		
33	Health Institute	\$0	-\$1,378,666
34	Close the Commonwealth Center for Children and		
35	Adolescents	\$0	-\$6,218,777
36	Consolidate support services at state facilities	-\$2,001,056	-\$2,001,056
37	Remove additional funding for pay practices	\$0	-\$790,916
38	Use nongeneral fund balances to replace general		
39	fund	-\$5,000,000	\$0
40	<b>Mental Health Treatment Centers Total</b>	<b>-\$7,001,056</b>	<b>-\$10,389,415</b>
41	<b>Mental Retardation Training Centers</b>		
42	Remove additional funding for pay practices	\$0	-\$410,010
43	<b>Mental Retardation Training Centers Total</b>	<b>\$0</b>	<b>-\$410,010</b>
44	<b>Virginia Center for Behavioral Rehabilitation</b>		
45	Remove additional funding for pay practices	\$0	-\$16,488
46	<b>Virginia Center for Behavioral Rehabilitation</b>		
47	<b>Total</b>	<b>\$0</b>	<b>-\$16,488</b>
48	<b>Department of Rehabilitative Services</b>		
49	Reduce general funds that support Vocational		
50	Rehabilitation program	-\$422,760	-\$500,000
51	Eliminate one administrative position assigned to		
52	the Program Policy and Planning Division	-\$93,346	-\$93,346
53	Reduce discretionary expenditures in the central		
54	office administration	-\$230,000	-\$230,000
55	Supplants general fund appropriation in Virginia		
56	Assistive Technology System (VATS) program		
57	with nongeneral fund	-\$42,235	-\$42,235
58	Supplant general fund support for the Vocational		
59	Rehabilitation program with nongeneral fund	-\$119,401	-\$147,237
60	Supplant general fund support for field counselors		
61	with the Supported Employment Services program		
62	with nongeneral fund	-\$287,167	-\$287,167
63	Remove additional funding for pay practices	\$0	-\$33,504
64	Reduce staff computers by 50	-\$60,000	-\$60,000
65	Eliminate one administrative position assigned to		
66	the Centers for Independent Living (CIL)	-\$68,141	-\$68,141

1	Reduce general fund to the Long Term Employment		
2	Support Services (LTISS) program	-\$753,446	-\$753,446
3	Reduce general fund support in the Extended		
4	Employment Services (EES) program	-\$504,292	-\$504,292
5	Reduces general fund support for In-service		
6	Training Grant	-\$10,000	-\$10,000
7	Reduce administration salary costs in the Extended		
8	Employment Services (EES) program	-\$30,565	-\$30,565
9	<b>Department of Rehabilitative Services Total</b>	<b>-\$2,621,353</b>	<b>-\$2,759,933</b>
10	<b>Woodrow Wilson Rehabilitation Center</b>		
11	Reduce annual cost for natural gas	-\$40,000	\$0
12	Renegotiate food services contract	-\$52,000	-\$52,000
13	Remove additional funding for pay practices	\$0	-\$31,117
14	Reduce wage and contract staff hours	-\$275,000	-\$275,000
15	Reduce contracts for professional and consulting		
16	services	-\$100,000	-\$100,000
17	Increase Postsecondary Education Rehabilitation		
18	Transition (PERT) clients	-\$275,000	-\$275,000
19	Eliminate two night counselor positions	-\$87,000	-\$87,000
20	Eliminate staff positions in medical services		
21	program	-\$100,000	-\$100,000
22	Absorb Workforce Transition Act retirement costs		
23	in the Virginia Retirement System	-\$12,745	\$0
24	Supplant general fund support of staff with		
25	nongeneral fund	-\$105,000	-\$105,000
26	Reduce expenditures for marketing supplies and		
27	administrative supplies and materials	-\$27,540	-\$27,540
28	<b>Woodrow Wilson Rehabilitation Center Total</b>	<b>-\$1,074,285</b>	<b>-\$1,052,657</b>
29	<b>Department of Social Services</b>		
30	Eliminate funding for United Community		
31	Ministries	\$0	-\$38,500
32	Supplant general fund support for Healthy Families		
33	of Virginia with Temporary Assistance for Needy		
34	Families (TANF)	\$0	-\$3,472,779
35	Eliminate funding for the Tri-County Community		
36	Action Partnership	\$0	-\$100,000
37	Reduce child care information systems initiative	-\$750,000	-\$750,000
38	Eliminate over 80 positions in the Department of		
39	Social Services' central operations	-\$1,000,000	-\$2,000,000
40	Re-direct Americorp grant funds to community		
41	non-profit organizations	\$0	-\$125,000
42	Eliminate funding for People Inc.	\$0	-\$42,500
43	Reduce administrative costs for the social worker		
44	educational incentive program	\$0	-\$200,000
45	Reduce foster care rate increase to six percent in FY		
46	2010	\$0	-\$1,200,000
47	Remove additional funding for pay practices	\$0	-\$73,122
48	Require the Virginia Retirement System to absorb		
49	Workforce Transition Act retirement costs	-\$38,583	\$0
50	Substitute one-time food stamp bonus award for		
51	general fund	-\$1,400,000	\$0
52	Supplant general fund support for Centers for		
53	Employment and Training with Temporary		
54	Assistance to Needy Families (TANF)	\$0	-\$323,202
55	Supplant general fund support for domestic		
56	violence programs with Temporary Assistance for		
57	Needy Families (TANF)	\$0	-\$1,515,000
58	Supplant general fund support of at-risk child care		
59	and adoption services with Temporary Assistance		
60	for Needy Families (TANF)	-\$18,700,000	-\$8,200,000
61	Supplant general fund support of child care		
62	activities with Temporary Assistance for Needy		
63	Families (TANF)	-\$964,878	\$0
64	Eliminate funding for Northern Virginia Family		
65	Services	\$0	-\$100,000

1	Supplant general fund support for Community		
2	Action Agencies with Temporary Assistance for		
3	Needy Families (TANF)	\$0	-\$4,640,805
4	Eliminate earmarked funding for Lenowisco Child		
5	Advocacy Center	\$0	-\$50,000
6	Eliminate earmarked funding for		
7	Bristol/Washington Child Advocacy Center	\$0	-\$50,000
8	Capture savings associated with the latest		
9	projections of auxiliary grant program expenditures	-\$700,000	-\$700,000
10	Capture one-time vacancy savings	-\$12,973	\$0
11	Capture one-time savings associated with freeze on		
12	travel	-\$38,919	\$0
13	Capture excess postage associated with benefit		
14	programs	-\$93,330	-\$93,330
15	Capture cost allocation savings	-\$250,000	-\$250,000
16	Eliminate funding for child care resource and		
17	referrals	\$0	-\$350,000
18	<b>Department of Social Services Total</b>	<b>-\$23,948,683</b>	<b>-\$24,274,238</b>
19	<b>Department for the Blind and Vision Impaired</b>		
20	Supplant general fund support of personnel costs		
21	with nongeneral funds	-\$117,000	-\$117,000
22	Delay filling vacant position	-\$55,151	\$0
23	Leave chief deputy director position vacant	-\$40,000	-\$96,000
24	Remove additional funding for pay practices	\$0	-\$15,644
25	Reduce purchase of supplies and materials	-\$25,025	-\$25,025
26	<b>Department for the Blind and Vision Impaired</b>		
27	<b>Total</b>	<b>-\$237,176</b>	<b>-\$253,669</b>
28	<b>Virginia Rehabilitation Center for the Blind and</b>		
29	<b>Vision Impaired</b>		
30	Reduce hours of wage employee	-\$9,477	-\$9,477
31	Eliminate wage administrative assistant position	-\$18,953	-\$18,953
32	<b>Virginia Rehabilitation Center for the Blind and</b>		
33	<b>Vision Impaired Total</b>	<b>-\$28,430</b>	<b>-\$28,430</b>
34	<b>Secretary of Natural Resources</b>		
35	Remove additional funding for pay practices	\$0	-\$2,618
36	<b>Secretary of Natural Resources Total</b>	<b>\$0</b>	<b>-\$2,618</b>
37	<b>Chippokes Plantation Farm Foundation</b>		
38	Eliminate professional marketing and fundraising		
39	strategy	-\$24,000	\$0
40	Delay maintenance and equipment purchases	-\$325	-\$24,325
41	<b>Chippokes Plantation Farm Foundation Total</b>	<b>-\$24,325</b>	<b>-\$24,325</b>
42	<b>Department of Conservation and Recreation</b>		
43	Reduce wage positions in state parks visitor desk		
44	and contact stations	-\$39,175	-\$39,175
45	Reduce inventory of computer equipment	-\$58,192	-\$58,192
46	Reduce operating support to Virginia Outdoors		
47	Foundation	\$0	-\$102,500
48	Reduce procurement wage support	-\$30,000	-\$30,000
49	Reduce state park advertising costs	-\$50,000	-\$50,000
50	Reduce state park education programs	-\$150,000	-\$150,000
51	Reduce state park staff training	-\$63,000	-\$63,000
52	Reduce state park volunteer program support	-\$38,153	-\$50,000
53	Reduce support to Chippokes Plantation Farm		
54	Foundation	-\$10,681	-\$10,681
55	Reduce various administrative expenses	-\$64,700	-\$74,933
56	Reduce wage expense in planning and recreation		
57	resources	-\$11,400	-\$11,400
58	Reduce water quality implementation support	-\$200,000	-\$200,000
59	Remove additional funding for pay practices	\$0	-\$93,033
60	Restructure positions	\$0	-\$21,425
61	Restructure nutrient management program central		
62	office responsibilities	\$0	-\$60,000
63	Supplant personal service costs	-\$50,000	-\$50,000
64	Transfer funding for grant manager position	\$0	-\$70,000
65	Transfer one position to nongeneral funds	-\$68,386	-\$68,386
66	Transfer oversight of state higher education		
67	construction projects	\$0	-\$20,000

1	Reduce funding for the Conservation Reserve		
2	Enhancement Program	-\$685,473	-\$435,473
3	Reduce wage costs in the state park reservation		
4	center	-\$49,861	-\$49,861
5	Defer state park maintenance and preventive		
6	maintenance projects	-\$378,553	-\$378,553
7	Supplant accounting wage costs	-\$48,842	-\$48,842
8	Reduce equipment purchases in state parks	-\$850,000	-\$850,000
9	Absorb Workforce Transition Act retirement costs		
10	in the Virginia Retirement System	-\$36,325	\$0
11	Capture turnover and vacancy savings	-\$115,308	-\$115,308
12	Combine functions within public communications		
13	office	-\$43,400	-\$43,400
14	Decrease frequency of parks visitor statistical		
15	survey	-\$15,000	-\$15,000
16	Delay opening of new state park facilities and close		
17	group campground in disrepair	-\$36,602	-\$36,602
18	Eliminate administration wage positions	-\$34,370	-\$39,516
19	Eliminate general fund support for repairs to the		
20	Soil and Water Conservation Districts owned dams	-\$866,000	-\$866,000
21	Eliminate Natural Heritage specialist position	-\$36,208	-\$47,401
22	Eliminate natural heritage stewardship position	-\$53,699	-\$69,338
23	Eliminate natural heritage wage position	-\$21,879	-\$21,879
24	Reduce annual operating support to the soil and		
25	water conservation districts	-\$203,697	\$0
26	Consolidate administrative staff	\$12,325	-\$24,000
27	Reduce current telephone system expenses	-\$57,500	-\$115,000
28	Eliminate position in design and construction	-\$81,000	-\$81,000
29	Reduce annual operating support to the 47 local		
30	Soil and Water Conservation Districts	\$0	-\$407,394
31	Provide training with nongeneral fund position	\$0	-\$92,790
32	Postpone various natural resource management		
33	activities in state parks	-\$133,983	-\$100,000
34	Fund legal services expenses with nongeneral fund		
35	resources	-\$75,000	-\$75,000
36	Eliminate vacant position in the Chesapeake Bay		
37	local assistance division	-\$47,000	-\$47,000
38	Eliminate vacant position in finance office	-\$53,354	-\$53,354
39	Eliminate state parks vacant positions	-\$200,690	-\$200,690
40	Eliminate state parks central office wage positions	-\$50,000	-\$90,972
41	Increase responsible land disturber fees	-\$60,000	-\$125,000
42	<b>Department of Conservation and Recreation Total</b>	<b>-\$5,055,106</b>	<b>-\$5,652,098</b>
43	<b>Department of Environmental Quality</b>		
44	Reduce water permitting staff	-\$67,592	-\$560,402
45	Absorb Workforce Transition Act retirement costs		
46	in the Virginia Retirement System	-\$986,000	\$0
47	Eliminate competitive water supply planning grants	\$0	-\$100,000
48	Reduce air inspection program	-\$342,774	-\$1,000,000
49	Reduce contracts for water quality monitoring		
50	standards attainment	-\$200,000	-\$200,000
51	Reduce environmental education staffing	-\$44,020	-\$88,040
52	Reduce management staff and administrative staff	-\$185,855	-\$1,287,478
53	Reduce match for Virginia revolving loan fund		
54	program	-\$2,983,500	\$0
55	Reduce pollution prevention staff	-\$25,000	-\$50,000
56	Remove additional funding for pay practices	\$0	-\$114,443
57	Reduce wastewater engineering staff	-\$84,597	-\$736,377
58	Reduce travel, training and supplies	-\$134,870	-\$127,888
59	Reduce staffing levels in the hazardous waste		
60	program	-\$92,096	-\$416,503
61	Reduce wastewater treatment construction		
62	assistance staff	\$33,496	-\$255,355
63	<b>Department of Environmental Quality Total</b>	<b>-\$5,112,808</b>	<b>-\$4,936,486</b>
64	<b>Department of Historic Resources</b>		
65	Eliminate administrative position	\$2,636	-\$53,000
66	Reduce grant payments to Montpelier	-\$94,729	-\$94,729
67	Eliminate accounts payable position	-\$47,000	-\$47,000

1	Eliminate procurement officer position	-\$59,000	-\$59,000
2	Eliminate project reviewer position	-\$69,000	-\$69,000
3	Eliminate wage position in regional office	-\$12,286	-\$12,286
4	Reduce funding to cost share program	-\$120,000	-\$120,000
5	Remove additional funding for pay practices	\$0	-\$5,321
6	Defer equipment upgrades	-\$40,000	\$0
7	<b>Department of Historic Resources Total</b>	<b>-\$439,379</b>	<b>-\$460,336</b>
8	<b>Marine Resources Commission</b>		
9	Reduce general fund support for oyster		
10	replenishment	-\$386,833	-\$481,933
11	Remove additional funding for pay practices	\$0	-\$30,292
12	Supplant general fund support with recreational		
13	fishing license revenue to support marine police	-\$243,416	-\$255,966
14	Use balance of maintenance reserve funding from		
15	the agency operations station project	-\$70,000	\$0
16	<b>Marine Resources Commission Total</b>	<b>-\$700,249</b>	<b>-\$768,191</b>
17	<b>Virginia Museum of Natural History</b>		
18	Eliminate supervisor position	\$6,431	-\$55,013
19	Eliminate research area	\$28,805	-\$114,937
20	Remove additional funding for pay practices	\$0	-\$8,400
21	Improve the efficiency of agency support services	-\$139,956	-\$118,576
22	Absorb Workforce Transition Act retirement costs		
23	in the Virginia Retirement System	-\$70,421	\$0
24	Eliminate vacant collections manager position	-\$39,915	-\$54,817
25	Eliminate administrative position	\$19,757	-\$43,365
26	Eliminate publications position	-\$213	-\$48,389
27	Cut custodial services by 60 percent	-\$36,062	-\$36,062
28	Close on certain days	-\$152,953	\$0
29	<b>Virginia Museum of Natural History Total</b>	<b>-\$384,527</b>	<b>-\$479,559</b>
30	<b>Secretary of Public Safety</b>		
31	Remove additional funding for pay practices	\$0	-\$2,790
32	<b>Secretary of Public Safety Total</b>	<b>\$0</b>	<b>-\$2,790</b>
33	<b>Commonwealth's Attorneys' Services Council</b>		
34	Reduce office supply costs	-\$1,000	-\$1,000
35	Eliminate wage positions for research assistants	-\$12,379	-\$12,379
36	Eliminate program costs	-\$1,221	-\$1,221
37	Forgo non-VITA system upgrades	-\$2,400	-\$2,400
38	Eliminate executive training program	-\$8,000	-\$8,000
39	Eliminate discretionary program costs	-\$2,000	-\$2,000
40	Eliminate agency letterhead	-\$600	-\$600
41	Eliminate website upgrade	-\$4,000	-\$4,000
42	Improve efficiency of agency support services	-\$12,500	-\$12,500
43	Reduce cost of legislative research	-\$400	-\$400
44	Reduce curriculum committee meeting	-\$1,000	-\$1,000
45	Remove additional funding for pay practices	\$0	-\$1,942
46	Reduce professional membership affiliations	-\$2,000	-\$2,000
47	Reduce use of printed materials	-\$1,250	-\$1,250
48	Reduce professional resource materials	-\$561	-\$561
49	Implement service reductions	-\$20,000	-\$20,000
50	Reduce information technology administrative costs	-\$3,000	-\$3,000
51	<b>Commonwealth's Attorneys' Services Council</b>		
52	<b>Total</b>	<b>-\$72,311</b>	<b>-\$74,253</b>
53	<b>Department of Correctional Education</b>		
54	Remove additional funding for pay practices	\$0	-\$194,151
55	Reduce operating funds	-\$1,086,315	-\$1,077,051
56	Eliminate vacant positions	-\$969,612	-\$969,612
57	Eliminate positions due to staff relocation	-\$975,000	-\$1,500,000
58	Absorb Workforce Transition Act retirement costs		
59	in the Virginia Retirement System	-\$230,039	\$0
60	<b>Department of Correctional Education Total</b>	<b>-\$3,260,966</b>	<b>-\$3,740,814</b>
61	<b>Department of Corrections</b>		
62	Reduce funding available for substance abuse		
63	treatment of offenders	-\$200,000	-\$400,000
64	Reduce sanitarian positions	-\$72,570	-\$72,570
65	Reduce treatment staff at Indian Creek Correctional		
66	Center	-\$68,587	-\$366,726
67	Reduce warehouse staff	-\$186,678	-\$985,499

1	Remove additional funding for pay practices	\$0	-\$2,350,248
2	Streamline procurement	-\$104,354	-\$581,222
3	Cease operation of therapeutic transitional		
4	community program	-\$972,000	-\$3,125,700
5	Use funds for drug testing more efficiently	-\$100,000	-\$100,000
6	Close Tazewell Field Unit	-\$532,208	-\$2,506,695
7	Eliminate drug court positions	-\$100,659	-\$301,978
8	Eliminate day reporting program and increase		
9	electronic surveillance	-\$495,379	-\$1,145,686
10	Eliminate Controller's office	-\$8,336	-\$194,732
11	Eliminate contracts for food service	-\$46,763	-\$851,551
12	Reduce fiscal technician positions in central office	-\$91,276	-\$91,276
13	Defer institutional equipment purchases	-\$3,630,971	\$0
14	Eliminate headquarters buyer	-\$56,726	-\$56,726
15	Close White Post Detention Center	-\$744,620	-\$2,633,648
16	Eliminate accountant position in central office	-\$59,190	-\$59,190
17	Close Southampton Correctional Center	-\$2,123,565	-\$13,965,507
18	Close Pulaski Correctional Center	-\$1,651,142	-\$7,278,549
19	Close Chatham Diversion Center	\$0	-\$749,009
20	Capture contractual savings	\$0	-\$203,468
21	Adjust funding for supervision of sexually violent		
22	predators	-\$500,000	-\$500,000
23	Absorb Workforce Transition Act retirement costs		
24	in the Virginia Retirement System	-\$240,820	\$0
25	Close Dinwiddie Field Unit	-\$578,062	-\$2,708,635
26	Increase overall agency turnover and vacancy rate	-\$2,191,867	\$0
27	Reduce counselors throughout system	-\$263,751	-\$1,400,804
28	Consolidate medical services analysis function	-\$31,660	-\$94,980
29	Realign headquarters financial reporting functions	-\$13,569	-\$321,749
30	Eliminate headquarters finance and real estate		
31	coordinator	-\$31,708	-\$31,708
32	Eliminate vacant clerical positions	-\$416,929	-\$416,929
33	Eliminate unfilled probation and parole positions	\$0	-\$300,000
34	Eliminate regional human capital positions	-\$32,743	-\$174,729
35	Eliminate regional environmental staff	-\$30,067	-\$160,504
36	Eliminate one internal auditor position	-\$8,181	-\$53,274
37	Eliminate psychologist positions	-\$30,406	-\$162,088
38	Eliminate headquarters office services specialist	-\$35,691	-\$35,691
39	Eliminate one Community Corrections management		
40	level position and support staff	-\$4,099	-\$113,321
41	Eliminate parole examiner position	-\$24,986	-\$74,957
42	Eliminate position of chief of Architect and		
43	Engineering Section	-\$123,048	-\$123,048
44	Eliminate program assessment specialist position	-\$80,249	-\$83,738
45	Eliminate headquarters stockroom supervisor	-\$57,489	-\$57,489
46	<b>Department of Corrections Total</b>	<b>-\$15,940,349</b>	<b>-\$44,833,624</b>
47	<b>Department of Criminal Justice Services</b>		
48	Reduce hours for wage employees	-\$89,870	-\$143,790
49	Reduce funding for school resource officers	\$0	-\$146,169
50	Revert general fund balances	-\$431,559	\$0
51	Reduce funding for public inebriate centers	-\$68,701	-\$137,402
52	Reduce court appointed special advocate awards	\$0	-\$158,432
53	Reduce classified staff	\$0	-\$494,894
54	Eliminate funding for Fairfax Partnership on Youth	\$0	-\$75,000
55	Eliminate funding for Chesterfield Day Reporting	-\$100,000	-\$100,000
56	Reduce regional training academy awards	\$0	-\$108,018
57	Reduce the quantity of training offerings	-\$108,000	\$0
58	Remove additional funding for pay practices	\$0	-\$32,585
59	Reduce juvenile accountability block grant awards	\$0	-\$40,865
60	<b>Department of Criminal Justice Services Total</b>	<b>-\$798,130</b>	<b>-\$1,437,155</b>
61	<b>Department of Emergency Management</b>		
62	Reduce clothing purchases	-\$20,650	-\$20,650
63	Eliminate software training	-\$4,300	\$0
64	Eliminate information technology position	\$0	-\$65,000
65	Elimination of contracted services	-\$11,000	-\$11,000
66	Reduce conference expenses	-\$30,945	-\$30,945
67	Reduce equipment and furniture purchases	-\$134,275	-\$134,275



1	Reduce office supply purchases	-\$38,229	-\$38,229
2	Reduce printing services	-\$8,150	-\$15,350
3	Reduce employee and reservist training	-\$180,315	-\$180,315
4	Eliminate heater meals	-\$4,000	-\$4,000
5	Delay Global Positioning System (GPS) unit		
6	upgrades	-\$4,000	-\$4,077
7	Eliminate employee tuition reimbursements	\$0	-\$5,000
8	Continue holding positions vacant	-\$186,249	-\$172,145
9	Capture capital outlay balance	-\$26,263	\$0
10	Reduce regional training and workshop travel costs	-\$30,591	-\$30,923
11	Reduce regional training and workshops	-\$44,788	-\$44,788
12	Reduce student mileage reimbursement	-\$18,450	-\$25,600
13	Reduce travel expenses	-\$52,930	-\$58,000
14	<b>Department of Emergency Management Total</b>	<b>-\$795,135</b>	<b>-\$840,297</b>
15	<b>Department of Fire Programs</b>		
16	Eliminate position	\$0	-\$72,800
17	Eliminate conferences	-\$25,000	-\$25,000
18	Eliminate wage position	-\$30,100	-\$30,100
19	Reduce wage hours	-\$55,842	-\$55,842
20	Consolidate regional office space	\$0	-\$19,000
21	<b>Department of Fire Programs Total</b>	<b>-\$110,942</b>	<b>-\$202,742</b>
22	<b>Department of Forensic Science</b>		
23	Reduce the number of wage employees	-\$105,209	-\$300,216
24	Absorb Workforce Transition Act retirement costs		
25	in the Virginia Retirement System	\$0	-\$181,176
26	Delay payment on maintenance contracts for		
27	scientific equipment	-\$200,000	\$0
28	Eliminate lodging and per diem reimbursement for		
29	training and certification classes	-\$60,191	-\$103,186
30	Eliminate lodging expenses for the training		
31	academy	-\$55,221	-\$110,443
32	Freeze recruitment of classified positions	-\$367,155	-\$405,941
33	Reduce director's office staff	-\$69,265	-\$69,739
34	Reduce the number of training academy sessions	-\$19,801	-\$71,884
35	Remove additional funding for pay practices	\$0	-\$86,308
36	Reorganize the Division of Technical Services	\$31,636	-\$394,298
37	Revert surplus property recoveries	-\$3,934	\$0
38	Freeze recruitment of positions	-\$28,307	-\$203,470
39	<b>Department of Forensic Science Total</b>	<b>-\$877,447</b>	<b>-\$1,926,661</b>
40	<b>Department of Juvenile Justice</b>		
41	Reduce support costs for various administrative		
42	units	-\$167,800	-\$364,960
43	Reduce court service unit support costs	-\$20,000	-\$20,000
44	Remove additional funding for pay practices	\$0	-\$485,511
45	Adjust regional staffing	-\$140,000	-\$470,000
46	Reduce pass-through funding for court service units	\$0	-\$366,910
47	Reduce positions in various administrative units	-\$468,000	-\$859,012
48	Adjust regional office leased space	\$0	-\$101,480
49	Absorb Workforce Transition Act retirement costs		
50	in the Virginia Retirement System	-\$146,717	\$0
51	Cancel Beaumont Transitional Cottage Program	-\$834,000	-\$834,000
52	Capture capital outlay balance	-\$3,200,000	\$0
53	Close Camp New Hope	-\$202,000	-\$248,000
54	Close Chesapeake Community Placement Program	-\$311,500	-\$623,000
55	Reduce funding to purchase services for juveniles		
56	on probation and parole in their communities	-\$1,317,380	-\$1,317,380
57	Compress populations within each of three		
58	institutions	-\$184,100	-\$670,740
59	Reduce behavioral services positions	-\$923,000	-\$923,000
60	Reduce court service unit staffing	-\$1,733,000	-\$2,268,000
61	Close Virginia Wilderness Institute	-\$765,100	-\$1,530,188
62	<b>Department of Juvenile Justice Total</b>	<b>-\$10,412,597</b>	<b>-\$11,082,181</b>
63	<b>Department of Military Affairs</b>		
64	Eliminate the police department at the Maneuver		
65	Training Center at Fort Pickett	-\$192,450	-\$400,034
66	Eliminate director of joint staff position	-\$125,000	-\$150,000

1	Delay maintenance and repair projects at armories		
2	statewide	-\$218,443	\$0
3	Defer training and supply purchases	-\$34,765	-\$34,765
4	Defer purchase of equipment	\$0	-\$20,000
5	Absorb Workforce Transition Act retirement costs		
6	in the Virginia Retirement System	-\$22,300	\$0
7	Relocate air guard operations	\$0	-\$155,000
8	Reduce recruitment incentives	\$0	-\$265,420
9	Remove additional funding for pay practices	\$0	-\$7,128
10	Reduce the class size of the Youth Challenge		
11	Program in Virginia Beach	-\$100,725	-\$100,725
12	Forego hiring of wage staff	\$0	-\$15,000
13	<b>Department of Military Affairs Total</b>	<b>-\$693,683</b>	<b>-\$1,148,072</b>
14	<b>Department of State Police</b>		
15	Postpone 115th Basic Trooper School	-\$2,059,440	\$0
16	Eliminate cash payment for first three hours worked		
17	over 40	-\$1,300,000	-\$843,360
18	Supplant general fund support for the state police's		
19	med-flight missions	\$0	-\$1,600,000
20	Hold civilian vacancies	-\$1,642,716	-\$1,669,032
21	Postpone 116th Basic Trooper School	\$0	-\$910,902
22	Remove additional funding for pay practices	\$0	-\$633,864
23	Suspend monthly car washes	-\$100,000	-\$100,000
24	Reduce wage expenses by approximately one-third	-\$150,000	-\$300,000
25	<b>Department of State Police Total</b>	<b>-\$5,252,156</b>	<b>-\$6,057,158</b>
26	<b>Department of Veterans Services</b>		
27	Reduce cost for supplies and equipment	\$0	-\$10,000
28	Eliminate wage position	-\$47,837	-\$63,783
29	Leave positions vacant	-\$194,414	-\$194,414
30	Reduce capital project support cost	-\$19,276	-\$21,967
31	Reduce discretionary cost	-\$24,595	-\$24,595
32	Reduce grants to communities	-\$27,922	-\$27,922
33	Reduce part-time positions	-\$21,584	\$0
34	Reduce part-time wages	-\$43,078	-\$43,078
35	Reduce project cost	-\$50,000	\$0
36	Reduce wage positions	-\$23,624	-\$47,248
37	Remove additional funding for pay practices	\$0	-\$10,122
38	Transfer position	-\$56,678	-\$75,570
39	Realign administrative offices	-\$77,681	-\$77,681
40	<b>Department of Veterans Services Total</b>	<b>-\$586,689</b>	<b>-\$596,380</b>
41	<b>Virginia Parole Board</b>		
42	Revert part of year-end balance	-\$28,757	\$0
43	Remove additional funding for pay practices	\$0	-\$2,647
44	Reduce travel and defer equipment purchases	-\$20,765	\$0
45	Convert two full-time members to part-time (32		
46	hours) positions	\$0	-\$51,677
47	<b>Virginia Parole Board Total</b>	<b>-\$49,522</b>	<b>-\$54,324</b>
48	<b>Secretary of Technology</b>		
49	Remove additional funding for pay practices	\$0	-\$2,182
50	<b>Secretary of Technology Total</b>	<b>\$0</b>	<b>-\$2,182</b>
51	<b>Innovative Technology Authority</b>		
52	Revitalize the Innovative Technology Authority	\$0	-\$458,003
53	Reduce services and investment pool to the		
54	technology growth acceleration program	-\$288,200	-\$290,000
55	Reduce funding to the Virginia Electronic		
56	Commerce Technology Center	-\$125,000	-\$125,000
57	Eliminate support services for technology research		
58	funds	-\$138,259	-\$86,624
59	<b>Innovative Technology Authority Total</b>	<b>-\$551,459</b>	<b>-\$959,627</b>
60	<b>Virginia Information Technologies Agency</b>		
61	Remove additional funding for pay practices	\$0	-\$10,167
62	Restructure business development responsibilities	-\$109,112	-\$145,482
63	Reduce discretionary spending for information		
64	technology governance	-\$83,000	-\$83,000
65	Reduce consulting support for the Investment Board	-\$145,307	-\$108,937
66	Realign the scope of the change management role		
67	(Virginia Enterprise Applications Program Office)	\$0	-\$37,067

1	Eliminate wage position (Virginia Enterprise		
2	Applications Program Office)	\$0	-\$90,000
3	Eliminate wage position (Virginia Enterprise		
4	Applications Program Office)	\$0	-\$20,090
5	Eliminate contract position (Virginia Enterprise		
6	Applications Program Office)	\$0	-\$15,988
7	<b>Virginia Information Technologies Agency Total</b>	<b>-\$337,419</b>	<b>-\$510,731</b>
8	<b>Department of Aviation</b>		
9	Reduce state aircraft operations and maintenance		
10	funds	-\$6,280	-\$6,280
11	<b>Department of Aviation Total</b>	<b>-\$6,280</b>	<b>-\$6,280</b>
12			

### § 4-2.00 REVENUES

#### § 4-2.01 NONGENERAL FUND REVENUES

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

1. No state agency shall solicit or accept any donation, gift, grant, or contract without the written approval of the Governor except under written guidelines issued by the Governor which provide for the solicitation and acceptance of nongeneral funds.

2. The Governor may issue policies in writing for procedures which allow state agencies to solicit and accept nonmonetary donations, gifts, grants, or contracts except that donations, gifts and grants of real property shall be subject to § 4-4.00 of this act and § 2.2-1149, Code of Virginia. This provision shall apply to donations, gifts and grants of real property to endowment funds of institutions of higher education, when such endowment funds are held by the institution in its own name and not by a separately incorporated foundation or corporation.

3. The preceding subdivisions shall not apply to property and equipment acquired and used by a state agency or institution through a lease purchase agreement and subsequently donated to the state agency or institution during or at the expiration of the lease purchase agreement, provided that the lessor is the Virginia College Building Authority.

4. The use of endowment funds for property, plant or equipment for state-owned facilities is subject to §§ 4-2.03 Indirect Costs, 4-4.01 Capital Projects-General and 4-5.03 Services and Clients of this act.

##### b. HIGHER EDUCATION TUITION AND FEES

1. Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, all nongeneral fund collections by public institutions of higher education, including collections from the sale of dairy and farm products, shall be deposited in the state treasury in accordance with § 2.2-1802, Code of Virginia, and expended by the institutions of higher education in accordance with the appropriations and provisions of this act, provided, however, that this requirement shall not apply to private gifts, endowment funds, or income derived from endowments and gifts.

2. a) The Boards of Visitors or other governing bodies of institutions of higher education may set tuition and fee charges at levels they deem to be appropriate for all resident student groups based on, but not limited to, competitive market rates, provided that the total revenue generated by the collection of tuition and fees from all students is within the nongeneral fund appropriation for educational and general programs provided in this act.

b) The Boards of Visitors or other governing bodies of institutions of higher education may set tuition and fee charges at levels they deem to be appropriate for all nonresident student groups based on, but not limited to, competitive market rates, provided that: i) the tuition and mandatory educational and general fee rates for nonresident undergraduate and graduate students cover at least 100 percent of the average cost of their education, as calculated through base adequacy guidelines adopted, and periodically amended, by the Joint Subcommittee Studying Higher Education Funding Policies, and ii) the total revenue generated by the collection of tuition and fees from all students is within the nongeneral fund appropriation for educational and general programs provided in this act.

c) For institutions charging nonresident students less than 100 percent of the cost of education, the State Council of Higher Education for Virginia may authorize a phased approach to meeting this requirement, when in its judgment, it would result in annual tuition and fee increases for nonresident students that would discourage their enrollment.

d) The Boards of Visitors or other governing bodies of institutions of higher education shall not increase the current proportion of nonresident undergraduate students if the institution's nonresident undergraduate enrollment exceeds 25 percent. Norfolk State University, Virginia Military Institute, Virginia State University, and two-year public institutions are exempt from this restriction.

3. a) In setting the nongeneral fund appropriation for educational and general programs at the institutions of higher education, the General Assembly shall take into consideration the appropriate student share of costs associated with providing full funding

- 1 of the base adequacy guidelines referenced in subparagraph 2. b), raising average salaries for teaching and research faculty to  
2 the 60th percentile of peer institutions, and other priorities set forth in this act.
- 3 b) In determining the appropriate state share of educational costs for resident students, the General Assembly shall seek to  
4 cover at least 67 percent of educational costs associated with providing full funding of the base adequacy guidelines referenced  
5 in subparagraph 2. b), raising average salaries for teaching and research faculty to the 60th percentile of peer institutions, and  
6 other priorities set forth in this act.
- 7 4. a) Each institution and the State Council of Higher Education for Virginia shall monitor tuition, fees, and other charges, as  
8 well as the mix of resident and nonresident students, to ensure that the primary mission of providing educational opportunities  
9 to citizens of Virginia is served, while recognizing the material contributions provided by the presence of nonresident students.  
10 The State Council of Higher Education for Virginia shall also develop and enforce uniform guidelines for reporting student  
11 enrollments and the domiciliary status of students.
- 12 b) The State Council of Higher Education for Virginia shall report to the Governor and the Chairmen of the House  
13 Appropriations and Senate Finance Committees no later than August 1 of each year the annual change in total charges for  
14 tuition and all required fees approved and allotted by the Board of Visitors. As it deems appropriate, the State Council of  
15 Higher Education for Virginia shall provide comparative national, peer, and market data with respect to charges assessed  
16 students for tuition and required fees at institutions outside of the Commonwealth.
- 17 c) Institutions of higher education are hereby authorized to make the technology service fee authorized in Chapter 1042, 2003  
18 Acts of Assembly, part of ongoing tuition revenue. Such revenues shall continue to be used to supplement technology  
19 resources at the institutions of higher education.
- 20 d) Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, each institution shall work with the State  
21 Council of Higher Education for Virginia and the Virginia College Savings Plan to determine appropriate tuition and fee  
22 estimates for tuition savings plans.
- 23 5. a) It is the intent of the General Assembly that each institution's combined general and nongeneral fund appropriation within  
24 its educational and general program closely approximate the anticipated annual budget each fiscal year.
- 25 b) In coordination with the institutions, the State Council of Higher Education for Virginia shall report no later than August 1  
26 of each year on the estimated amount of revenue each institution expects to collect from tuition and mandatory educational and  
27 general fees during the fiscal year.
- 28 c) This report shall serve as the foundation for any administrative increase in nongeneral fund appropriations within the  
29 institutions' educational and general programs that is approved by the Director, Department of Planning and Budget, pursuant  
30 to the authority provided in § 4-1.04 of this act.
- 31 d) Each institution must notify the Director, State Council of Higher Education for Virginia, prior to requesting an  
32 administrative increase to the nongeneral fund appropriation for tuition and fee revenue within its educational and general  
33 program. Within 30 days of receiving such notification, the Director of the State Council of Higher Education for Virginia  
34 shall review and provide comment, as necessary, to the Director, Department of Planning and Budget. The Director,  
35 Department of Planning and Budget, shall evaluate the institution's request along with any comments received from the  
36 Director, State Council of Higher Education for Virginia, prior to taking action on the requested administrative increase.
- 37 e) In consultation with the Director, Department of Planning and Budget, the Director, State Council of Higher Education for  
38 Virginia, shall include a summary of all requested and approved administrative increases to nongeneral fund appropriations for  
39 tuition and fee revenue within the educational and general programs of the institutions of higher education as part of the  
40 annual nongeneral fund revenue report.
- 41 f) In consultation with the Department of Planning and Budget and the State Council of Higher Education for Virginia, the  
42 Governor shall reconcile actual nongeneral fund expenditures with nongeneral fund appropriations included in the act and  
43 recommend technical adjustments, as he deems appropriate, in submitting his budget amendments prior to the next General  
44 Assembly session.
- 45 6. Nonresident graduate students employed by an institution as teaching assistants, research assistants, or graduate assistants  
46 and paid at an annual contract rate of \$4,000 or more may be considered resident students for the purposes of charging tuition  
47 and fees.
- 48 7. The fund source "Higher Education Operating" within educational and general programs for institutions of higher education  
49 includes tuition and fee revenues from nonresident students to pay their proportionate share of the amortized cost of the  
50 construction of buildings approved by the Commonwealth of Virginia Educational Institutions Bond Act of 1992 and the  
51 Commonwealth of Virginia Educational Facilities Bond Act of 2002.
- 52 8. a) Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, mandatory fees for purposes other than  
53 educational and general programs shall not be increased for Virginia undergraduates beyond five percent annually, excluding

1 requirements for wage, salary, and fringe benefit increases, authorized by the General Assembly. Fee increases required to  
 2 carry out actions that respond to mandates of federal agencies are also exempt from this provision, provided that a report on  
 3 the purposes of the amount of the fee increase is submitted to the Chairmen of the House Appropriations and Senate Finance  
 4 Committees by the institution of higher education at least 30 days prior to the effective date of the fee increase.

5 b) This restriction shall not apply in the following instances: fee increases directly related to capital projects authorized by the  
 6 General Assembly; fee increases to support student health services; and other fee increases specifically authorized by the  
 7 General Assembly.

8 c) Due to the small mandatory non-educational and general program fees currently assessed students in the Virginia  
 9 Community College System, increases in any one year of no more than \$15 shall be allowed on a cost-justified case-by-case  
 10 basis, subject to approval by the State Board for Community Colleges.

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

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

16 c. HIGHER EDUCATION PLANNED EXCESS REVENUES:

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

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

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

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

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

27 5. Tuition and fee revenues generated by the institution other than as provided herein shall be subject to the provisions of  
 28 § 4-1.04 a.3 Gifts, Grants, and Other Nongeneral Funds of this act.

29 § 4-2.02 GENERAL FUND REVENUE

30 a. STATE AGENCY PAYMENTS INTO GENERAL FUND:

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

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

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

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

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

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

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

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

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

44 c) All state institutions for the mentally ill or mentally retarded, from fees or per diem paid employees for the performance of

1 services for which such payment is made, except for a fee or per diem allowed by statute to a superintendent or staff member  
2 of any such institution when summoned as a witness in any court.

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

4 e) The Departments of Corrections, Juvenile Justice, and Correctional Education, as required by law, including revenues from  
5 sales of dairy and other farm products; ~~and payments from the U.S. Department of Justice for the housing of illegal aliens and~~  
6 ~~other inmates.~~

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

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

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

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

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

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

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

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

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

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

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

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

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

48 Notwithstanding any contrary provision of law, for purposes of subsection C of § 58.1-3524 and subsection B of § 58.1-3536,  
49 Code of Virginia, the term general fund revenues, excluding transfers, is defined as (i) all state taxes, including penalties and  
50 interest, required and/or authorized to be collected and paid into the general fund of the state treasury pursuant to Title 58.1,  
51 Code of Virginia, (ii) permits, fees, licenses, fines, forfeitures, charges for services, and revenue from use of money and

1 property required and/or authorized to be paid into the general fund of the state treasury, and (iii) amounts required to be  
 2 deposited to the general fund of the state treasury pursuant to § 4-2.02a.1., of this act. However, in no case shall (i) lump-sum  
 3 payments, (ii) one-time payments not generated from the normal operation of state government, or (iii) proceeds from the sale  
 4 of state property or assets be included in the general fund revenue calculations for purposes of subsection C of § 58.1-3524  
 5 and subsection B of § 58.1-353, Code of Virginia.

6 c. DATE OF RECEIPT OF REVENUES:

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

11 § 4-2.03 INDIRECT COSTS

12 a. INDIRECT COST RECOVERIES FROM GRANTS AND CONTRACTS:

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

15 b. AGENCIES OTHER THAN INSTITUTIONS OF HIGHER EDUCATION:

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

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

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

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

27 c. INSTITUTIONS OF HIGHER EDUCATION:

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

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

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

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

39 d. REPORTS

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

43 e. REGULATIONS:

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





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

1 for repayment of such loan and approval of the Director of the Department of Planning and Budget shall be obtained for all  
2 such plans and reported to the Chairman of the House Appropriations and Senate Finance Committees.

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

6 6. The State Treasurer shall charge current market interest rates on anticipation loans made for capital projects authorized under  
7 § 4-4.01 m. Interest payments on anticipation loans for nongeneral fund capital projects authorized under § 4-4.01 m shall be  
8 made from appropriated nongeneral fund revenues. Such interest shall not be paid with the funds from the anticipation loan  
9 without the approval of the Director of the Department of Planning and Budget.

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

### 13 § 4-3.03 CAPITAL LEASES

#### 14 a. GENERAL:

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

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

24 ~~3. Not later than October 1, 2008, the Secretary of Administration and the Secretary of Finance shall develop procedures that~~  
25 ~~guide state agencies in the development of lease agreements for space owned by local governments or political subdivisions~~  
26 ~~such that the lease agreements do not impact the state's debt capacity. To the extent such guidelines have been developed by~~  
27 ~~the Secretary of Administration and the Secretary of Finance, the guidelines shall be reported to the Chairmen of the House~~  
28 ~~Appropriations and Senate Finance Committees.~~

#### 29 b. APPROVAL OF FINANCINGS:

30 1. For any project which qualifies as a capital lease, as defined in the preceding subdivisions a 1 and 2, and which is financed  
31 through the issuance of securities, the Treasury Board shall approve the terms and structure of such financing pursuant to  
32 § 2.2-2416, Code of Virginia.

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

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

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

### 45 § 4-4.00 CAPITAL PROJECTS

#### 46 § 4-4.01 GENERAL

##### 47 a. Definition:

48 1. When used in this section, "capital project" or "project" means acquisition of property and new construction and  
49 improvements related to state-owned property, plant or equipment (including plans therefor), as the terms "acquisition", "new  
50 construction", and "improvements" are defined in the instructions for the preparation of the Executive Budget. "Capital project"

- 1 or "project" shall also mean any improvements to property leased for use by a state agency, and not owned by the state, when  
2 such improvements are financed by public funds, except as hereinafter provided in subdivisions 3 and 4 of this subsection.
- 3 2. The provisions of this section are applicable equally to acquisition of property and plant by purchase, gift, or any other  
4 means, including the acquisition of property through a lease/purchase contract, regardless of the method of financing or the  
5 source of funds. Acquisition of property by lease shall be subject to §§ 4-3.03 of this act.
- 6 3. The provisions of this section shall not apply to property or equipment acquired by lease or improvements to leased  
7 property and equipment when the improvements are provided by the lessor pursuant to the terms of the lease and upon  
8 expiration of the lease remain the property of the lessor.
- 9 4. The provisions of this section shall not apply to property leased by state agencies for the purposes described in §§ 2.2-1151  
10 C and 33.1-93, Code of Virginia.
- 11 5. Any lease of real property that qualifies as a capital project but does not meet the definition of a capital lease as set forth in  
12 § 4-3.03 of this act shall be exempt from the capital outlay and approval process, provided that the proposed lease is being  
13 undertaken to replace or consolidate leases for an individual agency or in the case of an action to co-locate more than one  
14 agency, and such proposed lease is demonstrated to produce cost savings or cost avoidances or to promote more efficient and  
15 effective service delivery to citizens of the Commonwealth as approved by the Director, Department of Planning and Budget.
- 16 b. Notwithstanding any other provisions of law, requests for appropriations for capital projects shall be subject to the  
17 following:
- 18 1. The agency shall submit a capital project proposal for all requested capital projects. Such proposals shall be submitted to the  
19 Director, Department of Planning and Budget, for review and approval in accordance with guidelines prescribed by the  
20 director. Projects shall be developed to meet agency functional and space requirements within a cost range comparable to  
21 similar public and private sector projects.
- 22 2. The first priority of any agency or institution in requesting capital outlay appropriations shall be maintenance reserve funds.
- 23 3. Except for institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, financings for  
24 capital projects by institutions of higher education shall comply, where applicable, with the Treasury Board Guidelines issued  
25 pursuant to § 2.2-2416, Code of Virginia, and any subsequent amendments thereto.
- 26 4. As part of any request for appropriations for an armory, the Department of Military Affairs shall obtain a written  
27 commitment from the host locality to share in the operating expense of the armory.
- 28 c.1. Each agency head shall provide to the Director, Department of Planning and Budget, a plan for the use of the maintenance  
29 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  
30 repair or replacement of roof on buildings under control of the agency. The agency head shall certify in the agency's annual  
31 update to its maintenance reserve plan that to the best of his or her knowledge, all necessary roof repairs have been  
32 accomplished, are in the process of being accomplished, or the necessary funds for accomplishing the work have been  
33 requested before the agency requests funds for other improvements or new construction projects. Such roof repairs and  
34 replacements shall be in accord with the technical requirements of the Commonwealth's Construction and Professional Services  
35 Manual for Agencies.
- 36 2. The second priority for the agency's use of the maintenance reserve funds shall be for deferred maintenance projects that  
37 have been identified in the Facility Inventory Condition and Assessment system as currently or potentially critical because they  
38 must be addressed within the next twelve months.
- 39 d. The Department of Planning and Budget shall review its approach to capital outlay planning and budgeting from time to  
40 time and report any proposed change to the Chairmen of the House Appropriations and Senate Finance Committees prior to its  
41 implementation. Such report shall include an analysis of the impact of the suggested change on affected agencies and  
42 institutions.
- 43 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  
44 Virginia, amended by Chapter 488, 1997 Acts of Assembly, relating to Virginia Port Authority capital projects and  
45 procurement activities.
- 46 f. It is the intent of the General Assembly that the Department of Conservation and Recreation shall be authorized to initiate  
47 and accept by gift or purchase with nongeneral fund dollars any lands for State Park or Natural Area purposes which may  
48 become available, and that are not specifically appropriated by the General Assembly, when such acquisitions are made in  
49 accordance with the provisions of this section and other applicable provisions of state law including approval by the Governor.
- 50 g. Legislative Approval: It is the intent of the General Assembly that, with the exceptions noted in this paragraph and  
51 paragraph m, all capital projects to be undertaken by agencies of the Commonwealth, including institutions of higher education  
52 shall be pursuant to approvals by the General Assembly at its regular sessions in even-numbered years. The consideration of

1 capital projects in odd-numbered years shall be limited to:

2 1. Supplementing projects which have been bid and determined to have insufficient funding to be placed under contract, and

3 2. Projects declared by the Governor or the General Assembly to be of an emergency nature, which may avoid an increase in  
4 cost or otherwise result in a measurable benefit to the state, and/or which are required for the continued use of existing  
5 facilities.

6 This paragraph does not prohibit the initiation of projects authorized by § 4-4.01 m hereof, or projects included under the  
7 central appropriations for capital project expenses in this act.

8 h. Preliminary Requirements: In regard to each capital project for which appropriation or reappropriation is made pursuant to  
9 this act, or which is hereafter considered by the Governor for inclusion in the Executive Budget, or which is offered as a gift  
10 or is considered for purchase, the Governor is hereby required: (1) to determine the urgency of its need, as compared with the  
11 need for other capital projects as herein authorized, or hereafter considered; (2) to determine whether the proposed plans and  
12 specifications for each capital project are suitable and adequate, and whether they involve expenditures which are excessive for  
13 the purposes intended; (3) to determine whether labor, materials, and other requirements, if any, needed for the acquisition or  
14 construction of such project can and will be obtained at reasonable cost; and (4) to determine whether or not the project  
15 conforms to a site or master plan approved by the agency head or board of visitors of an institution of higher education for a  
16 program approved by the General Assembly.

17 i. Initiation Generally:

18 1. No architectural or engineering planning for, or construction of, or purchase of any capital project shall be commenced or  
19 revised without the prior written approval of the Governor.

20 2. The requirements of § 10.1-1190, Code of Virginia, shall be met prior to the release of funds for a major state project,  
21 provided, however, that the Governor is authorized to release from any appropriation for a major state project made pursuant to  
22 this act such sum or sums as may be necessary to pay for the preparation of the environmental impact report required by  
23 § 10.1-1188, Code of Virginia.

24 3. The Governor, at his discretion, may release from any capital project appropriation or reappropriation made pursuant to this  
25 act such sum (or sums) as may be necessary to pay for the preparation of plans and specifications by architects and engineers,  
26 provided that the estimated cost of the construction covered by such drawings and specifications does not exceed the  
27 appropriation therefor; provided, further, however, that the architectural and engineering fees paid on completion of the  
28 preliminary design for any such project may be based on such estimated costs as may be approved by the Governor in writing,  
29 where it is shown to the satisfaction of the Governor that higher costs of labor or material, or both, or other unforeseen  
30 conditions, have made the appropriation inadequate for the completion of the project for which the appropriation was made,  
31 and where in the judgment of the Governor such changed conditions justify the payment of architectural or engineering fees  
32 based on costs exceeding the appropriation.

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

35 j. Capital Projects Financed with Bonds: Capital projects proposed to be financed with (i) 9 (c) general obligation bonds or (ii)  
36 9(d) obligations where debt service is expected to be paid from project revenues or revenues of the agency or institution, shall  
37 be reviewed as follows:

38 1. Requests for inclusions in the Executive Budget of capital projects to be financed with 9(c) general obligation bonds shall  
39 be submitted to the State Treasurer for evaluation of financial feasibility. Submission shall be in accordance with the  
40 instructions prescribed by the State Treasurer. The State Treasurer shall distribute copies of financial feasibility studies to the  
41 Director, Department of Planning and Budget, the Secretary for the submitting agency or institution, the Chairmen of the  
42 House Appropriations and Senate Finance Committees, and the Director, State Council of Higher Education for Virginia, if the  
43 project is requested by an institution of higher education.

44 2. By August 15 of each year, institutions shall also prepare and submit copies of financial feasibility studies to the State  
45 Council of Higher Education for Virginia for 9(d) obligations where debt service is expected to be paid from project revenues  
46 or revenues of the institution. The State Council of Higher Education shall identify the impact of all projects requested by the  
47 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  
48 institutions of higher education and the impact of the project on the institution's need for student financial assistance. The State  
49 Council of Higher Education for Virginia shall report such information to the Secretary of Finance and the Chairmen of the  
50 House Appropriations and Senate Finance Committees no later than October 1 of each year.

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

1 k. Transfers to supplement capital projects from nongeneral funds may be made under the conditions set forth in §§ 4-1.03 a,  
2 4-1.04 a.3, and 4-4.01 m of this act.

3 1.1) Change in Size and Scope: *Unless otherwise provided by law,* ~~t~~The scope of any capital project may not be increased or  
4 decreased by more than five percent in size beyond the plans and justification which were the basis for the appropriation or  
5 reappropriation in this act or for the Governor's authorization pursuant to § 4-4.01 m of this act. However, this prohibition is  
6 not applicable to changes in size and scope required because of circumstances determined by the Governor to be an  
7 emergency, or requirements imposed by the federal government when such capital project is for armories or other  
8 defense-related installations and is funded in whole or in part by federal funds, or minor increases in square footage determined  
9 by the Director, Department of General Services, to be reasonable based on a written justification submitted by the agency  
10 stating the necessity for the increase, with the provision that such increase will not increase the cost of the project beyond the  
11 amount appropriated; or decreases in scope to offset unbudgeted costs when such costs are determined by the Director,  
12 Department of Planning and Budget, to be reasonable based on a written justification submitted by the agency specifying the  
13 amount and nature of the unbudgeted costs and the types of actions that will be taken to decrease the scope of the project.  
14 The written justification shall also include a certification, signed by the agency head, that the resulting project will be  
15 consistent with the original programmatic intent of the appropriations.

16 2). If space planning guides for any type of construction have been approved by the Governor or the General Assembly, the  
17 Governor shall require capital projects to conform to such planning guides.

18 m. Projects Not Included In This Act:

19 1. Authorization by Governor:

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

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

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

26 3) The project is to be operated as an educational and general program in an institution of higher education and will be fully  
27 funded by nongeneral fund revenues of educational and general programs or from private gifts and indirect cost recoveries.

28 4) The project consists of plant or property which has become available or has been received as a gift.

29 5) The project has been recommended for funding by the Tobacco Indemnification and Community Revitalization Commission  
30 or the Virginia Tobacco Settlement Foundation.

31 b) The foregoing conditions are subject to the following criteria:

32 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  
33 4-2.03) without adverse effect on other projects or programs, or from unappropriated nongeneral fund revenues or balances.

34 2) In the Governor's opinion such action may avoid an increase in cost or otherwise result in a measurable benefit to the state.

35 3) The authorization includes a detailed description of the project, the project need, the total project cost, the estimated  
36 operating costs, and the fund sources for the project and its operating costs.

37 4) The Chairmen of the House Appropriations and Senate Finance Committees shall be notified by the Governor prior to the  
38 authorization of any capital project under the provisions of this subsection.

39 5) Permanent funding for any project initiated under this section shall only be from nongeneral fund sources.

40 2. Authorization by Director, Department of Planning and Budget:

41 The Director, Department of Planning and Budget, may authorize initiation of a capital project not included in this act, if the  
42 General Assembly has enacted legislation to fund the project from bonds of the Virginia Public Building Authority, Virginia  
43 College Building Authority, or from reserves created by refunding of bonds issued by those Authorities.

44 3. Delegated authorization by Boards of Visitors, Public Institutions of Higher Education:

45 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  
46 the eligibility criteria set forth in Chapters 933 and 945 of the 2005 Acts of Assembly for additional operational and  
47 administrative autonomy, including having entered into a memorandum of understanding with the Secretary of Administration

1 for delegated authority of nongeneral fund capital outlay projects, and ii) has received a sum sufficient nongeneral fund  
2 appropriation for emergency projects as set out in Part 2: Capital Project Expenses of this act, may authorize the initiation of  
3 any capital project that is not specifically set forth in this act provided that the project meets at least one of the conditions and  
4 criteria identified in § 4-4.01 m 1 of this act.

5 b. ) At least 30 days prior to the initiation of a project under this provision, the board of visitors must notify the Governor  
6 and Chairmen of the House Appropriations and Senate Finance Committees and must provide a life-cycle budget analysis of  
7 the project. Such analysis shall be in a form to be prescribed by the Auditor of Public Accounts.

8 c. ) The Commonwealth of Virginia shall have no general fund obligation for the construction, operation, insurance, routine  
9 maintenance, or long-term maintenance of any project authorized by the board of visitors of a public institution of higher  
10 education in accordance with this provision.

11 n. Acquisition, maintenance, and operation of buildings and nonbuilding facilities in colleges and universities shall be subject  
12 to the following policies:

13 1. The anticipated program use of the building or nonbuilding facility should determine the funding source for expenditures for  
14 acquisition, construction, maintenance, operation, and repairs.

15 2. Expenditures for land acquisition, site preparation beyond five feet from a building, and the construction of additional  
16 outdoor lighting, sidewalks, outdoor athletic and recreational facilities, and parking lots in the Virginia Community College  
17 System shall be made only from appropriated Trust and Agency funds, including local government allocations or  
18 appropriations, or the proceeds of indebtedness authorized by the General Assembly.

19 3. The general policy of the Commonwealth shall be that parking is to be operated as an auxiliary enterprise by all colleges  
20 and universities. Institutions should develop sufficient reserves for ongoing maintenance and replacement of parking facilities.

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

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

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

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

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

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

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

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

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

8 s.1. The Governor may authorize the conveyance of any interest in property or improvements thereon held by the  
9 Commonwealth to the educational or real estate foundation of any institution of higher education where he finds that such  
10 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  
11 appropriated to the institution by the General Assembly. Any approved conveyance shall be exempt from § 2.2-1156, Code of  
12 Virginia, and any other statute concerning conveyance, transfer or sale of state property. If the foundation conveys any interest  
13 in the property or any improvements thereon, such conveyance shall likewise be exempt from compliance with any statute  
14 concerning disposition of state property. Any income or proceeds from the conveyance of any interest in the property shall be  
15 deemed to be local or private funds and may be used by the foundation for any foundation purpose.

16 2. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
17 of Assembly.

18 t.1. Facility Lease Agreements Involving Institutions of Higher Education: In the case of any lease agreement involving  
19 state-owned property controlled by an institution of higher education, where the lease has been entered into consistent with the  
20 provisions of § 2.2-1155, Code of Virginia, the Governor may amend, adjust or waive any project review and reporting  
21 procedures of Executive agencies as may reasonably be required to promote the property improvement goals for which the  
22 lease agreement was developed.

23 2. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
24 of Assembly.

25 u. Energy-efficiency Projects: Improvements to state-owned properties for the purpose of energy-efficiency shall be considered  
26 an operating expense, provided that:

27 1. The scope of the project meets or exceeds the applicable energy-efficiency standards set forth in the American Society of  
28 Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE) and the Illuminating Engineering Society (IES) standard  
29 90.1-1989 and is limited to measures listed in guidelines issued by the Department of General Services.

30 2. The project is financed consistent with the provisions of § 2.2-2417, Code of Virginia, which requires Treasury Board  
31 approval and is executed through a nonprofessional services contract with a vendor approved by the Division of Purchases and  
32 Supply of the Department of General Services.

33 3. The scope of work has been reviewed by the Department of Mines, Minerals and Energy.

34 4. However, if the project scope entails: (a) constructing, enlarging, altering, repairing or demolishing a building or structure,  
35 (b) changing the use of a building either within the same use group or to a different use group when the new use requires  
36 greater degrees of structural strength, fire protection, exit facilities or sanitary provisions, or (c) removing or disturbing any  
37 asbestos-containing materials during demolition, alteration, renovation of or additions to building or structures, the project shall  
38 be subject to the state capital outlay process.

39 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  
40 to the capital budgeting process. However, energy performance projects underway before July 1, 2005, shall continue to be  
41 treated as operating expenses.

42 6. If the total project exceeds \$250,000, the agency director will submit written notification to the Director, Department of  
43 Planning and Budget, verifying that the project meets all of the above conditions. The director shall notify, in turn, the  
44 Chairmen of the House Appropriations and Senate Finance Committees that such projects have been initiated.

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

52 w. Except for institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, any  
53 alternative financing agreement entered into between a state agency or institution of higher education and a private entity or  
54 affiliated foundation must be reviewed and approved by the Treasury Board.

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

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

z. Construction or improvement projects of the Department of Military Affairs are not exempt from the capital outlay review process except for those projects with both an estimated cost of less than \$500,000 and 100 percent federal reimbursement.

#### § 4-4.02 PLANNING AND BUDGETING

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

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

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

#### § 4-5.01 TRANSACTIONS WITH INDIVIDUALS

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

b. STUDENT FINANCIAL ASSISTANCE FOR HIGHER EDUCATION:

1. General:

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

b) All awards made to undergraduate students from such Items shall be for Virginia students only and such awards shall offset all, or portions of, the costs of tuition and required fees, and, in the case of students qualifying under subdivision b 2 c)1) hereof, the cost of books. All undergraduate financial aid award amounts funded by this appropriation shall be proportionate to the ~~financial need~~ *remaining need* of individual students, with students with higher levels of remaining need receiving grants before other students. No criteria other than the need of the student shall be used to determine the award amount other than as specified in Item 208 (L) of this act. *Because of the low cost of attendance and recognizing that federal grants provide a much higher portion of cost than at other institutions, a modified approach and minimum award amount for the neediest VGAP student should be implemented for community college and Richard Bland College students that recognizes that federal grants provide a much higher portion of cost than at other institutions based on remaining need and the combination of federal and grant state aid.* Student financial need shall be determined by a need-analysis system approved by the Council.

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

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

d) A student who receives a grant under such Items and who, during a semester, withdraws from the institution which made the award must surrender the ~~unused unearned~~ portion. ~~The tuition refund policy in effect at the particular institution will determine the amount of the unused portion of the award and thereby the amount of the award that must be reclaimed by the institution.~~ *The institution shall calculate the unearned portion of the award based on the percentage used for federal Return*



1 *to Title IV program purposes.*

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

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

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

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

9 2. Grants To Undergraduate Students:

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

12 b) A student receiving an award must be duly admitted and enrolled in a degree, certificate or diploma program at the  
13 institution making the award, and shall be making satisfactory academic progress as defined by the institution for the purposes  
14 of eligibility under Title IV of the federal Higher Education Act, as amended.

15 c)1) It is the intent of the General Assembly that students eligible under the Virginia Guaranteed Assistance Program (VGAP)  
16 authorized in Title 23, Chapter 4.4:2, Code of Virginia, shall receive grants before all other students at the same institution  
17 with equivalent ~~financial~~ *remaining* need from the appropriations for undergraduate student financial assistance found in Part 1  
18 of this act (service area 1081000 - Scholarships). In each instance, VGAP eligible students shall receive awards greater than  
19 other students with equivalent ~~financial~~ *remaining* need.

20 2) The amount of each VGAP grant shall vary according to each student's remaining need and the total of tuition, all required  
21 fees and the cost of books at the institution the student will attend upon acceptance for admission. The actual amount of the  
22 VGAP award will be determined by the proportionate award schedule adopted by each institution; however, those students with  
23 the greatest financial need shall be guaranteed an award at least equal to tuition.

24 3) It is the intent of the General Assembly that the Virginia Guaranteed Assistance Program serve as an incentive to financially  
25 needy students now attending elementary and secondary school in Virginia to raise their expectations and their academic  
26 performance and to consider higher education an achievable objective in their futures.

27 4) Students may not receive a VGAP and a Commonwealth grant in the same semester.

28 3. Grants To Graduate Students:

29 a) An individual award may be based on financial need but may, in addition to or instead of, be based on other criteria  
30 determined by the institution making the award. The amount of an award shall be determined by the institution making the  
31 award; however, the Council shall annually be notified as to the maximum size of a graduate award that is paid from funds in  
32 the appropriation.

33 b) The institution is required to transfer to educational and general appropriations all funds used to pay graduate assistantships  
34 or for duties which require work.

35 c) A student receiving a graduate award paid from the appropriation must be duly admitted into a graduate degree program at  
36 the institution making the award.

37 d) Not more than 50 percent of the funds designated by an institution as graduate grants from the appropriation, and approved  
38 as such by the Council, shall be awarded to persons not eligible to be classified as Virginia domiciliary resident students.

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

43 5. Discontinued Loan Program:

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

1 Budget.

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

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

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

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

16 § 4-5.02 THIRD PARTY TRANSACTIONS

17 a. EMPLOYMENT OF ATTORNEYS:

18 1. All attorneys authorized by this act to be employed by any state agency and all attorneys compensated out of any moneys  
19 appropriated in this session of the General Assembly shall be appointed by the Attorney General and be in all respects subject  
20 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  
21 Virginia; provided, however, that if the Governor certifies the need for independent legal counsel for any Executive  
22 Department agency, such agency shall be free to act independently of the Office of the Attorney General in regard to selection,  
23 and provided, further, that compensation of such independent legal counsel shall be paid from the moneys appropriated to such  
24 Executive Department agency or from the moneys appropriated to the Office of the Attorney General.

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

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

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

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

38 d. DEBT COLLECTION SERVICES:

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

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

1 Office of the Attorney General.

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

4 § 4-5.03 SERVICES AND CLIENTS

5 a. CHANGED COST FACTORS:

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

10 2. State agencies shall submit any proposed modifications in rates to be charged by internal service funds, pursuant to  
11 §§ 2.2-803, 2.2-1011, and 2.2-2013, Code of Virginia, that impact on agency expenditures to the Department of Planning and  
12 Budget for review prior to approval by the Joint Legislative Audit and Review Commission. In its review, the Department of  
13 Planning and Budget shall determine whether the requested rate modifications are consistent with budget assumptions and  
14 report its findings to the Commission prior to the approval of the rate request.

15 b. NEW SERVICES:

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

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

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

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

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

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

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

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

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

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

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

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

45 d. PERFORMANCE MEASUREMENT

46 1. In accordance with § 2.2-1501, Code of Virginia, the Department of Planning and Budget shall develop a programmatic  
47 budget and accounting structure for all new programs and activities to ensure that it provides the appropriate financial and

1 performance measures to determine if programs achieve desired results and outcomes. The Department of Accounts shall  
 2 provide assistance as requested by the Department of Planning and Budget. The Department of Planning and Budget shall  
 3 provide this information each year when the Governor submits the budget in accordance with § 2.2-1509, Code of Virginia, to  
 4 the Chairmen of the House Appropriations, House Finance, and Senate Finance Committees.

5 2.a) Within thirty days of the enactment of this act, the Director, Department of Planning and Budget, shall submit in writing  
 6 to the Chairmen of the House Appropriations and Senate Finance Committees a list of the new initiatives for which  
 7 appropriations are provided in this act.

8 b) Not later than ninety days after the end of the first year of the biennium, the Director, Department of Planning and Budget,  
 9 shall prepare a report on the performance of each new initiative contained in the list, to be submitted to the Chairmen of the  
 10 House Appropriations and Senate Finance Committees. The report shall compare the actual results, including expenditures, of  
 11 the initiative with the anticipated results and the appropriation for the initiative. This information shall be used to determine  
 12 whether the initiative should be extended beyond the beginning period. In the preparation of this report, all state agencies shall  
 13 provide assistance as requested by the Department of Planning and Budget.

#### 14 § 4-5.04 GOODS AND SERVICES

##### 15 a. STUDENT ATTENDANCE AT INSTITUTIONS OF HIGHER EDUCATION:

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

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

32 3. Compliance: The president or chancellor of each institution of higher education is responsible for the institution's  
 33 compliance with this subsection.

##### 34 b. INFORMATION TECHNOLOGY FACILITIES AND SERVICES:

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

38 b) Except for research projects, research initiatives, or instructional programs at public institutions of higher education, or any  
 39 non-major information technology project request from the Virginia Community College System, Longwood University, or  
 40 from an institution of higher education which is a member of the Virginia Association of State Colleges and University  
 41 Purchasing Professionals (VASCUPP) as of July 1, 2003, requests for authorization from state agencies and institutions to  
 42 procure information technology and telecommunications goods and services on their own behalf shall be made in writing to the  
 43 Chief Information Officer or his designee. Members of VASCUPP as of July 1, 2003, are hereby recognized as: The College  
 44 of William and Mary, George Mason University, James Madison University, Old Dominion University, Radford University,  
 45 Virginia Commonwealth University, Virginia Military Institute, Virginia Polytechnic Institute and State University, and  
 46 University of Virginia.

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

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

54 e) Nothing in this subsection shall prevent public institutions of higher education or the Virginia Community College System

- 1 from using the services of Network Virginia.
- 2 f) To ensure that the Commonwealth's research universities maintain a competitive position with access to the national optical  
3 research network infrastructure including the National LambdaRail and Internet2, the NetworkVirginia Contract Administrator  
4 is hereby authorized to renegotiate the term of the existing contracts. Additionally, the contract administrator is authorized to  
5 competitively negotiate additional agreements in accordance with the Code of Virginia and all applicable regulations, as  
6 required, to establish and maintain research network infrastructure.
- 7 2. If the billing rates and associated systems for computer, telecommunications and ~~systems development~~ *decentralized* services  
8 to state agencies are altered, the Director, Department of Planning and Budget, may transfer appropriations from the general  
9 fund between programs affected. These transfers are limited to actions needed to adjust for overfunding or underfunding the  
10 program appropriations affected by the altered billing systems.
- 11 3. The provisions of this subsection shall not in any way affect the duties and responsibilities of the State Comptroller under  
12 the provisions of § 2.2-803, Code of Virginia.
- 13 4. It is the intent of the General Assembly that information technology (IT) systems, products, data, and service costs,  
14 including geographic information systems (GIS), be contained through the shared use of existing or planned equipment, data,  
15 or services which may be available or soon made available for use by state agencies , institutions, authorities, and other public  
16 bodies. State agencies, institutions, and authorities shall cooperate with the Virginia Information Technologies Agency in  
17 identifying the development and operational requirements for proposed IT and GIS systems, products, data, and services,  
18 including the proposed use, functionality, capacity and the total cost of acquisition, operation and maintenance.
- 19 5. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
20 of Assembly.
- 21 c. MOTOR VEHICLES AND AIRCRAFT:
- 22 1. No motor vehicles (including station wagons) shall be purchased or leased with public funds by the state or any officer or  
23 employee on behalf of the state without the prior written approval of the Director, Department of General Services.
- 24 2. The institutions of higher education shall be exempt from this provision but shall be required to report their entire inventory  
25 of purchased and leased vehicles including the cost of such to the Director of the Department of General Services by June 30  
26 of each year. The Director of the Department of General Services shall compare the cost of vehicles acquired by institutions of  
27 higher education to like vehicles under the state contract. If the comparison demonstrates for a given institution that the cost to  
28 the Commonwealth is greater for like vehicles than would be the case based on a contract of statewide applicability, the  
29 Governor or his designee may suspend the exemption granted to the institution pursuant to this subparagraph c.
- 30 3. The Director, Department of General Services, is hereby authorized to transfer surplus motor vehicles among the state  
31 agencies, and determine the value of such surplus equipment for the purpose of maintaining the financial accounts of the state  
32 agencies affected by such transfers.
- 33 d. DRUG PURCHASES: No state agency shall dispense drugs purchased from appropriations in this act for Title XIX, Social  
34 Security Act. This provision shall not apply to drugs dispensed to patients of institutions operated by the Department of Mental  
35 Health, Mental Retardation and Substance Abuse Services, and the hospital at the University of Virginia and to patients of  
36 local health departments.
- 37 e. MOTION PICTURE, TELEVISION AND RADIO SERVICES PRODUCTION: Except for public institutions of higher  
38 education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, no state Executive Department agency or the  
39 State Lottery Department shall expend any public funds for the production of motion picture films or of programs for  
40 television transmission, or for the operation of television or radio transmission facilities, without the prior written approval of  
41 the Governor or as otherwise provided in this act, except for educational television programs produced for  
42 elementary-secondary education by authority of the Virginia Information Technologies Agency. The Joint Subcommittee on  
43 Rules is authorized to provide the approval of such expenditures for legislative agencies. For judicial agencies and independent  
44 agencies, other than the State Lottery Department, prior approval action rests with the supervisory bodies of these entities.  
45 With respect to television programs which are so approved and other programs which are otherwise authorized or are not  
46 produced for television transmission, state agencies may enter into contracts without competitive sealed bidding, or competitive  
47 negotiation, for program production and transmission services which are performed by public telecommunications entities, as  
48 defined in § 2.2-2427, Code of Virginia.
- 49 f. TRAVEL: Reimbursement for the cost of travel on official business of the state government is authorized to be paid  
50 pursuant to law and regulations issued by the State Comptroller to implement such law. Notwithstanding any contrary  
51 provisions of law:
- 52 1. For the use of personal automobiles in the discharge of official duties outside the continental limits of the United States, the  
53 State Comptroller may authorize an allowance not exceeding the actual cost of operation of such automobiles;

1 2. The first 15,000 miles of use during each fiscal year of personal automobiles in the discharge of official duties within the  
 2 continental limits of the United States shall be reimbursed at an amount equal to the most recent business standard mileage  
 3 rate as established by the Internal Revenue Service for employees or self-employed individuals to use in computing their  
 4 income tax deductible costs for operating passenger vehicles owned or leased by them for business purposes, or in the instance  
 5 of a state employee, at the lesser of (a) the IRS rate or (b) the lowest combined capital and operational trip pool rate charged  
 6 by the Department of General Services, Office of Fleet Management Services (OFMS), posted on the OFMS website at time of  
 7 travel, for the use of a compact state-owned vehicle. If the head of the state agency concerned certifies that a state-owned  
 8 vehicle was not available, or if, according to regulations issued by the State Comptroller, the use of a personal automobile in  
 9 lieu of a state-owned automobile is considered to be an advantage to the state, the reimbursement shall be at the rate of the  
 10 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  
 11 mile, unless a state-owned vehicle is not available; then the rate shall be the IRS rate;

12 3. The State Comptroller may authorize exemptions to restrictions upon use of common carrier accommodations;

13 4. The State Comptroller may authorize reimbursement by per diem in lieu of actual costs of meals and any other expense  
 14 category deemed necessary for the efficient and effective operation of state government;

15 5. State agencies shall identify all employees likely to travel on official business of state government more than twice per year  
 16 and shall reimburse such employees for their travel costs using electronic data interchange. Any exceptions to this requirement  
 17 must be approved by the affected cabinet secretary; and

18 6. This section shall not apply to members and employees of public school boards.

19 g. SMALL PURCHASE CHARGE CARD, ELECTRONIC DATA INTERCHANGE, DIRECT DEPOSIT, AND PAYLINE  
 20 OPT OUT: The State Comptroller is hereby authorized to charge state agencies a fee of \$5 per check or earnings notice when,  
 21 in his judgment, agencies have failed to comply with the Commonwealth's electronic commerce initiatives to reduce  
 22 unnecessary administrative costs for the printing and mailing of state checks and earning notices. The fee shall be collected by  
 23 the Department of Accounts through accounting entries.

24 h. PURCHASES OF APPLIANCES AND EQUIPMENT: State agencies and institutions shall purchase Energy Star rated  
 25 appliances and equipment in all cases where such appliances and equipment are available.

26 i. *Any recipient of payments from the State Treasury who receives six or more payments per year issued by the State  
 27 Treasurer shall receive such payments electronically. The State Treasurer shall decide the appropriate method of electronic  
 28 payment and, through his warrant issuance authority, the State Comptroller shall enforce the provisions of this section. The  
 29 State Comptroller is authorized to grant administrative relief to this requirement when circumstances justify non-electronic  
 30 payment.*

31 § 4-5.05 NONSTATE AGENCIES, INTERSTATE COMPACTS AND ORGANIZATIONAL MEMBERSHIPS

32 a. The accounts of any agency, however titled, which receives funds from this or any other appropriating act, and is not owned  
 33 or controlled by the Commonwealth of Virginia, shall be subject to audit or shall present an audit acceptable to the Auditor of  
 34 Public Accounts when so directed by the Governor or the Joint Legislative Audit and Review Commission.

35 b.1. For purposes of this subsection, the definition of "nonstate agency" is that contained in § 2.2-1505, Code of Virginia.

36 2. Allotment of appropriations to nonstate agencies shall be subject to the following criteria:

37 a) Such agency is located in and operates in Virginia.

38 b) The agency must be open to the public or otherwise engaged in activity of public interest, with expenditures having actually  
 39 been incurred for its operation.

40 3. No allotment of appropriations shall be made to a nonstate agency until such agency has certified to the Secretary of  
 41 Finance that cash or in-kind contributions are on hand and available to match equally all or any part of an appropriation which  
 42 may be provided by the General Assembly, unless the organization is specifically exempted from this requirement by language  
 43 in this act. Such matching funds shall not have been previously used to meet the match requirement in any prior appropriation  
 44 act.

45 4. Operating appropriations for nonstate agencies equal to or in excess of \$150,000 shall be disbursed to nonstate agencies in  
 46 twelve or fewer equal monthly installments depending on when the first payment is made within the fiscal year. Operating  
 47 appropriations for nonstate agencies of less than \$150,000 shall be disbursed in one payment once the nonstate agency has  
 48 successfully met applicable match and application requirements.

49 5. The provisions of § 2.2-4343 A 14, Code of Virginia shall apply to any expenditure of state appropriations by a nonstate  
 50 agency.

1 c.1. Each interstate compact commission and each organization in which the Commonwealth of Virginia or a state agency  
 2 thereof holds membership, and the dues for which are provided in this act or any other appropriating act, shall submit its  
 3 biennial budget request to the state agency under which such commission or organization is listed in this act. The state agency  
 4 shall include the request of such commission or organization within its own request, but identified separately. Requests by the  
 5 commission or organization for disbursements from appropriations shall be submitted to the designated state agency.

6 2. Each state agency shall submit by November 1 each year, a report to the Director, Department of Planning and Budget,  
 7 listing the name and purpose for organizational memberships held by that agency with annual dues of \$5,000 or more.

#### 8 § 4-5.06 DELEGATION OF AUTHORITY

9 a. The designation in this act of an officer or agency head to perform a specified duty shall not be deemed to supersede the  
 10 authority of the Governor to delegate powers under the provisions of § 2.2-104 , Code of Virginia.

11 b. The nongeneral fund capital outlay decentralization programs initiated pursuant to § 4-5.08b of Chapter 912, 1996 Acts of  
 12 Assembly as continued in subsequent appropriation acts are hereby made permanent. Decentralization programs for which  
 13 institutions have executed memoranda of understanding with the Secretary of Administration pursuant to the provisions of  
 14 § 4-5.08b of Chapter 912, 1996 Acts of Assembly shall no longer be considered pilot projects, and shall remain in effect until  
 15 revoked.

16 c. Institutions wishing to participate in a nongeneral fund capital outlay decentralization program for the first time shall submit  
 17 a letter of interest to the appropriate Cabinet Secretary. Within 90 calendar days of the receipt of the institution's request to  
 18 participate, the responsible Cabinet Secretary shall determine whether the institution meets the eligibility criteria and, if  
 19 appropriate, establish a decentralization program at the institution. The Cabinet Secretary shall report to the Governor and  
 20 Chairmen of the Senate Finance and House Appropriations Committees by December 1 of each year all institutions that have  
 21 applied for inclusion in a decentralization program and whether the institutions have been granted authority to participate in the  
 22 decentralization program.

23 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  
 24 programs for selected capital outlay projects and memoranda of understanding in institutions of higher education are hereby  
 25 continued. Notwithstanding these provisions, those projects shall be insured through the state's risk management liability  
 26 program.

27 e. If during an independent audit conducted by the Auditor of Public Accounts, the audit discloses that an institution is not  
 28 performing within the terms of the memoranda of understanding or their addenda, the Auditor shall report this information to  
 29 the Governor, the responsible Cabinet Secretary, and the Chairmen of the Senate Finance and House Appropriations  
 30 Committees.

31 f. Institutions that have executed memoranda of understanding with the Secretary of Administration for nongeneral fund capital  
 32 outlay decentralization programs are hereby granted a waiver from the provisions of § 2.2-4301, Competitive Negotiation,  
 33 subdivision 3a, Code of Virginia, regarding the not to exceed amount of \$100,000 for a single project, the not to exceed sum  
 34 of \$500,000 for all projects performed, and the option to renew for two additional one-year terms.

35 g. Notwithstanding any contrary provision of law or this act, delegations of authority in this act to the Governor shall apply  
 36 only to agencies and personnel within the Executive Department, unless specifically stated otherwise.

37 h. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
 38 of Assembly.

#### 39 § 4-5.07 LEASE PAYMENTS

40 a. Agencies shall not acquire real property by lease until the agency certifies to the Director, Department of General Services,  
 41 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  
 42 leased space conforms with the space planning procedures for leased facilities developed by the Department of General  
 43 Services and approved by the Governor. This provision shall not apply to institutions of higher education that have met the  
 44 conditions prescribed in subsection B of § 23-38.88, Code of Virginia. The Department of General Services shall report to the  
 45 Chairmen of the Senate Finance Committee and House Appropriations Committee by September 1 of each year on real  
 46 property leases that are in effect for the current year, the agency executing the lease, the amount of space leased, and the cost  
 47 of the annual lease.

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

1 § 4-5.08 SEMICONDUCTOR MANUFACTURING PERFORMANCE GRANT PROGRAMS

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

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

17 § 4-5.09 DISPOSITION OF SURPLUS REAL PROPERTY

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

20 1. Any emergency declared in accordance with §§ 44-146.18:2 or 44-146.28, Code of Virginia, or

21 2. Not less than thirty days after the Governor notifies, in writing, the Chairmen of the House Appropriations and Senate  
 22 Finance Committees regarding the planned conveyance, including a statement of the proceeds to be derived from such  
 23 conveyance and the individual or entity taking title to such property.

24 3. Surplus property valued at less than \$5,000,000 that is possessed and controlled by a public institution of higher education,  
 25 pursuant to §§ 2.2-1149 and 2.2-1153, Code of Virginia.

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

29 § 4-5.10 SURPLUS PROPERTY TRANSFERS FOR ECONOMIC DEVELOPMENT

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

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

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

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

46 § 4-6.00 POSITIONS AND EMPLOYMENT

47 § 4-6.01 EMPLOYEE COMPENSATION

48 a. The compensation of all kinds and from all sources of each appointee of the Governor and of each officer and employee in  
 49 the Executive Department who enters the service of the Commonwealth or who is promoted to a vacant position shall be fixed  
 50 at such rate as shall be approved by the Governor in writing or as is in accordance with rules and regulations established by  
 51 the Governor. No increase shall be made in such compensation except with the Governor's written approval first obtained or in



1 accordance with the rules and regulations established by the Governor. In all cases where any appointee, officer or employee is  
 2 employed or promoted to fill a vacancy in a position for which a salary is specified by this act, the Governor may fix the  
 3 salary of such officer or employee at a lower rate or amount within the respective level than is specified. In those instances  
 4 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  
 5 such position in accordance with the provisions of this subsection.

6 b. Annual salaries of persons appointed to positions by the General Assembly, pursuant to the provisions of §§ 2.2-200 and  
 7 2.2-400, Code of Virginia, shall be paid in the amounts shown. No person subject to confirmation by the General Assembly  
 8 pursuant to the provisions of §§ 2.2-200 and 2.2-400, Code of Virginia, whose confirmation was subject to consideration by  
 9 the General Assembly during its regular Session and was subsequently withdrawn, shall receive any compensation for his  
 10 service if reappointed after the conclusion of the General Assembly's regular Session.

	<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>November 25, 2009</b>
		<i>July 1, 2009</i>	
	<b>to</b>	<b>to</b>	<b>to</b>
	<b>November 24, 2008</b>	<b>November 24, 2009</b>	<b>June 30, 2010</b>
	<i>June 30, 2009</i>		
17 Chief of Staff	\$152,818	\$155,874	\$158,991
18		\$152,818	\$152,818
19 Secretary of Administration	\$152,818	\$155,874	\$158,991
20	\$152,793	\$152,793	\$152,793
21 Secretary of Agriculture and Forestry	\$152,818	\$155,874	\$158,991
22	\$152,793	\$152,793	\$152,793
23 Secretary of Commerce and Trade	\$152,818	\$155,874	\$158,991
24	\$152,793	\$152,793	\$152,793
25 Secretary of the Commonwealth	\$152,818	\$155,874	\$158,991
26	\$152,793	\$152,793	\$152,793
27 Secretary of Education	\$152,818	\$155,874	\$158,991
28	\$152,793	\$152,793	\$152,793
29 Secretary of Finance	\$152,818	\$155,874	\$158,991
30	\$152,793	\$152,793	\$152,793
31 Secretary of Health and Human Resources	\$152,818	\$155,874	\$158,991
32	\$152,793	\$152,793	\$152,793
33 Secretary of Natural Resources	\$152,818	\$155,874	\$158,991
34	\$152,793	\$152,793	\$152,793
35 Secretary of Public Safety	\$152,818	\$155,874	\$158,991
36	\$152,793	\$152,793	\$152,793
37 Secretary of Technology	\$152,818	\$155,874	\$158,991
38	\$152,793	\$152,793	\$152,793
39 Secretary of Transportation	\$152,818	\$155,874	\$158,991
40	\$152,793	\$152,793	\$152,793

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

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

48 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.

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

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

55 2) The governing boards of the independent agencies may increase or decrease the annual salary for incumbents of positions  
 56 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  
 57 respective salary range, in accordance with an assessment of performance and service to the Commonwealth.

1 b)1) The appointing or governing authority may grant performance bonuses of 0-5 percent for positions whose salaries are  
 2 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  
 3 with policies and procedures established by such appointing or governing authority. Such performance bonuses shall be over  
 4 and above the salaries listed in this act, and shall not become part of the base rate of pay.

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

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

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

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

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

26 b) Existing salary contracts between the Chief Information Officer and the Information Technology Investment Board in effect  
 27 before the enactment of this act shall remain in effect as originally written until the termination of said contracts. Salary  
 28 contracts entered into after enactment of this act shall adhere to the conditions specified in § 4-6.01.

	<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>November 25, 2009</b>
	<b>to</b>	<b>July 1, 2009</b>	<b>to</b>
	<b>November 24, 2008</b>	<b>November 24, 2009</b>	<b>June 30, 2010</b>
	<b>June 30, 2009</b>		
<b>Level I Range</b>	<b>\$123,125 - \$211,097</b>	<b>\$125,588 - \$215,319</b>	<b>\$128,100 - \$219,625</b>
	<b>\$136,806 - \$191,906</b>	<b>\$136,806 - \$191,906</b>	<b>\$136,806 - \$191,906</b>
<b>Midpoint</b>	<b>\$167,111</b>	<b>\$170,453</b>	<b>\$173,862</b>
	<b>\$164,356</b>	<b>\$164,356</b>	<b>\$164,356</b>
Chief Information Officer, Virginia Information Technologies Agency	\$189,280	\$193,066 \$189,280	\$196,927 \$189,280
Commissioner, Department of Motor Vehicles	\$143,449	\$146,318 \$143,449	\$149,244 \$143,449
Commissioner, Department of Social Services	\$143,450	\$146,319 \$143,450	\$149,245 \$143,450
Commissioner of Mental Health, Mental Retardation and Substance Abuse Services	\$189,280	\$193,066 \$189,280	\$196,927 \$189,280
Commonwealth Transportation Commissioner	\$189,280	\$193,066 \$189,280	\$196,927 \$189,280
Director, Department of Corrections	\$147,321	\$150,267 \$147,321	\$153,272 \$147,321
Director, Department of Environmental Quality	\$150,218	\$153,222 \$150,218	\$156,286 \$150,218

1	Director, Department of Medical			
2	Assistance Services	\$148,249	\$151,214	\$154,238
3			\$148,249	\$148,249
4	Director, Department of Planning and			
5	Budget	\$151,628	\$154,661	\$157,754
6		\$150,000	\$150,000	\$150,000
7	State Health Commissioner	\$175,742	\$179,257	\$182,842
8		\$191,906	\$191,906	\$191,906
9	State Tax Commissioner	\$136,806	\$139,542	\$142,333
10			\$136,806	\$136,806
11	Superintendent of Public Instruction	\$191,906	\$195,744	\$199,659
12		\$167,111	\$167,111	\$167,111
13	Superintendent of State Police	\$145,787	\$148,703	\$151,677
14			\$145,787	\$145,787
15				
16		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>November 25, 2009</b>
17			<i>July 1, 2009</i>	
18		<b>to</b>	<b>to</b>	<b>to</b>
19		<b>November 24, 2008</b>	<b>November 24, 2009</b>	<b>June 30, 2010</b>
20		<i>June 30, 2009</i>		
21				
22	<b>Level II Range</b>	<b>\$96,679 - \$168,103</b>	<b>\$98,613 - \$171,465</b>	<b>\$100,585 - \$174,894</b>
23		<i>\$96,659 - \$152,821</i>	<i>\$96,659 - \$152,821</i>	<i>\$96,659 - \$152,821</i>
24				
25	<b>Midpoint</b>	<b>\$132,391</b>	<b>\$135,039</b>	<b>\$137,740</b>
26		<i>\$124,740</i>	<i>\$124,740</i>	<i>\$124,740</i>
27				
28	Alcoholic Beverage Control			
29	Commissioners (two)	\$124,741	\$127,236	\$129,781
30			\$124,741	\$124,741
31	Chairman, Alcoholic Beverage Control			
32	Board	\$124,741	\$127,236	\$129,781
33			\$124,741	\$124,741
34	Commissioner, Department of Agriculture			
35	and Consumer Services	\$137,280	\$140,026	\$142,827
36			\$137,280	\$137,280
37	Commissioner, Department of Veterans			
38	Services	\$125,336	\$127,843	\$130,400
39			\$125,336	\$125,336
40	Commissioner, Virginia Employment			
41	Commission	\$124,741	\$127,236	\$129,781
42			\$124,741	\$124,741
43	Executive Director, Department of Game			
44	and Inland Fisheries	\$107,421	\$109,569	\$111,760
45		\$124,740	\$124,740	\$124,740
46	Commissioner, Marines Resources			
47	Commission	\$109,900	\$112,098	\$114,340
48			\$109,900	\$109,900
49	Director, Department of Business			
50	Assistance	\$149,261	\$152,246	\$155,291
51		\$96,659	\$96,659	\$96,659
52	Director, Department of Forensic Science	\$146,640	\$149,573	\$152,564
53			\$146,640	\$146,640
54	Director, Department of General Services	\$141,231	\$144,056	\$146,937
55			\$141,231	\$141,231
56	Director, Department of Mines, Minerals			
57	and Energy	\$124,740	\$127,235	\$129,780
58			\$124,740	\$124,740
59	Director, Department of Human Resource			
60	Management	\$137,955	\$140,714	\$143,528
61			\$137,955	\$137,955
62	Director, Department of Juvenile Justice	\$137,357	\$140,104	\$142,906
63			\$137,357	\$137,357
64	Director, Department of Rail and Public			
65	Transportation	\$152,821	\$155,877	\$158,995
66			\$152,821	\$152,821
67	Executive Director, DMV Dealer Board	\$109,948	\$112,147	\$114,390

1			\$109,948	\$109,948
2	Executive Director, Virginia Port			
3	Authority	\$137,186	\$139,930	\$142,729
4			\$137,186	\$137,186
5	State Comptroller	\$133,972	\$136,651	\$139,384
6			\$133,972	\$133,972
7	State Treasurer	\$133,506	\$136,176	\$138,900
8			\$133,506	\$133,506
9				
10				
11		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>November 25, 2009</b>
12			<i>July 1, 2009</i>	
13		<b>to</b>	<b>to</b>	<b>to</b>
14		<b>November 24, 2008</b>	<b>November 24, 2009</b>	<b>June 30, 2010</b>
15		<i>June 30, 2009</i>		
16				
17	<b>Level III Range</b>	<b>\$86,994 - \$146,179</b>	<b>\$88,734 - \$149,103</b>	<b>\$90,509 - \$152,085</b>
18		<b>\$96,660 - \$132,890</b>	<b>\$84,150 - \$132,890</b>	<b>\$84,150 - \$132,890</b>
19				
20	<b>Midpoint</b>	<b>\$116,587</b>	<b>\$118,919</b>	<b>\$121,297</b>
21		<b>\$114,775</b>	<b>\$108,520</b>	<b>\$108,520</b>
22				
23	Adjutant General	\$131,903	\$134,541	\$137,232
24			\$131,903	\$131,903
25	Chairman, Virginia Parole Board	\$125,107	\$127,609	\$130,161
26			\$125,107	\$125,107
27	Member, Virginia Parole Board	\$105,188	\$107,292	\$109,438
28			\$84,150	\$84,150
29	Member, Virginia Parole Board	\$108,470	\$110,639	\$112,852
30			\$86,776	\$86,776
31	Commissioner, Department of Labor and			
32	Industry	\$125,759	\$128,274	\$130,839
33			\$125,759	\$125,759
34	Commissioner, Department of			
35	Rehabilitative Services	\$130,815	\$133,431	\$136,100
36			\$130,815	\$130,815
37	Coordinator, Department of Emergency			
38	Management	\$114,650	\$116,943	\$119,282
39			\$114,650	\$114,650
40	Director, Department of Aviation	\$127,937	\$130,496	\$133,106
41			\$127,937	\$127,937
42	Director, Department of Conservation and			
43	Recreation	\$128,004	\$130,564	\$133,175
44			\$128,004	\$128,004
45	Director, Department of Criminal Justice			
46	Services	\$124,276	\$126,762	\$129,297
47			\$124,276	\$124,276
48	Director, Department of Employment			
49	Dispute Resolution	\$106,436	\$108,565	\$110,736
50			\$106,436	\$106,436
51	Director, Department of Health			
52	Professions	\$120,121	\$122,523	\$124,973
53			\$120,121	\$120,121
54	Director, Department of Historic			
55	Resources	\$105,189	\$107,293	\$109,439
56			\$105,189	\$105,189
57	Director, Department of Housing and			
58	Community Development	\$118,414	\$120,782	\$123,198
59			\$118,414	\$118,414
60	Director, Department of Professional and			
61	Occupational Regulation	\$127,124	\$129,666	\$132,259
62			\$127,124	\$127,124
63	Director, The Science Museum of Virginia	\$122,635	\$125,088	\$127,590
64			\$122,635	\$122,635
65	Director, Virginia Museum of Fine Arts	\$127,358	\$129,905	\$132,503
66			\$127,358	\$127,358

1	Director, Virginia Museum of Natural			
2	History	\$105,189	\$107,293	\$109,439
3			\$105,189	\$105,189
4	Executive Director, Jamestown-Yorktown			
5	Foundation	\$121,848	\$124,285	\$126,771
6			\$121,848	\$121,848
7	Executive Secretary, Virginia Racing			
8	Commission	\$102,503	\$104,553	\$106,644
9			\$102,503	\$102,503
10	Librarian of Virginia	\$132,890	\$135,548	\$138,259
11			\$132,890	\$132,890
12	State Forester, Department of Forestry	\$96,660	\$98,593	\$100,565
13			\$96,660	\$96,660
14	Superintendent, Department of			
15	Correctional Education	\$128,873	\$131,450	\$134,079
16			\$128,873	\$128,873
17				
18				
19		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>November 25, 2009</b>
20			<i>July 1, 2009</i>	
21		<b>to</b>	<b>to</b>	<b>to</b>
22		<b>November 24, 2008</b>	<b>November 24, 2009</b>	<b>June 30, 2010</b>
23		<i>June 30, 2009</i>		
24				
25	<b>Level IV Range</b>	<b>\$65,781 - \$120,240</b>	<b>\$67,097 - \$122,645</b>	<b>\$68,439 - \$125,098</b>
26		<b>\$73,090 - \$109,309</b>	<b>\$73,090 - \$109,309</b>	<b>\$73,090 - \$109,309</b>
27				
28	<b>Midpoint</b>	<b>\$93,011</b>	<b>\$94,871</b>	<b>\$96,768</b>
29		<b>\$91,200</b>	<b>\$91,200</b>	<b>\$91,200</b>
30				
31	Administrator, Commonwealth's			
32	Attorneys' Services Council	\$93,537	\$95,408	\$97,316
33			\$93,537	\$93,537
34	Commissioner, Department for the Aging	\$109,309	\$111,495	\$113,725
35			\$109,309	\$109,309
36	Commissioner, Virginia Department for			
37	the Blind and Vision Impaired	\$89,086	\$90,868	\$92,685
38		\$104,500	\$104,500	\$104,500
39	Director, Department of Minority Business			
40	Enterprise	\$102,752	\$104,807	\$106,903
41		\$101,130	\$101,130	\$101,130
42	Executive Director, Board of Accountancy	\$98,114	\$100,076	\$102,078
43			\$98,114	\$98,114
44	Executive Director, Frontier Culture			
45	Museum of Virginia	\$101,085	\$103,107	\$105,169
46			\$101,085	\$101,085
47	Human Rights Director, Human Rights			
48	Council	\$73,090	\$74,552	\$76,043
49			\$73,090	\$73,090
50	Secretary, State Board of Elections	\$104,000	\$106,080	\$108,202
51			\$104,000	\$104,000
52				
53				
54		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>November 25, 2009</b>
55			<i>July 1, 2009</i>	
56		<b>to</b>	<b>to</b>	<b>to</b>
57		<b>November 24, 2008</b>	<b>November 24, 2009</b>	<b>June 30, 2010</b>
58		<i>June 30, 2009</i>		
59				
60	<b>Level V Range</b>	<b>\$18,259 - \$91,520</b>	<b>\$18,624 - \$93,350</b>	<b>\$18,996 - \$95,217</b>
61		<b>\$20,288 - \$84,365</b>	<b>\$20,288 - \$84,365</b>	<b>\$20,288 - \$84,365</b>
62				
63	<b>Midpoint</b>	<b>\$54,890</b>	<b>\$55,988</b>	<b>\$57,108</b>
64		<b>\$52,326</b>	<b>\$52,326</b>	<b>\$52,326</b>
65				
66	Director, Gunston Hall	\$82,072	\$83,713	\$85,387
67			\$82,072	\$82,072

1	Director, Virginia Department for the Deaf			
2	and Hard-of-Hearing	\$79,589	\$81,181	\$82,805
3		\$84,365	\$84,365	\$84,365
4	Executive Director, Department of Fire			
5	Programs	\$83,200	\$84,864	\$86,561
6			\$83,200	\$83,200
7	Executive Director, Towing and Recovery			
8	Operators	\$75,712	\$77,226	\$78,771
9			\$75,712	\$75,712
10	Executive Director, Virginia Commission			
11	for the Arts	\$82,174	\$83,817	\$85,493
12			\$82,174	\$82,174
13	Chairman of Board Chairman,			
14	Compensation Board	\$20,288	\$20,694	\$21,108
15			\$20,288	\$20,288

16 7. Annual salaries of the directors of the independent agencies, as listed in this subdivision, shall be paid in the amounts  
17 shown. All salary changes shall be subject to subdivisions c 1, c 2, and c 3 above.

18		July 1, 2008	November 25, 2008	November 25, 2009
19			July 1, 2009	
20		to	to	to
21		November 24, 2008	November 24, 2009	June 30, 2010
22		June 30, 2009		
23				
24	<b>Independent Range</b>	<b>\$113,965 - \$178,464</b>	<b>\$116,244 - \$182,033</b>	<b>\$118,569 - \$185,674 -</b>
25		<b>\$121,758 - \$162,240</b>	<b>\$121,758 - \$162,240</b>	<b>\$121,758 - \$162,240</b>
26				
27	<b>Midpoint</b>	<b>\$146,215</b>	<b>\$149,139</b>	<b>\$152,122</b>
28		<b>\$141,999</b>	<b>\$141,999</b>	<b>\$141,999</b>
29				
30	Director, State Lottery Department	\$152,821	\$155,877	\$158,995
31		\$135,923	\$135,923	\$135,923
32	Executive Director, Virginia Office for			
33	Protection and Advocacy	\$126,628	\$129,161	\$131,744
34		\$121,758	\$121,758	\$121,758
35	Director, Virginia Retirement System	\$162,240	\$165,485	\$168,795
36			\$162,240	\$162,240
37	Executive Director, Virginia College			
38	Savings Plan	\$162,240	\$165,485	\$168,795
39			\$162,240	\$162,240

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

46 2.a) The board of visitors of each institution of higher education may annually supplement the salary of its president from  
47 private gifts, endowment funds, or income from endowments and gifts. Supplements paid from other than the cited sources  
48 prior to June 30, 1997, may continue to be paid. In approving a supplement, the board of visitors should be guided by criteria  
49 which provide a reasonable limit on the total additional income of a president. The criteria should include a consideration of  
50 additional income from outside sources including, but not being limited to, service on boards of directors or other such  
51 services. The board of visitors shall report approved supplements to the Department of Human Resource Management for  
52 retention in its records.

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

59 c) Norfolk State University is authorized to supplement the salary of its president from educational and general funds up to  
60 \$17,000.

d) Should a vacancy occur for the Director of the State Council of Higher Education on or after the date of enactment of this act, the salary for the new director shall be established by the State Council of Higher Education based on the salary range for Level I agency heads. Furthermore, the state council may provide a bonus of up to five percent of the annual salary for the new director.

	July 1, 2008	November 25, 2008	November 25, 2009
	to	to	to
	November 24, 2008	November 24, 2009	June 30, 2010
	June 30, 2009		
<b>NEW COLLEGE INSTITUTE</b>			
Executive Director, New College Institute	\$162,240	\$165,485 <i>\$162,240</i>	\$168,795 <i>\$162,240</i>
<b>STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA</b>			
Director, State Council of Higher Education for Virginia	\$234,000	\$238,680 <i>\$234,000</i>	\$243,454 <i>\$234,000</i>
<b>SOUTHERN VIRGINIA HIGHER EDUCATION CENTER</b>			
Director, Southern Virginia Higher Education Center	\$118,976	\$121,356 <i>\$118,976</i>	\$123,783 <i>\$118,976</i>
<b>SOUTHWEST VIRGINIA HIGHER EDUCATION CENTER</b>			
Director, Southwest Virginia Higher Education Center	\$122,122	\$124,564 <i>\$122,122</i>	\$127,055 <i>\$122,122</i>
<b>VIRGINIA COMMUNITY COLLEGE SYSTEM</b>			
Chancellor of Community Colleges	\$167,243	\$170,588 <i>\$167,243</i>	\$174,000 <i>\$167,243</i>
<b>SENIOR COLLEGE PRESIDENTS' SALARIES</b>			
Chancellor, University of Virginia's College at Wise	\$127,218 <i>\$127,221</i>	\$129,762 <i>\$127,221</i>	\$132,357 <i>\$127,221</i>
President, Christopher Newport University	\$130,805	\$133,421 <i>\$130,805</i>	\$136,089 <i>\$130,805</i>
President, The College of William and Mary in Virginia	\$157,249	\$160,394 <i>\$157,249</i>	\$163,602 <i>\$157,249</i>
President, George Mason University	\$148,307	\$151,273 <i>\$148,307</i>	\$154,298 <i>\$148,307</i>
President, James Madison University	\$145,889	\$148,807 <i>\$145,889</i>	\$151,783 <i>\$145,889</i>
President, Longwood University	\$140,121	\$142,923 <i>\$140,121</i>	\$145,781 <i>\$140,121</i>
President, Norfolk State University	\$143,627	\$146,500 <i>\$143,627</i>	\$149,430 <i>\$143,627</i>
President, Old Dominion University	\$157,883	\$161,041 <i>\$157,883</i>	\$164,262 <i>\$157,883</i>
President, Radford University	\$143,624	\$146,496 <i>\$143,624</i>	\$149,426 <i>\$143,624</i>
President, Richard Bland College	\$123,048	\$125,509 <i>\$123,048</i>	\$128,019 <i>\$123,048</i>
President, University of Mary Washington	\$138,942 <i>\$140,447</i>	\$141,721 <i>\$140,447</i>	\$144,555 <i>\$140,447</i>
President, University of Virginia	\$176,095 <i>\$176,099</i>	\$179,617 <i>\$176,099</i>	\$183,209 <i>\$176,099</i>
President, Virginia Commonwealth University	\$176,113	\$179,635 <i>\$176,113</i>	\$183,228 <i>\$176,113</i>
President, Virginia Polytechnic Institute and State University	\$176,113	\$179,635 <i>\$176,113</i>	\$183,228 <i>\$176,113</i>

1	President, Virginia State University	\$143,624	<del>\$146,496</del>	\$149,426
2			<del>\$143,624</del>	\$143,624
3	Superintendent, Virginia Military Institute	\$142,297	<del>\$145,143</del>	\$148,046
4			<del>\$142,297</del>	\$142,297

5 e. 1. Salaries for newly employed or promoted employees shall be established consistent with the compensation and  
6 classification plans established by the Governor.

7 2. The State Comptroller is hereby authorized to require payment of wages or salaries to state employees by direct deposit or  
8 by credit to a prepaid debit card or card account from which the employee is able to withdraw or transfer funds.

9 f. The provisions of this section, requiring prior written approval of the Governor relative to compensation, shall apply also to  
10 any system of incentive award payments which may be adopted and implemented by the Governor. The cost of implementing  
11 any such system shall be paid from any funds appropriated to the affected agencies.

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

14 h. Subject to approval by the Governor of a plan for a statewide employee meritorious service awards program, as provided for  
15 in § 2.2-1201.12, Code of Virginia, the costs for such awards shall be paid from any operating funds appropriated to the  
16 affected agencies.

17 i. The General Assembly hereby affirms and ratifies the Governor's existing authority and the established practice of this body  
18 to provide for pay differentials or to supplement base rates of pay for employees in specific job classifications in particular  
19 geographic and/or functional areas where, in the Governor's discretion, they are needed for the purpose of maintaining salaries  
20 which enable the Commonwealth to maintain a competitive position in the relevant labor market.

21 j.1. If at any time the Administrator of the Commonwealth's Attorneys' Services Council serves on the faculty of a  
22 state-supported institution of higher education, the faculty appointment must be approved by the Council. Such institution shall  
23 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  
24 that listed in § 4-6.01 c 6; provided, however, that such additional compensation must be approved by the Council.

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

27 k.1. Except as otherwise provided for in this subdivision, any increases in the salary band assignment of any job role contained  
28 in the compensation and classification plans approved by the Governor shall be effective beginning with the first pay period,  
29 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  
30 that funds are available within the agency's appropriation to cover the cost of the increase for the remainder of the current  
31 biennium and presents a plan for covering the costs next biennium and the Secretary concurs, or (2) such funds are  
32 appropriated by the General Assembly. If at any time the Secretary of Administration shall certify that such change in the  
33 salary band assignment for a job role is of an emergency nature and the Secretary of Finance shall certify that funds are  
34 available to cover the cost of the increase for the remainder of the biennium within the agency's appropriation, such change in  
35 compensation may be effective on a date agreed upon by these two Secretaries. The Secretary of Administration shall provide  
36 a monthly report of all such emergency changes in accordance with § 4-8.00, Reporting Requirements.

37 2. Salary adjustments for any employee through a promotion, role change, exceptional recruitment and retention incentive  
38 options, or in-range adjustment shall occur only if: a) the agency has sufficient funds within its appropriation to cover the cost  
39 of the salary adjustment for the remainder of the current biennium or b) such funds are appropriated by the General Assembly.

40 3. No changes in salary band assignments affecting classified employees of more than one agency shall become effective  
41 unless the Secretary of Finance certifies that sufficient funds are available to provide such increase or plan to all affected  
42 employees supported from the general fund.

43 l. Full-time employees of the Commonwealth, including faculty members of state institutions of higher education, who are  
44 appointed to a state-level board, council, commission or similar collegial body shall not receive any such compensation for  
45 their services as members or chairmen except for reimbursement of reasonable and necessary expenses. The foregoing  
46 provision shall likewise apply to the Compensation Board, pursuant to § 15.2-1636.5, Code of Virginia.

47 m.1. Notwithstanding any other provision of law, the board of visitors or other governing body of any public institution of  
48 higher education is authorized to establish age and service eligibility criteria for faculty participating in voluntary early  
49 retirement incentive plans for their respective institutions pursuant to § 23-9.2:3.1 B and the cash payment offered under such  
50 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  
51 cost in any fiscal year for any such compensation plan, shall be set forth by the governing body in the compensation plan for  
52 approval by the Governor and review for legal sufficiency by the Office of the Attorney General.

53 2. Notwithstanding any other provision of law, employees holding full-time, academic-year classified positions at public



1 institutions of higher education shall be considered "state employees" as defined in § 51.1-124.3, Code of Virginia, and shall  
 2 be considered for medical/hospitalization, retirement service credit, and other benefits on the same basis as those individuals  
 3 appointed to full-time, 12-month classified positions.

4 n. Notwithstanding the Department of Human Resource Management Policies and Procedures, payment to employees with five  
 5 or more years of continuous service who either terminate or retire from service shall be paid in one sum for twenty-five  
 6 percent of their sick leave balance, provided, however, that the total amount paid for sick leave shall not exceed \$5,000 and  
 7 the remaining seventy-five percent of their sick leave shall lapse. This provision shall not apply to employees who are covered  
 8 by the Virginia Sickness and Disability Program as defined in § 51.1-1100, Code of Virginia. Such employees shall not be  
 9 paid for their sick leave balances. However, they will be paid, if eligible as described above, for any disability leave credits  
 10 they have at separation or retirement or may convert disability credits to service credit under the Virginia Retirement System  
 11 pursuant to § 51.1-1103 (F), Code of Virginia.

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

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

#### 21 § 4-6.02 EMPLOYEE TRAINING AND STUDY

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

#### 28 § 4-6.03 EMPLOYEE BENEFITS

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

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

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

42 d. Any hospital that serves as the primary medical facility for state employees may be allowed to participate in the State  
 43 Employee Health Insurance Program pursuant to § 2.2-2818, Code of Virginia, provided that (1) such hospital is not a  
 44 participating provider in the network, contracted by the Department of Human Resource Management, that serves state  
 45 employees and (2) such hospital enters into a written agreement with the Department of Human Resource Management as to  
 46 the rates of reimbursement. The department shall accept the lowest rates offered by the hospital from among the rates charged  
 47 by the hospital to (1) its largest purchaser of care, (2) any state or federal public program, or (3) any special rate developed by  
 48 the hospital for the state employee health benefits program which is lower than either of the rates above. If the department and  
 49 the hospital cannot come to an agreement, the department shall reimburse the hospital at the rates contained in its final offer to  
 50 the hospital until the dispute is resolved. Any dispute shall be resolved through arbitration or through the procedures  
 51 established by the Administrative Process Act, as the hospital may decide, without impairment of any residual right to judicial  
 52 review.

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

1 programs under this provision.

2 f.1. Any member of the Virginia Retirement System who is retired under the provisions of § 51.1-155.1, Code of Virginia  
3 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  
4 less than four years, 2) receives no other compensation for service to a public employer than that provided for the position  
5 covered by § 51.1-155.1, Code of Virginia during such period of reemployment, 3) retires within one year of commencing such  
6 period of reemployment, and 4) retires directly from service at the end of such period of reemployment may either:

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

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

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

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

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

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

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

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

#### 30 § 4-6.04 CHARGES

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

#### 39 b. HOUSING SERVICES:

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

45 2. All revenues received from housing fees shall be promptly deposited in the state treasury. For housing for which operating  
46 expenses or rent are financed by general fund appropriations, such revenues shall be deposited to the credit of the general fund.  
47 For housing for which operating expenses or rent are financed by nongeneral fund appropriations, such revenues shall be  
48 deposited to the credit of the nongeneral fund. Agencies which provide housing for which operating expenses or rent are  
49 financed from both general fund and nongeneral fund appropriations shall allocate such revenues, when deposited in the state  
50 treasury, to the appropriate fund sources in the same proportion as the appropriations. However, without exception, any portion  
51 of a housing fee attributable to depreciation for housing which was constructed with general fund appropriations shall be paid  
52 into the general fund.

1 c. ~~VEHICLE PARKING SERVICES SPACES:~~

2 1. *State-owned parking facilities*

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

7 2. *Leased parking facilities in metropolitan Richmond area*

8 ~~In the case of any a Agency with central administrative offices~~ Agencies occupying *private sector* leased or rental space in the  
9 metropolitan Richmond area, not including institutions of higher education, ~~the director shall be required that a fee be to~~  
10 ~~charged a fee to~~ employees for vehicle parking spaces ~~which that~~ are assigned to them or ~~which~~ are otherwise available either  
11 incidental to the lease or rental agreement or pursuant to a separate lease agreement for private parking space. In such cases,  
12 the individual employee *parking fee scale* shall not be less than that *paid by provided for* employees *parking in Department of*  
13 *General Services parking facilities* at the Seat of Government, ~~provided that if, in the opinion of~~ ~~the~~ Director, Department  
14 ~~of General Services~~ *good cause is shown, this portion of the requirement may be amended or waived the fee requirement for*  
15 *good cause.* Revenues derived from employees paying for parking spaces in leased facilities will be retained by the leasing  
16 agency to be used to offset the cost of the lease to which it pertains. Any lease for private parking space must be approved by  
17 the Director, Department of General Services.

18 § 4-6.05 SELECTION OF APPLICANTS FOR CLASSIFIED POSITIONS

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

22 § 4-6.06 POSITIONS GOVERNED BY CHAPTERS 933 AND 943 OF THE 2006 ACTS OF ASSEMBLY

23 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  
24 higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly with regard to their participating covered  
25 employees, as that term is defined in those two chapters, except to the extent a specific appropriation or language in this act  
26 addresses such an employee.

27 **§ 4-7.00 STATEWIDE PLANS**

28 § 4-7.01 MANPOWER CONTROL PROGRAM

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

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

42 b. The Position Levels stipulated for the individual agencies within the Department of Mental Health, Mental Retardation and  
43 Substance Abuse Services and the Department of Corrections are for reference only and are subject to changes by the  
44 applicable Department, provided that such changes do not result in exceeding the Position Level for that department.

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

51 2. The institutions of higher education and the State Council of Higher Education are hereby authorized to fill all positions  
52 authorized in this act. This provision shall be waived only upon the Governor's official declaration that a fiscal emergency

- 1 exists requiring a change in the official estimate of general fund revenues available for appropriation.
- 2 d.1. Position Levels are for reference only and are not binding on agencies in the legislative department, independent agencies,  
3 the Executive Offices other than the offices of the Governor's Secretaries, and the judicial department.
- 4 2. Positions assigned to programs supported by internal service funds are for reference only and may fluctuate depending upon  
5 workload and funding availability.
- 6 3. Positions assigned to sponsored programs, auxiliary enterprises, continuing education, and teaching hospitals in the  
7 institutions of higher education are for reference only and may fluctuate depending upon workload and funding availability.  
8 Positions assigned to Item Detail 43012, State Health Services Technical Support and Administration, at Virginia  
9 Commonwealth University are for reference only and may fluctuate depending upon workload and funding availability.  
10 Positions assigned to Item Detail 46102, Social Security Disability Determination, at the Department of Rehabilitative Services  
11 are for reference only and may fluctuate depending upon workload and funding availability.
- 12 4. Positions assigned to educational and general programs in the institutions of higher education are for reference only and may  
13 fluctuate depending upon workload and funding availability. However, total general fund positions filled by an institution of  
14 higher education may not exceed 105 percent of the general fund positions appropriated without prior approval from the  
15 Director, Department of Planning and Budget.
- 16 e. The following positions shall be exempt from any administratively imposed hiring freeze:
- 17 1. Positions assigned to agencies and institutions that provide services pertaining to public safety, public health, and public  
18 higher education. Such positions shall include, but are not limited to, law-enforcement officers, employees that provide direct  
19 services or patient care in the local Health Departments and the facilities of the Department of Mental Health, Mental  
20 Retardation and Substance Abuse Services and the Department of Rehabilitative Services, licensing positions within the  
21 Department of Social Services, employees providing services to students at institutions of higher education, and employees  
22 involved in the coordination of higher education.
- 23 2. Positions in the Department of Health that are involved in direct patient care, customer service, or support services at the  
24 local level (including physicians, nurses and nursing supervisors, and environmental health specialists).
- 25 3. Positions that provide support services which are essential to the safe and efficient operation of state facilities.
- 26 4. Positions in the Natural Resources and Public Safety Secretariats.
- 27 5. Any position that is funded one hundred percent from federal funds, grant funds, contracts, enterprises, or auxiliary  
28 enterprises.
- 29 f.1. Full-time, part-time, wage or contractual state employees assigned to the Governor's Cabinet Secretaries from agencies and  
30 institutions under their control for the purpose of carrying out temporary assignments or projects may not be so assigned for a  
31 period exceeding 180 days in any calendar year. The permanent transfer of positions from an agency or institution to the  
32 Offices of the Secretaries, or the temporary assignment of agency or institutional employees to the Offices of the Secretaries  
33 for periods exceeding 180 days in any calendar year regardless of the separate or discrete nature of the projects, is prohibited  
34 without the prior approval of the General Assembly.
- 35 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  
36 Cabinet Secretary, unless specifically approved in writing by the Governor. The Governor shall notify the Chairmen of the  
37 House Appropriations and Senate Finance Committees in the case of any such approvals.

## 38 § 4-8.00 REPORTING REQUIREMENTS

### 39 § 4-8.01 GOVERNOR

#### 40 a. General:

- 41 1. The Governor shall submit the information specified in this section to the Chairmen of the House Appropriations and Senate  
42 Finance Committees on a monthly basis, or at such intervals as may be directed by said Chairmen, or as specified elsewhere in  
43 this act. The information on agency operating plans and expenditures as well as agency budget requests shall be submitted in  
44 such form, and by such method, including electronically, as may be mutually agreed upon. Such information shall be preserved  
45 for public inspection in the Department of Planning and Budget.
- 46 2. The Governor shall make available annually to the Chairmen of the Senate Finance, House Finance, and House  
47 Appropriations Committees a report concerning the receipt of any nongeneral funds above the amount(s) specifically  
48 appropriated, their sources, and the amounts for each agency affected.

#### 49 b. Operating Appropriations Reports:

- 1 1. Status of Adjustments to Appropriations. Such information must include increases and decreases of appropriations or  
2 allotments, transfers and additional revenues. A report of appropriation transfers from one agency to another made pursuant to  
3 § 4-1.03 of this act shall be made to the Chairmen of the House Appropriations and Senate Finance Committees by the tenth  
4 day of the month following that in which such transfer occurs, unless otherwise specified in § 4-1.03.
- 5 2. Status of each sum sufficient appropriation. The information must include the amount of expenditures for the period just  
6 completed and the revised estimates of expenditures for the remaining period of the current biennium, as well as an  
7 explanation of differences between the amount of the actual appropriation and actual and/or projected appropriations for each  
8 year of the current biennium.
- 9 3. Status of Economic Contingency Appropriation. The information must include actions taken related to the appropriation for  
10 economic contingency.
- 11 4. Status of Withholding Appropriations. The information must include amounts withheld and the agencies affected.
- 12 5. Status of reductions occurring in general and nongeneral fund revenues in relation to appropriations.
- 13 6. Status of approvals of deficits.
- 14 c. Employment Reports:
- 15 1. Status of changes in positions and employment of state agencies affected. The information must include the number of  
16 positions and the agencies affected.
- 17 2. Status of the employment by the Attorney General of special counsel in certain highway proceedings brought pursuant to  
18 Chapter 1 of Title 33.1, Code of Virginia, on behalf of the Commonwealth Transportation Commissioner, as authorized by  
19 § 2.2-510, Code of Virginia. This report shall include fees for special counsel for the respective county or city for which the  
20 expenditure is made and shall be submitted within 60 days of the close of the fiscal year (see § 4-5.02 a.3).
- 21 3. Changes in the level of compensation authorized pursuant to § 4-6.01 k, Employee Compensation. Such report shall include  
22 a list of the positions changed, the number of employees affected, the source and amount of funds, and the nature of the  
23 emergency.
- 24 d. Capital Appropriations Reports:
- 25 1. Status of progress of capital projects (see § 4-4.01 o).
- 26 2. Status of all capital projects authorized under § 4-4.01 m.
- 27 e. Services Reports:
- 28 Status of any exemptions by the State Council of Higher Education to policy which prohibits use of funds in this act for the  
29 operation of any academic program by any state institution of higher education, unless approved by the Council and included  
30 in the Governor's recommended budget, or approved by the General Assembly (see § 4-5.05 b 2).
- 31 f. Standard State Agency Abbreviations:
- 32 The Department of Planning and Budget shall be responsible for maintaining a list of standard abbreviations of the names of  
33 state agencies. The Department shall submit to the Chairmen of the House Appropriations and Senate Finance Committees, the  
34 State Comptroller, the Director, Department of Human Resource Management and the Chief Information Officer, Virginia  
35 Information Technologies Agency, on or before June 1 annually, a report on such standard abbreviations and any changes  
36 thereto.
- 37 § 4-8.02 STATE AGENCIES
- 38 a. As received, all state agencies shall forward copies of each federal audit performed on agency or institution programs or  
39 activities to the Auditor of Public Accounts and to the State Comptroller. Upon request, all state agencies shall provide copies  
40 of all internal audit reports and access to all working papers prepared by such auditors to the Auditor of Public Accounts and  
41 to the State Comptroller.
- 42 b. Annually: Within five calendar days after state agencies submit their budget requests, amendment briefs, or requests for  
43 amendments to the Department of Planning and Budget, the Director, Department of Planning and Budget shall submit,  
44 electronically if available, copies to the Chairmen of the Senate Finance and House Appropriations Committees.
- 45 c. By September 1 of each year, state agencies receiving any asset as the result of a law-enforcement seizure and subsequent  
46 forfeiture by either a state or federal court, shall submit a report identifying all such assets received during the prior fiscal year  
47 and their estimated net worth, to the Chairmen of the House Appropriations and Senate Finance Committees.

1 § 4-9.00 HIGHER EDUCATION RESTRUCTURING

2 § 4-9.01 APPROVAL OF MANAGEMENT AGREEMENT FOR VIRGINIA COMMONWEALTH UNIVERSITY

3 The exceptions and authority granted in this act pursuant to Chapters 933 and 943 of the 2006 Acts of Assembly shall also be  
4 granted pursuant to *Chapters 594 and 616 of the 2008 Acts of Assembly*. ~~House Bill 1124 and Senate Bill 358, as enacted by~~  
5 ~~the 2008 Session of the General Assembly~~. It is the intent of the General Assembly that this act be enrolled to include  
6 references to *Chapters 594 and 616 of the 2008 Acts of Assembly, House Bill 1124 and Senate Bill 358* in sections where  
7 Chapters 933 and 943, Acts of Assembly of 2006 are referenced.

8 § 4-9.02 ASSESSMENT OF INSTITUTIONAL PERFORMANCE

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

16 In general, institutions are expected to achieve their agreed upon targets and standards on all performance measures in order to  
17 be certified by SCHEV. However, the State Council, in working with each institution, shall establish a ~~prescribed range~~  
18 *threshold* of permitted variance from ~~annual~~ targets for each education-related measure, as appropriate. *The Council shall*  
19 *review and, if in agreement, approve institutional targets and thresholds.*

20 Further, the State Council shall have broad authority to certify institutions as having met the standards on education-related  
21 measures. ~~where they have already achieved high levels of performance in order that they may focus its resources toward~~  
22 ~~achieving similar high levels of performance on other measures.~~ The State Council shall likewise have the authority to exempt  
23 institutions from certification on education-related measures that the State Council deems unrelated to an institution's *mission*  
24 *or unnecessary given the institution's level of overall performance.*

25 The State Council ~~shall~~ *may* develop, adopt, and publish standards for granting exemptions and ongoing modifications to the  
26 certification process.

27 A. Annual Assessments

28 A1. Access

29 ~~1a.~~ Institution meets *95 percent* of its State Council-approved biennial projection of total in-state student enrollment within the  
30 prescribed range of permitted variance.

31 ~~2b.~~ Institution ~~increases~~ *maintains acceptable progress towards agreed upon targets* for the percentage of in-state  
32 undergraduate ~~enrollment~~ *students* from under-represented populations. (Such populations ~~should~~ include low income,  
33 first-generation college status, geographic origin within Virginia, race, and ethnicity, or other populations as may be identified  
34 by the State Council.)

35 ~~3c.~~ Institution annually meets at least 95 percent of its *undergraduate and 90 percent of its graduate and first-professional*  
36 State Council-approved estimates of degrees awarded.

37 B 2. Affordability

38 ~~1.~~ With the intent of developing a clearly understandable measure of affordability no later than July 1, 2008, SCHEV shall  
39 report annually an institution's in-state undergraduate tuition and fees, both gross and net of need-based gift aid, as a  
40 percentage of the institution's median student family income. By October 1, 2008, each institution shall identify a  
41 "maintenance of effort" target for ensuring that the institution's financial commitment to need-based student aid shall increase  
42 commensurately with planned increases in in-state, undergraduate tuition and fees. The financial plan for these goals should be  
43 incorporated into the institution's 2009-2014 six-year plan as required under § 23-9.2:3.02., Code of Virginia.

44 ~~2.~~ Institution establishes mutually acceptable annual targets for need-based borrowing that reflect institutional commitment to  
45 limit the average borrowing of in-state students with established financial need, and the percentage of those students who  
46 borrow, to a level that maintains or increases access while not compromising affordability.

47 ~~3.~~ Institution conducts a biennial assessment of the impact of tuition and fee levels net of financial aid on applications,  
48 enrollment, and student indebtedness incurred for the payment of tuition and fees and provides the State Council with a copy  
49 of this study upon its completion and makes appropriate reference to its use within the required six-year plans. The institution  
50 shall also make a parent- and student-friendly version of this assessment widely available on the institution's website.

1 *Institution establishes annual targets of graduation rates according to financial aid status with the intent of achieving, where*  
 2 *appropriate, a similar graduation rate for each cohort of students. Three cohorts of students shall be used for this measure,*  
 3 *as they are identified in their first year of enrollment at the institution:*

4 *i. Students receiving Pell grants.*

5 *ii. Students receiving other forms of need-based financial assistance other than Pell grants.*

6 *iii. Students receiving no need-based financial assistance.*

7 *Four-year institutions shall set targets based on four-year and six-year graduation rates.*

8 *The Virginia Community College System and Richard Bland College shall use two-year and four-year graduation rates.*

9 ~~C~~3. Breadth of Academics

10 Institution maintains acceptable progress towards ~~an~~ agreed upon ~~target~~ *targets* for the ~~total~~ number and ~~percentage~~ of  
 11 graduates in high-need areas, as identified by the State Council of Higher Education.

12 ~~D~~4. Academic Standards

13 Institution reports on total programs reviewed under Southern Association of Colleges and Schools assessment of student  
 14 learning outcomes criteria within the institution's established assessment cycle in which continuous improvement plans  
 15 addressing recommended policy and program changes were implemented.

16 ~~E~~5. Student Retention and Timely Graduation

17 ~~1. Institution demonstrates a commitment to ensuring that lower division undergraduates have access to required courses at the~~  
 18 ~~100- and 200-level sufficient to ensure timely graduation by reporting annually to the State Council of Higher Education on the~~  
 19 ~~number of students denied enrollment in such courses for each fall and spring semesters. No later than July 1, 2008, to the~~  
 20 ~~extent the institution does not currently track student access and registration attempts at the course level, the institution shall,~~  
 21 ~~in consultation with the State Council of Higher Education, establish an appropriate quantitative method to identify the extent~~  
 22 ~~to which limited access to 100- and 200-level courses reduce progression, retention, and graduation rates. After July 1, 2008,~~  
 23 ~~each institution shall include in its annual report to the State Council its plan of action to increase such access and remediate~~  
 24 ~~the identified problems.~~

25 ~~2. Institution maintains or increases the ratio of degrees conferred per full-time equivalent instructional faculty member, within~~  
 26 ~~the prescribed range of permitted variance.~~

27 ~~3a. Institution maintains acceptable progress towards agreed upon targets for~~ ~~or~~ ~~improves~~ the average annual retention and  
 28 progression rates of degree-seeking undergraduate students.

29 ~~4b. Within the prescribed range of permitted variance, the institution~~ *Institution maintains acceptable progress towards agreed*  
 30 *upon targets for* ~~increases~~, the ratio of total undergraduate degree awards to the number of annual full-time equivalent,  
 31 degree-seeking undergraduate students ~~except in those years when the institution is pursuing planned enrollment growth as~~  
 32 ~~demonstrated by their SCHEV-approved enrollment projections.~~

33 ~~F~~6. Articulation Agreements and Dual Enrollment

34 ~~1. Institution increases the number of undergraduate programs or schools for which it has established a uniform articulation~~  
 35 ~~agreement by program or school for associate degree graduates transferring from all colleges of the Virginia Community~~  
 36 ~~College System and Richard Bland College consistent with a target agreed to by the institution, the Virginia Community~~  
 37 ~~College System, and the State Council of Higher Education for Virginia.~~

38 ~~2a. Institution maintains acceptable progress towards agreed upon targets for~~ ~~increases~~ the total number of associate degree  
 39 ~~graduates enrolled as transfer students, including as a priority those with an associate degree, from Virginia's public two-year~~  
 40 ~~colleges with the expectation that the general education credits from those institutions apply toward general education~~  
 41 ~~baccalaureate degree requirements; as a percent of all undergraduate students enrolled, within the prescribed range of permitted~~  
 42 ~~variance.~~

43 ~~3b. Institution~~ *The Virginia Community College System and Richard Bland College maintain acceptable progress towards*  
 44 *agreed upon targets for* ~~increases~~ the number of students involved in dual enrollment programs ~~consistent with a target agreed~~  
 45 ~~upon by the institution, the Department of Education and the State Council of Higher Education for Virginia.~~

46 ~~G~~-. Economic Development

47 In cooperation with the State Council, institution develops a specific set of actions to help address local and/or regional

1 economic development needs consisting of specific partners, activities, fiscal support, and desired outcomes. Institution will  
 2 receive positive feedback on an annual standardized survey developed by the State Council, in consultation with the  
 3 institutions, of local and regional leaders, and the economic development partners identified in its plans, regarding the success  
 4 of its local and regional economic development plans.

#### 5 H7. Research, Patents, and Licenses

6 ~~1. Institution maintains acceptable progress towards agreed upon targets for or increases the three-year moving average of~~  
 7 ~~total expenditures in grants and contracts for research, within the prescribed range of permitted variance, according to targets~~  
 8 ~~mutually agreed upon with SCHEV and/or consistent with the institution's management agreement.~~

#### 9 B. Biennial Assessments

##### 10 1. Affordability

11 a. Institution includes in its six-year plan the expected average borrowing of in-state students with established financial need,  
 12 and the percentage of those students who borrow, and states its commitment to limit, where possible, the average borrowing to  
 13 a level that maintains or increases access while not unduly compromising affordability.

14 b. Institution conducts a biennial assessment of the impact of tuition and fee levels net of financial aid on student  
 15 indebtedness incurred for the payment of tuition and fees and provided the State Council with a copy of this study upon its  
 16 completion and makes appropriate reference to its use within the required six-year plans. The institution shall also make a  
 17 parent- and student-friendly version of this assessment widely available on the institution's website. The assessment should  
 18 include, but is not limited to, the following information for in-state undergraduate students: a five-year historical overview of  
 19 average tuition and fees, average federal loans and grants, average institutional aid, average state support, and average total  
 20 debt burden.

21 *This report, along with institutional tuition and fee information shall be prominently located on the institution's web site.*

22 *Institution will provide an addendum to the six-year plan identifying the steps it is taking to maintain its effort to meet the*  
 23 *needs of in-state undergraduate financially-needy students taking into account tuition and fees, state appropriations, and*  
 24 *financial need of these students.*

##### 25 2. Academic Standards—Productivity

26 *Institution reports biennially the ratio of degrees conferred per full-time equivalent instructional faculty member.*

##### 27 3. Articulation Agreements

28 *Institution maintains acceptable progress towards agreed upon targets for the number of undergraduate programs or schools*  
 29 *for which it has established a uniform articulation agreement by program or school for associate degree graduates*  
 30 *transferring from all colleges of the Virginia Community College System and Richard Bland College.*

##### 31 4. Economic Development

32 *Institution develops a specific set of actions to help address local and/or regional economic development needs consisting of*  
 33 *specific partners, activities, fiscal support, and desired outcomes. A summary of activities will be reported to the State Council*  
 34 *biennially.*

##### 35 5. Patents and Licenses

36 *Institution reports biennially to the State Council the annual number of new patent awards and licenses.*

37 ~~2. Institution maintains or increases the annual number of new patent awards and licenses, within the prescribed range of~~  
 38 ~~permitted variance, according to targets mutually agreed upon with SCHEV and/or consistent with the institution's management~~  
 39 ~~agreement.~~

#### 40 I6. Elementary and Secondary Education

41 ~~In cooperation with the State Council, institution~~ *Institution* develops a specific set of actions with schools or school district  
 42 administrations with specific goals to improve student achievement, upgrade the knowledge and skills of teachers, or strengthen  
 43 the leadership skills of school administrators. *A summary of activities and the improvements in student learning, if any, shall*  
 44 *be reported to the State Council biennially.* ~~Institution will receive positive feedback on an annual standardized survey~~  
 45 ~~developed by the State Council, in consultation with the institutions, of the superintendents, principals, and appropriate other~~  
 46 ~~parties.~~

47 The Virginia Department of Education shall share data on teachers, including identifying information, with the State Council of



1 Higher Education for Virginia in order to evaluate the efficacy of approved programs of teacher education, the production and  
2 retention of teachers, and the exiting of teachers from the teaching profession.

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

9 *Institutions of higher education shall disclose information from a pupil's scholastic record to the Superintendent of Public  
10 Instruction or his designee for the purpose of studying student preparation as it relates to the content and rigor of the  
11 Standards of Learning. Furthermore, the superintendent of each school division shall disclose information from a pupil's  
12 scholastic record to the Superintendent of Public Instruction or his designee for the same purpose. All information provided to  
13 the Superintendent or his designee for this purpose shall be used solely for the purpose of evaluating the Standards of  
14 Learning and shall not be redisclosed, except as provided under federal law. All information shall be destroyed when no  
15 longer needed for the purposes of studying the content and rigor of the Standards of Learning.*

#### 16 7. Campus Safety and Security

17 *The institution shall work to adopt an acceptable number of the 27 Best Practice Recommendations for Campus Safety adopted  
18 by the Virginia Crime Commission on January 10, 2006. Each practice shall be considered by the institution as to how it fits  
19 in with current practices and the needs of the institution. Following each biennium of reporting, the institution shall  
20 enumerate those practices adopted by the institution.*

#### 21 JC. Six-Year Plan

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

23 ~~KD.~~ Financial and Administrative Standards for all institutions except those governed under Chapters 933 and 943 of the  
24 2006 Acts of Assembly and the institution governed under Chapters 594 and 616 of the 2008 Acts of Assembly,

25 1. As specified in § 2.2-5004, Code of Virginia, institution takes all appropriate actions to meet the following financial and  
26 administrative standards:

27 a. An unqualified opinion from the Auditor of Public Accounts upon the audit of the public institution's financial statements;

28 b. No significant audit deficiencies attested to by the Auditor of Public Accounts;

29 c. Substantial compliance with all financial reporting standards approved by the State Comptroller;

30 d. Substantial attainment of accounts receivable standards approved by the State Comptroller, including but not limited to, any  
31 standards for outstanding receivables and bad debts; and

32 e. Substantial attainment of accounts payable standards approved by the State Comptroller including, but not limited to, any  
33 standards for accounts payable past due.

34 2. Institution complies with a debt management policy approved by its governing board that defines the maximum percent of  
35 institutional resources that can be used to pay debt service in a fiscal year, and the maximum amount of debt that can be  
36 prudently issued within a specified period.

37 3. The institution will achieve the classified staff turnover rate goal established by the institution; however, a variance of 15  
38 percent from the established goal will be acceptable.

39 4. a) The institution will substantially comply with its annual approved Small, Women and Minority (SWAM) plan as  
40 submitted to the Department of Minority Business Enterprise; however, a variance of 15 percent from its SWAM purchase  
41 goal, as stated in the plan, will be acceptable;

42 b) The institution will make no less than 75 percent of dollar purchases through the Commonwealth's enterprise-wide internet  
43 procurement system (eVA) from vendor locations registered in eVA.

44 5. The institution will complete capital projects (with an individual cost of over \$1,000,000) within 1) the budget originally  
45 approved by the institution's governing board for projects initiated under delegated authority, or 2) the budget set out in the  
46 Appropriation Act or other Acts of Assembly. If the institution exceeds the budget for any such project, the Secretaries of  
47 Administration and Finance shall review the circumstances causing the cost overrun and the manner in which the institution  
48 responded and determine whether the institution shall be considered in compliance with the measure despite the cost overrun.

1 6. The institution will complete major information technology projects (with an individual cost of over \$1,000,000) within the  
 2 budgets and schedules originally approved by the institution's governing board. If the institution exceeds the budget and/or  
 3 time schedule for any such project, the Secretary of Technology shall review the circumstances causing the cost overrun and/or  
 4 delay and the manner in which the institution responded and determine whether the institution appropriately adhered to Project  
 5 Management Institute's best management practices and, therefore, shall be considered in compliance with the measure despite  
 6 the cost overrun and/or delay.

7 ~~7E. Financial and Administrative Standards for institutions governed under Chapters 933 and 943 of the 2006 Acts of~~  
 8 ~~Assembly and the institution governed under Chapters 594 and 616 of the 2008 Acts of Assembly, shall be measured by the~~  
 9 ~~administrative standards outlined in the Management Agreements and § 4-9.02.K.4.a § 4-9.02.D.4.a) of this act. However, the~~  
 10 ~~Governor may supplement or replace those administrative performance measures with the administrative performance measures~~  
 11 ~~listed in this paragraph. upon notification to the Chairmen of the House Appropriations and Senate Finance Committees and~~  
 12 ~~the institutions within 45 days of the start of a fiscal year. Effective July 1, 2009, the following administrative and financial~~  
 13 ~~measures shall be used for the assessment of institutional performance for institutions governed under Chapters 933 and 943~~  
 14 ~~of the 2006 Acts of Assembly and those governed under Chapters 594 and 616 of the 2008 Acts of Assembly,~~

15 *1. Financial*

16 *a. An unqualified opinion from the Auditor of Public Accounts upon the audit of the public institution's financial statements;*

17 *b. No significant audit deficiencies attested to by the Auditor of Public Accounts;*

18 *c. Substantial compliance with all financial reporting standards approved by the State Comptroller;*

19 *d. Substantial attainment of accounts receivable standards approved by the State Comptroller, including but not limited to, any*  
 20 *standards for outstanding receivables and bad debts;*

21 *e. Substantial attainment of accounts payable standards approved by the State Comptroller including, but not limited to, any*  
 22 *standards for accounts payable past due;*

23 *2. Debt Management*

24 *a. The institution shall maintain a bond rating of AA- or better;*

25 *b. The institution achieves a three-year average rate of return at least equal to the imoney.net money market index fund; and*

26 *c. The institution maintains a debt burden ratio equal to or less than the level approved by the Board of Visitors in its debt*  
 27 *management policy.*

28 *3. Human Resources*

29 *a. The institution's voluntary turnover rate for classified plus university/college employees will meet the voluntary turnover*  
 30 *rate for state classified employees within a variance of 15 percent;*

31 *b. The institution achieves a rate of internal progression within a range of 40 to 60 percent of the total salaried staff hires for*  
 32 *the fiscal year.*

33 *4. Procurement*

34 *a. The institution will substantially comply with its annual approved Small, Women and Minority (SWAM) procurement plan as*  
 35 *submitted to the Department of Minority Business Enterprise; however, a variance of 15 percent from its SWAM purchase*  
 36 *goal, as stated in the plan, will be acceptable;*

37 *b. The institution (with the exception of Virginia Commonwealth University) will make no less than 80 percent of purchase*  
 38 *transactions through the Commonwealth's enterprise-wide internet procurement system (eVA) with no less than 75 percent of*  
 39 *dollars to vendor locations in eVA. VCU will process no less than 70 percent of its transactions through eVA with no less*  
 40 *than 80 percent of its purchase transactions in fiscal year 2010.*

41 *5. Capital Outlay*

42 *a. The institution will complete capital projects (with an individual cost of over \$1,000,000) within 1) the budget originally*  
 43 *approved by the institution's governing board at the preliminary design state for projects initiated under delegated authority,*  
 44 *or 2) the budget set out in the Appropriation Act or other Acts of Assembly which provides construction funding for the*  
 45 *project at the preliminary design state. If the institution exceeds the budget for any such project, the Secretaries of*  
 46 *Administration and Finance shall review the circumstances causing the cost overrun and the manner in which the institution*  
 47 *responded and determine whether the institution shall be considered in compliance with the measure despite the cost overrun;*

1 *b. The institution shall complete capital projects with the dollar amount of owner requested change orders not more than 2*  
2 *percent of the guaranteed maximum price (GMP) or construction price;*

3 *c. The institution shall pay competitive rates for leased office space - the average cost per square foot for office space leased*  
4 *by the institution is within 5 percent of the average commercial business district lease rate for similar quality space within*  
5 *reasonable proximity to the institution's campus.*

6 *6. Information Technology*

7 *a. The institution will complete major information technology projects (with an individual cost of over \$1,000,000) on time and*  
8 *on budget against their managed project baseline. If the institution exceeds the budget and/or time schedule for any such*  
9 *project, the Secretary of Technology shall review the circumstances causing the cost overrun and/or delay and the manner in*  
10 *which the institution responded and determine whether the institution appropriately adhered to Project Management Institute's*  
11 *best management practices and, therefore, shall be considered in compliance with the measure despite the cost overrun and/or*  
12 *delay;*

13 *b. The institution will maintain compliance with institutional security standards as evaluated in internal and external audits.*  
14 *The institution will have no significant audit deficiencies unresolved beyond one year;*

15 ~~L. Campus Safety and Security~~

16 ~~The institution shall work to adopt an acceptable number of the 27 Best Practice Recommendations for Campus Safety adopted~~  
17 ~~by the Virginia Crime Commission on January 10, 2006. Each practice should be considered by the institution as to how it fits~~  
18 ~~in with current practices and the needs of the institution. Following each year of reporting and certification, the institution shall~~  
19 ~~enumerate those practices adopted by the institution.~~

20 **§ 4-10.00 STATEMENT OF FINANCIAL CONDITION**

21 Each agency head handling any state funds shall, at least once each year, upon request of the Auditor of Public Accounts,  
22 make a detailed statement, under oath, of the financial condition of his office as of the date of such call, to the Auditor of  
23 Public Accounts, and upon such forms as shall be prescribed by the Auditor of Public Accounts.

24 **§ 4-11.00 SEVERABILITY**

25 If any part, section, subsection, paragraph, sentence, clause, phrase, or item of this act or the application thereof to any person  
26 or circumstance is for any reason declared unconstitutional, such decisions shall not affect the validity of the remaining  
27 portions of this act which shall remain in force as if such act had been passed with the unconstitutional part, section,  
28 subsection, paragraph, sentence, clause, phrase, item or such application thereof eliminated; and the General Assembly hereby  
29 declares that it would have passed this act if such unconstitutional part, section, subsection, paragraph, sentence, clause, phrase,  
30 or item had not been included herein, or if such application had not been made.

31 **§ 4-12.00 CONFLICT WITH OTHER LAWS**

32 Notwithstanding any other provision of law, and until June 30, 2010, the provisions of this act shall prevail over any  
33 conflicting provision of any other law, without regard to whether such other law is enacted before or after this act; however, a  
34 conflicting provision of another law enacted after this act shall prevail over a conflicting provision of this act if the General  
35 Assembly has clearly evidenced its intent that the conflicting provision of such other law shall prevail, which intent shall be  
36 evident only if such other law (i) identifies the specific provision(s) of this act over which the conflicting provision of such  
37 other law is intended to prevail and (ii) specifically states that the terms of this section are not applicable with respect to the  
38 conflict between the provision(s) of this act and the provision of such other law.

39 **§ 4-13.00 EFFECTIVE DATE**

40 This act is effective on ~~July 1, 2008~~ *its passage as provided in § 1-214, Code of Virginia.*

41 **ADDITIONAL ENACTMENTS**

42  
43 **2. That Chapter 289 of the Acts of Assembly of 1989, as amended and reenacted by Chapter 888 of the Acts of**  
44 **Assembly of 1990 and Chapters 385 and 401 of the Acts of Assembly of 1992, Chapters 139 and 147 of the Acts of**  
45 **Assembly of 1994, Chapters 375 and 458 of the Acts of Assembly of 1996, Chapter 464 of the Acts of Assembly of 1998,**  
46 **and Chapters 501 and 553 of the Acts of Assembly of 2000, is hereby repealed effective January 1, 2003.**

47 **3. That no provision of this act shall be construed or interpreted to cause the expiration of any provision of Chapter**

1       **896 of the Acts of Assembly of 2007 pursuant to the 22nd enactment of such Chapter.**

2       **4. That the provisions of the first enactment of this act shall expire at midnight on June 30, 2010. The provisions of**  
3       **the second and third enactment of this act shall have no expiration date.**