

# 2008 SESSION

## HOUSE BILL NO. 30

Offered January 9, 2008

Prefiled December 17, 2007

A Bill for all appropriations of the Budget submitted by the Governor of Virginia in accordance with the provisions of § 2.2-1509, Code of Virginia, and to provide a portion of revenues for the two years ending respectively on the thirtieth day of June, 2009, and the thirtieth day of June, 2010.

**Patron - Putney**

**Referred to the Committee on Appropriations**

Be it enacted by the General Assembly of Virginia:

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

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

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

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

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

	<b>First Year</b>	<b>Second Year</b>	<b>Total</b>
Unreserved Balance, June 30, 2008	\$28,972,746	\$0	\$28,972,746
Additions to Balance	\$190,584,466	(\$500,000)	\$190,084,466
Official Revenue Estimates	\$16,610,807,276	\$17,724,737,276	\$34,335,544,552
Lottery Proceeds Fund	\$450,000,000	\$450,000,000	\$900,000,000
Transfers	\$370,515,789	\$372,564,486	\$743,080,275
Total General Fund Resources Available for Appropriation	\$17,650,880,277	\$18,546,801,762	\$36,197,682,039

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

	<b>First Year</b>	<b>Second Year</b>	<b>Total</b>
Balance, June 30, 2008	\$2,988,476,436	\$0	\$2,988,476,436
Official Revenue Estimates	\$19,883,608,191	\$20,266,158,128	\$40,149,766,319
Bond Proceeds	\$1,304,873,000	\$240,000,000	\$1,544,873,000
Total Nongeneral Fund Revenues Available for Appropriation	\$24,176,957,627	\$20,466,158,128	\$44,643,115,755
TOTAL PROJECTED REVENUES	\$41,827,837,904	\$39,012,959,890	\$80,840,797,794

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

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

§ 6. When used in this act the term:

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

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

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

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

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

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

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

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

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

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

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

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

20	<b>BIENNIUM 2008-10</b>		
21	<b>General Fund</b>	<b>Nongeneral Fund</b>	<b>Total</b>
22	OPERATING EXPENSES	\$36,120,283,192	\$40,293,993,896
23	LEGISLATIVE DEPARTMENT	\$137,030,428	\$7,977,268
24	JUDICIAL DEPARTMENT	\$819,322,202	\$57,639,032
25	EXECUTIVE DEPARTMENT	\$35,157,524,634	\$39,406,631,144
26	INDEPENDENT AGENCIES	\$650,928	\$821,746,452
27	STATE GRANTS TO NONSTATE		
28	AGENCIES	\$5,755,000	\$0
29	CAPITAL OUTLAY EXPENSES	\$54,023,000	\$1,544,873,000
30	TOTAL	\$36,174,306,192	\$41,838,866,896
			\$78,013,173,088

31 § 8. This chapter shall be known and may be cited as the "2008 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.....		\$32,038,929	\$32,038,929
6	Legislative Sessions (78204).....	\$32,038,929	\$32,038,929	
7	Fund Sources: General.....	\$32,038,929	\$32,038,929	
8	Authority: Article IV, Constitution of Virginia.			
9	A. Out of this appropriation, the House of Delegates is			
10	funded \$20,599,837 the first year and \$20,599,837 the			
11	second year from the general fund. The Senate is			
12	funded \$11,439,092 the first year and \$11,439,092 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 June 30,			
31	2009, and \$148,492 from July 1, 2009, to June 30,			
32	2010.			
33	3. The annual salary of the Clerk of the Senate,			
34	\$141,128 from July 1, 2008, to June 30, 2009, and			
35	\$145,362 from July 1, 2009, to June 30, 2010.			
36	4. Expenses of the Speaker of the House of Delegates			
37	not otherwise reimbursed, \$16,200 each year, to be paid			
38	in equal monthly installments during the year.			
39	5. In accordance with § 30-19.4, Code of Virginia, and			
40	subject to all other conditions of that section except as			
41	otherwise provided in the following paragraphs:			
42	a. \$92,244 per calendar year for the compensation of			
43	one or more secretaries of the Speaker of the House of			
44	Delegates. Salary increases shall be governed by the			
45	provisions of Item 472 of this act.			
46	b. \$138,365 per calendar year for the compensation of			
47	one or more legislative assistants of the Speaker of the			
48	House of Delegates. Salary increases shall be governed			
49	by the provisions of Item 472 of this act.			

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

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	pursuant to § 30-19.12, Code of Virginia, and subject to			
2	the limitations and conditions stated therein, at a rate of			
3	\$200 per day, or for any part thereof, for the time			
4	actually engaged in the discharge of their duties. All			
5	other members of any legislative committee,			
6	commission or council established by the General			
7	Assembly, or a committee or subcommittee thereof			
8	shall receive compensation at the rate of \$50 per day,			
9	or for any part thereof. The Clerk of the House of			
10	Delegates and the Clerk of the Senate are authorized to			
11	provide reimbursements to legislative commissions for			
12	per diem payments made for studies requested by the			
13	chairmen of standing committees of the respective			
14	bodies.			
15	7. Allowances for expenses of members of the General			
16	Assembly, either (a) an amount not exceeding \$75 per			
17	day for expenses which are vouchered or (b) an amount			
18	equaling the maximum daily amount permitted by the			
19	Internal Revenue Service.			
20	8. Allowance for office expenses and supplies of			
21	members of the General Assembly, in the amount of			
22	\$1,250 for each month of each calendar year. An			
23	additional \$500 for each month of each calendar year			
24	shall be paid to the Majority and Minority Leaders of			
25	the House of Delegates and the Senate and to the			
26	President Pro Tempore of the Senate.			
27	C. A legislative assistant of a member of the General			
28	Assembly regularly employed on a twelve (12)			
29	consecutive month salary basis receiving 60 percent or			
30	more of the salary allotted pursuant to paragraph A 5,			
31	may, for the purposes of §§ 51.1-124.3 and 51.1-152,			
32	Code of Virginia, be deemed a "state employee" and as			
33	such will be eligible for participation in the Virginia			
34	Retirement System, the group life insurance plan, the			
35	VRS short and long term disability plans, and the state			
36	health insurance plan. Upon approval by the Joint Rules			
37	Committee, legislative assistants shall be eligible to			
38	participate in the short and long-term disability plans			
39	sponsored by the Virginia Retirement System pursuant			
40	to Chapter 11 of Title 51.1, Code of Virginia. Such			
41	legislative assistants shall not receive sick leave and			
42	family and personal leave benefits under this plan.			
43	Short-term disability benefits shall be payable from the			
44	Legislative Reversion Clearing Account.			
45	D. Out of this appropriation the Clerk of the House of			
46	Delegates shall pay the routine maintenance and			
47	operating expenses of the General Assembly Building			
48	as apportioned to the Senate, House of Delegates,			
49	Division of Legislative Services, Joint Legislative Audit			
50	and Review Commission, or other legislative agencies.			
51	The funds appropriated to each agency in the			
52	Legislative Department for routine maintenance and			
53	operating expenses during the current biennium shall be			
54	transferred to the account established for this purpose.			
55	E. An amount of up to \$10,000 per year shall be			
56	transferred from Item 32 of this act, to reflect			
57	equivalent compensation allowances for the Lieutenant			
58	Governor as were authorized by the 1994 General			
59	Assembly. The Lieutenant Governor shall report such			

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

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

ITEM 1.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	oversight of Standards of Quality funding cost policies			
2	and to make recommendations to their respective			
3	committees.			
4	2. The Joint Subcommittee on Elementary and			
5	Secondary Education Funding shall: 1) study			
6	re-benchmarking cost trends and drivers; 2) review			
7	existing Standards of Quality (SOQ), incentive,			
8	categorical, and school facilities funding streams within			
9	Direct Aid to Public Education, as well as the Literary			
10	Fund, and identify options for efficiencies and cost			
11	savings and for greater funding flexibility, especially to			
12	better prepare the state and localities for future			
13	economic downturns; 3) consider alternatives to			
14	across-the-board compensation supplements to better			
15	target state funds; 4) review funding streams for			
16	students at-risk of academic failure, and assess whether			
17	such programs should be incorporated into the SOQ;			
18	and 5) examine special education funding issues.			
19	3. The school divisions, the staff of the Virginia			
20	Department of Education, and staff of the Joint			
21	Legislative Audit and Review Commission, are directed			
22	to provide technical assistance, as required, to the joint			
23	subcommittee.			
24	I. Notwithstanding the salaries listed in Item 1,			
25	paragraph B.2., of this act, the Speaker of the House			
26	may establish a salary range for the Clerk of the House			
27	of Delegates.			
28	Total for General Assembly of Virginia.....		\$32,038,929	\$32,038,929
29	General Fund Positions.....	221.00	221.00	
30	Position Level .....	221.00	221.00	
31	Fund Sources: General.....	\$32,038,929	\$32,038,929	
32	<b>§ 1-2. AUDITOR OF PUBLIC ACCOUNTS (133)</b>			
33	2. Legislative Evaluation and Review (78300).....		\$11,357,297	\$11,357,297
34	Financial and Compliance Audits (78301).....	\$11,357,297	\$11,357,297	
35	Fund Sources: General.....	\$10,487,543	\$10,487,543	
36	Special.....	\$869,754	\$869,754	
37	Authority: Article IV, Section 18, Constitution of			
38	Virginia; Title 30, Chapter 14, Code of Virginia.			
39	A. Out of this appropriation shall be paid the annual			
40	salary of the Auditor of Public Accounts, \$159,907			
41	from July 1, 2008, to June 30, 2009, and \$164,704			
42	from July 1, 2009, to June 30, 2010.			
43	B. On or before November 1 of each year, the Auditor			
44	of Public Accounts shall report to the General			
45	Assembly the certified tax revenues collected in the			
46	most recently ended fiscal year pursuant to § 2.2-1829,			
47	Code of Virginia. The Auditor shall, at the same time,			
48	provide his report on (i) the 10 percent limitation and			
49	the amount that could be paid into the Revenue			
50	Stabilization Fund and (ii) any amounts necessary for			
51	deposit into the Fund in order to satisfy the mandatory			
52	deposit requirement of Article X, Section 8 of the			



ITEM 2.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Constitution of Virginia as well as the additional				
2	deposit requirement of § 2.2-1829, Code of Virginia.				
3	C. The specifications of the Auditor of Public				
4	Accounts for the independent certified public				
5	accountants auditing localities shall include				
6	requirements for any money received by the sheriff.				
7	These requirements shall include that the independent				
8	certified public accountant must submit a letter to the				
9	Auditor of Public Accounts annually providing				
10	assurance as to whether the sheriff has maintained a				
11	proper system of internal controls and records in				
12	accordance with the Code of Virginia. This letter shall				
13	be submitted along with the locality's audit report.				
14	Total for Auditor of Public Accounts.....			<b>\$11,357,297</b>	<b>\$11,357,297</b>
15	General Fund Positions.....	120.00	120.00		
16	Nongeneral Fund Positions.....	10.00	10.00		
17	Position Level.....	130.00	130.00		
18	Fund Sources: General.....	\$10,487,543	\$10,487,543		
19	Special.....	\$869,754	\$869,754		
20	<b>§ 1-3. COMMISSION ON THE VIRGINIA ALCOHOL SAFETY ACTION PROGRAM (413)</b>				
21	3. Ground Transportation System Safety (60500).....			\$1,945,003	\$1,945,003
22	Ground Transportation Safety Promotion (60503).....	\$1,945,003	\$1,945,003		
23	Fund Sources: Special.....	\$1,445,003	\$1,445,003		
24	Federal Trust.....	\$500,000	\$500,000		
25	Authority: §§ 18.2-271.1 and 18.2-271.2, Code of				
26	Virginia.				
27	Out of this appropriation shall be paid the salary of the				
28	Executive Director, \$112,308 from July 1, 2008, to				
29	June 30, 2009, and \$115,677 from July 1, 2009, to				
30	June 30, 2010.				
31	Total for Commission on the Virginia Alcohol Safety			<b>\$1,945,003</b>	<b>\$1,945,003</b>
32	Action Program.....				
33	Nongeneral Fund Positions.....	11.50	11.50		
34	Position Level.....	11.50	11.50		
35	Fund Sources: Special.....	\$1,445,003	\$1,445,003		
36	Federal Trust.....	\$500,000	\$500,000		
37	<b>§ 1-4. DIVISION OF CAPITOL POLICE (961)</b>				
38	4. Administrative and Support Services (39900).....			\$8,140,971	\$8,154,626
39	Security Services (39923).....	\$8,140,971	\$8,154,626		
40	Fund Sources: General.....	\$8,140,971	\$8,154,626		
41	Authority: Title 30, Chapter 3.1, Code of Virginia.				
42	A. Out of this appropriation shall be paid the annual				
43	salary of the Chief, Division of Capitol Police, which				
44	shall be within the range of \$86,528 and \$108,160 from				
45	July 1, 2008, to June 30, 2009, and \$89,124 and				
46	\$111,405 from July 1, 2009, to June 30, 2010.				

ITEM 4.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. Included in this Item is \$726,050 the first year and				
2	\$726,050 the second year from the general fund, which				
3	shall be unallotted until such time as a staffing and				
4	compensation plan for the Division of Capitol Police is				
5	approved by the Joint Rules Committee.				
6	C. Included in this Item is \$160,735 the first year and				
7	\$160,735 the second year from the general fund, which				
8	shall be unallotted until such time as an additional				
9	position class or other career development plan for the				
10	Division of Capitol Police shall be approved by the				
11	Committee on Joint Rules.				
12	Total for Division of Capitol Police .....			<b>\$8,140,971</b>	<b>\$8,154,626</b>
13	General Fund Positions.....	117.00	117.00		
14	Position Level .....	117.00	117.00		
15	Fund Sources: General.....	\$8,140,971	\$8,154,626		
16	<b>§ 1-5. DIVISION OF LEGISLATIVE AUTOMATED SYSTEMS (109)</b>				
17	5. Information Technology Development and Operations				
18	(82000) .....			\$3,409,157	\$3,409,157
19	Computer Operations Services (82001) .....	\$3,409,157	\$3,409,157		
20	Fund Sources: General.....	\$3,131,630	\$3,131,630		
21	Special.....	\$277,527	\$277,527		
22	Authority: Title 30, Chapter 3.2, Code of Virginia.				
23	Out of this appropriation shall be paid the annual salary				
24	of the Director, Division of Legislative Automated				
25	Systems, \$141,779 from July 1, 2008, to June 30,				
26	2009, and \$146,032 from July 1, 2009, to June 30,				
27	2010.				
28	Total for Division of Legislative Automated Systems.....			<b>\$3,409,157</b>	<b>\$3,409,157</b>
29	General Fund Positions.....	16.00	16.00		
30	Nongeneral Fund Positions.....	3.00	3.00		
31	Position Level .....	19.00	19.00		
32	Fund Sources: General.....	\$3,131,630	\$3,131,630		
33	Special.....	\$277,527	\$277,527		
34	<b>§ 1-6. DIVISION OF LEGISLATIVE SERVICES (107)</b>				
35	6. Legislative Research and Analysis (78400).....			\$5,782,325	\$5,782,325
36	Bill Drafting and Preparation (78401) .....	\$5,782,325	\$5,782,325		
37	Fund Sources: General.....	\$5,762,325	\$5,762,325		
38	Special.....	\$20,000	\$20,000		
39	Authority: Title 30, Chapter 2.2, Code of Virginia.				
40	Out of this appropriation shall be paid the annual salary				
41	of the Director, Division of Legislative Services,				
42	\$141,263 from July 1, 2008, to June 30, 2009, and				
43	\$145,501 from July 1, 2009, to June 30, 2010.				
44	Total for Division of Legislative Services.....			<b>\$5,782,325</b>	<b>\$5,782,325</b>

ITEM 6.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	57.00	57.00		
2	Position Level .....	57.00	57.00		
3	Fund Sources: General.....	\$5,762,325	\$5,762,325		
4	Special.....	\$20,000	\$20,000		
5	<b>Capitol Square Preservation Council (820)</b>				
6	7. Architectural and Antiquity Research Planning and				
7	Coordination (74800).....			\$115,750	\$115,750
8	Architectural Research (74801).....	\$115,750	\$115,750		
9	Fund Sources: General.....	\$115,750	\$115,750		
10	Authority: Title 30, Chapter 28, Code of Virginia.				
11	Total for Capitol Square Preservation Council.....			<b>\$115,750</b>	<b>\$115,750</b>
12	General Fund Positions.....	2.00	2.00		
13	Position Level .....	2.00	2.00		
14	Fund Sources: General.....	\$115,750	\$115,750		
15	<b>Chesapeake Bay Commission (842)</b>				
16	8. Resource Management Research, Planning, and				
17	Coordination (50700).....			\$232,502	\$232,502
18	Resource Management Policy and Program				
19	Development (50701).....	\$232,502	\$232,502		
20	Fund Sources: General.....	\$232,502	\$232,502		
21	Authority: Title 30, Chapter 36, Code of Virginia.				
22	Total for Chesapeake Bay Commission.....			<b>\$232,502</b>	<b>\$232,502</b>
23	General Fund Positions.....	1.00	1.00		
24	Position Level .....	1.00	1.00		
25	Fund Sources: General.....	\$232,502	\$232,502		
26	<b>Virginia Disability Commission (837)</b>				
27	9. Social Services Research, Planning, and Coordination				
28	(45000) .....			\$25,554	\$25,554
29	Social Services Coordination (45001).....	\$25,554	\$25,554		
30	Fund Sources: General.....	\$25,554	\$25,554		
31	Authority: Title 30, Chapter 35, Code of Virginia.				
32	Total for Virginia Disability Commission.....			<b>\$25,554</b>	<b>\$25,554</b>
33	Fund Sources: General.....	\$25,554	\$25,554		
34	<b>Dr. Martin Luther King, Jr. Memorial Commission (845)</b>				
35	10. Human Relations Management (14600).....			\$50,349	\$50,349
36	Human Relations Management (14601).....	\$50,349	\$50,349		
37	Fund Sources: General.....	\$50,349	\$50,349		
38	Authority: Title 30, Chapter 27, Code of Virginia.				

ITEM 10.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Dr. Martin Luther King, Jr. Memorial				
2	Commission.....			\$50,349	\$50,349
3	Fund Sources: General.....	\$50,349	\$50,349		
4	<b>Joint Commission on Health Care (844)</b>				
5	11. Health Research, Planning, and Coordination (40600).....			\$707,131	\$707,131
6	Health Policy Research (40606).....	\$707,131	\$707,131		
7	Fund Sources: General.....	\$707,131	\$707,131		
8	Authority: Title 30, Chapter 18, Code of Virginia.				
9	Total for Joint Commission on Health Care .....			<b>\$707,131</b>	<b>\$707,131</b>
10	General Fund Positions.....	6.00	6.00		
11	Position Level .....	6.00	6.00		
12	Fund Sources: General.....	\$707,131	\$707,131		
13	<b>Joint Commission on Technology and Science (847)</b>				
14	12. Technology Research, Planning, and Coordination				
15	(53700) .....			\$206,904	\$206,904
16	Technology Research (53701).....	\$206,904	\$206,904		
17	Fund Sources: General.....	\$206,904	\$206,904		
18	Authority: Title 30, Chapter 11, Code of Virginia.				
19	Total for Joint Commission on Technology and				
20	Science.....			<b>\$206,904</b>	<b>\$206,904</b>
21	General Fund Positions.....	2.00	2.00		
22	Position Level .....	2.00	2.00		
23	Fund Sources: General.....	\$206,904	\$206,904		
24	<b>Commissioners for the Promotion of Uniformity of Legislation in the United States (145)</b>				
25	13. Governmental Affairs Services (70100).....			\$62,500	\$62,500
26	Interstate Affairs (70103).....	\$62,500	\$62,500		
27	Fund Sources: General.....	\$62,500	\$62,500		
28	Authority: Title 30, Chapter 29, Code of Virginia.				
29	Total for Commissioners for the Promotion of				
30	Uniformity of Legislation in the United States.....			<b>\$62,500</b>	<b>\$62,500</b>
31	Fund Sources: General.....	\$62,500	\$62,500		
32	<b>State Water Commission (971)</b>				
33	14. Environmental Policy and Program Development				
34	(51600) .....			\$10,160	\$10,160
35	Environmental Policy and Program Development				
36	(51601) .....	\$10,160	\$10,160		
37	Fund Sources: General.....	\$10,160	\$10,160		
38	Authority: Title 30, Chapter 24, Code of Virginia.				

ITEM 14.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for State Water Commission .....			<b>\$10,160</b>	<b>\$10,160</b>
2	Fund Sources: General .....	\$10,160	\$10,160		
3	<b>Virginia Coal and Energy Commission (118)</b>				
4	15. Resource Management Research, Planning, and				
5	Coordination (50700) .....			\$21,616	\$21,616
6	Energy Conservation Advisory Services (50703) .....	\$21,616	\$21,616		
7	Fund Sources: General .....	\$21,616	\$21,616		
8	Authority: Title 30, Chapter 25, Code of Virginia.				
9	Total for Virginia Coal and Energy Commission .....			<b>\$21,616</b>	<b>\$21,616</b>
10	Fund Sources: General .....	\$21,616	\$21,616		
11	<b>Virginia Code Commission (108)</b>				
12	16. Enactment of Laws (78200) .....			\$93,309	\$93,309
13	Code Modernization (78201) .....	\$93,309	\$93,309		
14	Fund Sources: General .....	\$69,309	\$69,309		
15	Special .....	\$24,000	\$24,000		
16	Authority: Title 30, Chapter 15, Code of Virginia.				
17	Total for Virginia Code Commission .....			<b>\$93,309</b>	<b>\$93,309</b>
18	Fund Sources: General .....	\$69,309	\$69,309		
19	Special .....	\$24,000	\$24,000		
20	<b>Virginia Commission on Youth (839)</b>				
21	17. Social Services Research, Planning, and Coordination				
22	(45000) .....			\$327,401	\$327,401
23	Social Services Research and Planning (45003) .....	\$327,401	\$327,401		
24	Fund Sources: General .....	\$327,401	\$327,401		
25	Authority: Title 30, Chapter 20, Code of Virginia.				
26	Total for Virginia Commission on Youth .....			<b>\$327,401</b>	<b>\$327,401</b>
27	General Fund Positions .....	3.00	3.00		
28	Position Level .....	3.00	3.00		
29	Fund Sources: General .....	\$327,401	\$327,401		
30	<b>Virginia State Crime Commission (142)</b>				
31	18. Criminal Justice Research, Planning and Coordination				
32	(30500) .....			\$669,584	\$669,584
33	Criminal Justice Research (30503) .....	\$669,584	\$669,584		
34	Fund Sources: General .....	\$532,150	\$532,150		
35	Federal Trust .....	\$137,434	\$137,434		
36	Authority: Title 30, Chapter 16, Code of Virginia.				
37	Included within this appropriation is \$88,000 the first				
38	year and \$88,000 the second year from the general fund				
39	to replace expired federal grants. Should the Crime				

ITEM 18.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Commission obtain additional federal funds during the				
2	fiscal year, an equal amount of these general fund				
3	dollars, not to exceed \$88,000 the first year, or \$88,000				
4	the second year, shall revert to the general fund.				
5	Total for Virginia State Crime Commission.....			<b>\$669,584</b>	<b>\$669,584</b>
6	General Fund Positions.....	5.00	5.00		
7	Nongeneral Fund Positions.....	4.00	4.00		
8	Position Level.....	9.00	9.00		
9	Fund Sources: General.....	\$532,150	\$532,150		
10	Federal Trust.....	\$137,434	\$137,434		
11	<b>Virginia Freedom of Information Advisory Council (834)</b>				
12	19. Governmental Affairs Services (70100).....			\$182,034	\$182,034
13	Public Information Services (70109).....	\$182,034	\$182,034		
14	Fund Sources: General.....	\$182,034	\$182,034		
15	Authority: Title 30, Chapter 21, Code of Virginia.				
16	Total for Virginia Freedom of Information Advisory			<b>\$182,034</b>	<b>\$182,034</b>
17	Council.....				
18	General Fund Positions.....	1.50	1.50		
19	Position Level.....	1.50	1.50		
20	Fund Sources: General.....	\$182,034	\$182,034		
21	<b>Virginia Housing Commission (840)</b>				
22	20. Housing Assistance Services (45800).....			\$20,975	\$20,975
23	Housing Research and Planning (45803).....	\$20,975	\$20,975		
24	Fund Sources: General.....	\$20,975	\$20,975		
25	Authority: Section 30-257, Code of Virginia.				
26	Total for Virginia Housing Commission.....			<b>\$20,975</b>	<b>\$20,975</b>
27	Fund Sources: General.....	\$20,975	\$20,975		
28	<b>Brown V. Board of Education (858)</b>				
29	21. Human Relations Management (14600).....			\$25,296	\$25,296
30	Human Relations Management (14601).....	\$25,296	\$25,296		
31	Fund Sources: General.....	\$25,296	\$25,296		
32	Authority: Title 30, Chapter 34.1, Code of Virginia				
33	Pursuant to § 30-231.5, Code of Virginia, there is				
34	provided \$25,000 each year from the general fund to				
35	support the operations of the Brown v. Board of				
36	Education Scholarship Awards Committee. This				
37	operational support shall be used to provide for the				
38	expenses incurred by the members of the committee				
39	and may be used for such other services as deemed				
40	necessary to accomplish the purposes for which it was				
41	created.				
42	Total for Brown V. Board of Education.....			<b>\$25,296</b>	<b>\$25,296</b>

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	<b>Virginia Sesquicentennial of the American Civil War Commission (859)</b>				
3	22. Human Relations Management (14600).....			\$2,770,267	\$2,770,267
4	Human Relations Management (14601).....	\$2,770,267	\$2,770,267		
5	Fund Sources: General.....	\$2,170,267	\$2,170,267		
6	Special.....	\$600,000	\$600,000		
7	Authority: Title 30, Chapter 40, Code of Virginia				
8	Pursuant to the provisions of Chapter 465 of the Acts				
9	of Assembly of 2006, \$72,000 the first year and				
10	\$2,169,400 the second year from the general fund and				
11	\$50,000 the first year and \$600,000 second year in				
12	nongeneral funds is appropriated to support the Virginia				
13	Sesquicentennial of the American Civil War				
14	Commission and Fund. Such funds shall be used for				
15	expenses incurred by the members of the commission,				
16	to appoint staff as may be deemed necessary to assist				
17	the commission in performing its duties, and to pay for				
18	the services of professional personnel, consultants,				
19	advisors, or other services which the commission may				
20	deem necessary to accomplish the purposes for which it				
21	was created.				
22	Total for Virginia Sesquicentennial of the American				
23	Civil War Commission .....			<b>\$2,770,267</b>	<b>\$2,770,267</b>
24	General Fund Positions.....	1.00	1.00		
25	Position Level .....	1.00	1.00		
26	Fund Sources: General.....	\$2,170,267	\$2,170,267		
27	Special.....	\$600,000	\$600,000		
28	<b>Commission on Unemployment Compensation (860)</b>				
29	23. Consumer Affairs Services (55000).....			\$6,000	\$6,000
30	Consumer Assistance (55002).....	\$6,000	\$6,000		
31	Fund Sources: General.....	\$6,000	\$6,000		
32	Authority: Title 30, Chapter 33, Code of Virginia				
33	Total for Commission on Unemployment				
34	Compensation.....			<b>\$6,000</b>	<b>\$6,000</b>
35	Fund Sources: General.....	\$6,000	\$6,000		
36	<b>Small Business Commission (862)</b>				
37	24. Economic Development Services (53400).....			\$15,000	\$15,000
38	Economic Development Research, Planning, and				
39	Coordination (53401).....	\$15,000	\$15,000		
40	Fund Sources: General.....	\$15,000	\$15,000		
41	Authority: Title 30, Chapter 22, Code of Virginia.				
42	Total for Small Business Commission.....			<b>\$15,000</b>	<b>\$15,000</b>
43	Fund Sources: General.....	\$15,000	\$15,000		

ITEM 25.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>Commission on Electric Utility Restructuring (863)</b>			
<b>2</b>	25.	Resource Management Research, Planning, and		
<b>3</b>		Coordination (50700).....	\$10,000	\$10,000
<b>4</b>		Resource Management Policy and Program		
<b>5</b>		Development (50701).....	\$10,000	\$10,000
<b>6</b>		Fund Sources: General.....	\$10,000	\$10,000
<b>7</b>		Authority: Title 30, Chapter 31, Code of Virginia.		
<b>8</b>		Total for Commission on Electric Utility Restructuring...	<b>\$10,000</b>	<b>\$10,000</b>
<b>9</b>		Fund Sources: General.....	\$10,000	\$10,000
<b>10</b>	<b>Manufacturing Development Commission (864)</b>			
<b>11</b>	26.	Economic Development Services (53400).....	\$12,000	\$12,000
<b>12</b>		Economic Development Research, Planning, and		
<b>13</b>		Coordination (53401).....	\$12,000	\$12,000
<b>14</b>		Fund Sources: General.....	\$12,000	\$12,000
<b>15</b>		Authority: Title 30, Chapter 8.1, Code of Virginia		
<b>16</b>		Total for Manufacturing Development Commission.....	<b>\$12,000</b>	<b>\$12,000</b>
<b>17</b>		Fund Sources: General.....	\$12,000	\$12,000
<b>18</b>	<b>Joint Commission on Administrative Rules (865)</b>			
<b>19</b>	27.	Governmental Affairs Services (70100).....	\$10,000	\$10,000
<b>20</b>		Intragovernmental Services (70104).....	\$10,000	\$10,000
<b>21</b>		Fund Sources: General.....	\$10,000	\$10,000
<b>22</b>		Authority: Title 30, Code of Virginia.		
<b>23</b>		Total for Joint Commission on Administrative Rules .....	<b>\$10,000</b>	<b>\$10,000</b>
<b>24</b>		Fund Sources: General.....	\$10,000	\$10,000
<b>25</b>	<b>Commission on Prevention of Human Trafficking (866)</b>			
<b>26</b>	28.	Human Relations Management (14600).....	\$9,360	\$9,360
<b>27</b>		Human Relations Management (14601).....	\$9,360	\$9,360
<b>28</b>		Fund Sources: General.....	\$9,360	\$9,360
<b>29</b>		Authority: Title 30, Chapter 8.1, Code of Virginia		
<b>30</b>		Total for Commission on Prevention of Human		
<b>31</b>		Trafficking.....	<b>\$9,360</b>	<b>\$9,360</b>
<b>32</b>		Fund Sources: General.....	\$9,360	\$9,360
<b>33</b>		Grand Total for Division of Legislative Services .....	<b>\$11,366,017</b>	<b>\$11,366,017</b>
<b>34</b>		General Fund Positions.....	78.50	78.50
<b>35</b>		Nongeneral Fund Positions.....	4.00	4.00
<b>36</b>		Position Level .....	82.50	82.50



ITEM 28.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General .....	\$10,584,583	\$10,584,583		
2	Special .....	\$644,000	\$644,000		
3	Federal Trust.....	\$137,434	\$137,434		
4	<b>§ 1-7. JOINT LEGISLATIVE AUDIT AND REVIEW COMMISSION (110)</b>				
5	29. Legislative Evaluation and Review (78300).....			\$3,519,465	\$3,379,465
6	Performance Audits and Evaluation (78303).....	\$3,519,465	\$3,379,465		
7	Fund Sources: General .....	\$3,404,549	\$3,264,549		
8	Trust and Agency .....	\$114,916	\$114,916		
9	Authority: Title 30, Chapters 7 and 8, Code of Virginia.				
10	A. Out of this appropriation shall be paid the annual				
11	salary of the Director, Joint Legislative Audit and				
12	Review Commission (JLARC), \$160,919 from July 1,				
13	2008, to June 30, 2009, and \$165,747 from July 1,				
14	2009, to June 30, 2010.				
15	B. JLARC, upon request of the Department of Planning				
16	and Budget and approval of the Chairman, shall review				
17	and provide comments to the department on its use of				
18	performance measures in the state budget process.				
19	JLARC staff shall review the methodology and				
20	proposed uses of such performance measures and				
21	provide periodic status reports to the Commission.				
22	C. Expenses associated with the oversight responsibility				
23	of the Virginia Retirement System by JLARC and the				
24	House Appropriations and Senate Finance Committees				
25	shall be reimbursed by the Virginia Retirement System				
26	upon documentation by the Director, JLARC of the				
27	expenses incurred.				
28	D. Out of this appropriation, funds are provided to				
29	continue the technical support staff of JLARC, in order				
30	to assist with legislative fiscal impact analysis when an				
31	impact statement is referred from the Chairman of a				
32	standing committee of the House or Senate, and to				
33	conduct oversight of the expenditure forecasting				
34	process. Pursuant to existing statutory authority, all				
35	agencies of the Commonwealth shall provide access to				
36	information necessary to accomplish these duties.				
37	Total for Joint Legislative Audit and Review				
38	Commission.....			<b>\$3,519,465</b>	<b>\$3,379,465</b>
39	General Fund Positions.....	36.00	36.00		
40	Nongeneral Fund Positions.....	1.00	1.00		
41	Position Level .....	37.00	37.00		
42	Fund Sources: General .....	\$3,404,549	\$3,264,549		
43	Trust and Agency .....	\$114,916	\$114,916		
44	<b>§ 1-8. VIRGINIA COMMISSION ON INTERGOVERNMENTAL COOPERATION (105)</b>				
45	30. Governmental Affairs Services (70100).....			\$683,039	\$683,039
46	Interstate Affairs (70103).....	\$683,039	\$683,039		
47	Fund Sources: General .....	\$683,039	\$683,039		
48	Authority: Title 30, Chapter 19, Code of Virginia.				

ITEM 30.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Out of this appropriation may be paid from the general				
2	fund the annual assessments:				
3	1. To the National Conference of State Legislatures;				
4	2. To the Council of State Governments; and				
5	3. To the Southern Regional Education Board.				
6	Total for Virginia Commission on Intergovernmental				
7	Cooperation .....			\$683,039	\$683,039
8	Fund Sources: General.....	\$683,039	\$683,039		
9	<b>§ 1-9. LEGISLATIVE DEPARTMENT REVERSION CLEARING ACCOUNT (102)</b>				
10	31. Across the Board Reductions (71400) .....			\$0	\$0
11	Authority: Discretionary Inclusion				
12	32. Enactment of Laws (78200) .....			\$43,970	\$170,315
13	Undesignated Support for Enactment of Laws Services				
14	(78205) .....	\$43,970	\$170,315		
15	Fund Sources: General.....	\$43,970	\$170,315		
16	Authority: Discretionary Inclusion.				
17	A. Transfers out of this appropriation may be made to				
18	fund unanticipated costs in the budgets of legislative				
19	agencies or other such costs approved by the Joint				
20	Rules Committee.				
21	B. Included in this Item is \$20,000 the first year and				
22	\$20,000 the second year from the general fund to				
23	support the Commission on Access and Diversity in				
24	Higher Education in Virginia as continued by HJR 202				
25	of the 2000 Acts of Assembly.				
26	Total for Legislative Department Reversion Clearing				
27	Account.....			\$43,970	\$170,315
28	Fund Sources: General.....	\$43,970	\$170,315		
29	<b>TOTAL FOR LEGISLATIVE DEPARTMENT.....</b>			<b>\$72,503,848</b>	<b>\$72,503,848</b>
30	General Fund Positions.....	588.50	588.50		
31	Nongeneral Fund Positions.....	29.50	29.50		
32	Position Level .....	618.00	618.00		
33	Fund Sources: General.....	\$68,515,214	\$68,515,214		
34	Special.....	\$3,236,284	\$3,236,284		
35	Trust and Agency .....	\$114,916	\$114,916		
36	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).....		\$17,158,723	\$17,158,723
4	Appellate Review (32101).....	\$7,947,823	\$7,947,823	
5	Other Court Costs and Allowances (Criminal Fund)			
6	(32104) .....	\$9,210,900	\$9,210,900	
7	Fund Sources: General.....	\$17,158,723	\$17,158,723	
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 June 30, 2009, and \$183,384			
15	from July 1, 2009, to June 30, 2010.			
16	2. The annual salaries of the six (6) Associate Justices,			
17	each \$166,999 from July 1, 2008, to June 30, 2009,			
18	and \$172,009 from July 1, 2009, to June 30, 2010.			
19	3. To each justice, \$13,500 the first year and \$13,500			
20	the second year, for expenses not otherwise reimbursed,			
21	said expenses to be paid out of the current			
22	appropriation to the Court.			
23	B. There is hereby reappropriated the unexpended			
24	balance remaining at the close of business on June 30,			
25	2008, in the appropriation made in Item 25, Chapter			
26	847, Acts of Assembly of 2007, in the item detail			
27	Other Court Costs and Allowances (Criminal Fund) and			
28	the balance remaining in this item detail on June 30,			
29	2009.			
30	C. Out of the amounts appropriated in this Item,			
31	\$8,200,000 the first year and \$8,200,000 the second			
32	year from the general fund is included for increased			
33	reimbursements for court-appointed counsel pursuant to			
34	§ 19.2-163, Code of Virginia.			
35	D. In accordance with the provisions of § 19.2-163,			
36	Code of Virginia, \$1,000,000 in the first year and			
37	\$1,000,000 in the second year from the general fund is			
38	included in the appropriation for this Item to implement			
39	a statutory fee cap waiver program for court appointed			
40	attorneys representing juveniles in cases where the			
41	charge would be classified as a felony if committed by			
42	an adult.			
43	34. Law Library Services (32300).....		\$943,029	\$943,029
44	Law Library Services (32301).....	\$943,029	\$943,029	
45	Fund Sources: General.....	\$943,029	\$943,029	
46	Authority: §§ 42.1-60 through 42.1-64, Code of			
47	Virginia.			

ITEM 34.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	35.	Adjudicatory Research, Planning, and Coordination			
2		(32400) .....		\$25,000	\$25,000
3			Adjudicatory Coordination (32401) .....	\$25,000	\$25,000
4			Fund Sources: General .....	\$25,000	\$25,000
5		Authority: §§ 17.1-700 through 17.1-705, Code of			
6		Virginia.			
7	36.	Adjudication Training, Education, and Standards			
8		(32600) .....		\$899,140	\$899,140
9			Judicial Training (32603) .....	\$899,140	\$899,140
10			Fund Sources: General .....	\$899,140	\$899,140
11		Authority: Title 16.1, Chapter 9; Title 17.1, Chapter 7;			
12		§§ 2.2-4025, 19.2-38:1 and 19.2-43, Code of Virginia.			
13	37.	Regulation of Professions and Occupations (56000) .....		\$25,000	\$25,000
14			Physician Regulation (56030).....	\$25,000	\$25,000
15			Fund Sources: Trust and Agency .....	\$25,000	\$25,000
16		Authority: Title 8.01, Chapter 21.1, Code of Virginia.			
17	38.	Administrative and Support Services (39900).....		\$28,562,566	\$28,337,566
18			General Management and Direction (39901).....	\$28,562,566	\$28,337,566
19			Fund Sources: General .....	\$17,666,459	\$17,666,459
20			Special.....	\$174,375	\$174,375
21			Dedicated Special Revenue.....	\$9,554,781	\$9,329,781
22			Federal Trust.....	\$1,166,951	\$1,166,951
23		Authority: §§ 16.1-69.30, 16.1-69.33, 17.1-314 through			
24		17.1-320 and 17.1-502, Code of Virginia.			
25		A. The Executive Secretary of the Supreme Court shall			
26		submit a monthly summary to the Chairmen of the			
27		House Appropriations and Senate Finance Committees			
28		and to the Director, Department of Planning and			
29		Budget, which will report the number of individuals for			
30		whom legal or medical services were provided and the			
31		nature and cost of such services as are authorized for			
32		payment from the criminal fund or the involuntary			
33		mental commitment fund.			
34		B. Notwithstanding the provisions of § 19.2-326, Code			
35		of Virginia, the amount of attorney's fees allowed			
36		counsel for indigent defendants in appeals to the			
37		Supreme Court shall be in the discretion of the			
38		Supreme Court.			
39		C. The Chief Justice is authorized to reallocate legal			
40		support staff between the Supreme Court and the Court			
41		of Appeals of Virginia, in order to meet changing			
42		workload demands.			
43		D. Prior to January 1 of each year, the Judicial Council			
44		and the Committee on District Courts are requested to			
45		submit a fiscal impact assessment of their			
46		recommendations for the creation of any new			
47		judgeships, including the cost of judicial retirement, to			
48		the Chairmen of the House and Senate Committees on			
49		Courts of Justice, and the House Appropriations and			

ITEM 38.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Senate Finance Committees.			
2	E. Included in this Item is \$3,750,000 the first year and			
3	\$3,750,000 the second year from the general fund,			
4	which may support computer system improvements for			
5	the several circuit and district courts.			
6	F. Given the continued concern about providing			
7	adequate compensation levels for court-appointed			
8	attorneys providing criminal indigent defense in the			
9	Commonwealth, the Executive Secretary of the			
10	Supreme Court, in conjunction with the Governor,			
11	Attorney General, Indigent Defense Commission,			
12	representatives of the Indigent Defense Stakeholders			
13	Group and Chairmen of the House and Senate Courts			
14	of Justice Committees, shall continue to study and			
15	evaluate all available options to enhance Virginia's			
16	Indigent Defense System.			
17	G. Included in the appropriation for this Item is			
18	\$225,000 the first year from the Drug Offender			
19	Assessment and Treatment Fund to provide a			
20	comprehensive evaluation of drug courts in the			
21	Commonwealth.			
22	Total for Supreme Court.....		\$47,613,458	\$47,388,458
23	General Fund Positions.....	140.63	140.63	
24	Nongeneral Fund Positions.....	5.00	5.00	
25	Position Level .....	145.63	145.63	
26	Fund Sources: General.....	\$36,692,351	\$36,692,351	
27	Special.....	\$174,375	\$174,375	
28	Trust and Agency .....	\$25,000	\$25,000	
29	Dedicated Special Revenue.....	\$9,554,781	\$9,329,781	
30	Federal Trust.....	\$1,166,951	\$1,166,951	
31	<b>Court of Appeals of Virginia (125)</b>			
32	39. Pre-Trial, Trial, and Appellate Processes (32100).....			\$8,332,856
33	Appellate Review (32101).....	\$8,327,856	\$8,327,856	
34	Other Court Costs and Allowances (Criminal Fund)			
35	(32104) .....	\$5,000	\$5,000	
36	Fund Sources: General.....	\$8,332,856	\$8,332,856	
37	Authority: Title 17.1, Chapter 4 and § 19.2-163, Code			
38	of Virginia.			
39	A. Out of the amounts for Appellate Review shall be			
40	paid:			
41	1. The annual salary of the Chief Judge, \$161,650 from			
42	July 1, 2008, to June 30, 2009, and \$166,500 from July			
43	1, 2009, to June 30, 2010.			
44	2. The annual salaries of the ten (10) judges, each at			
45	\$158,649 from July 1, 2008, to June 30, 2009, and			
46	\$163,409 from July 1, 2009, to June 30, 2010.			
47	3. Salaries of the judges are to be 95 percent of the			
48	salaries of justices of the Supreme Court except for the			
49	Chief Judge, who shall receive an additional \$3,000			
50	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 .....		\$8,332,856	\$8,332,856
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).....		\$96,935,870	\$96,935,870
21	Trial Processes (32103) .....	\$42,738,456	\$42,738,456	
22	Other Court Costs and Allowances (Criminal Fund)			
23	(32104) .....	\$54,197,414	\$54,197,414	
24	Fund Sources: General .....	\$96,635,870	\$96,635,870	
25	Special.....	\$300,000	\$300,000	
26	Authority: Article VI, Section 1, Constitution of			
27	Virginia; Title 17.1, Chapter 5; § 19.2-163, Code of			
28	Virginia.			
29	A. Out of the amounts for Pre-Trial, Trial and			
30	Appellate Processes shall be paid:			
31	1. The annual salaries of Circuit Court judges, each at			
32	\$155,033 from July 1, 2008, to June 30, 2009, and			
33	\$159,684 from July 1, 2009, to June 30, 2010. Such			
34	salaries shall represent the total compensation from all			
35	sources for Circuit Court judges.			
36	2. Expenses necessarily incurred for the position of			
37	judge of the Circuit Court, including clerk hire not			
38	exceeding \$1,500 a year for each judge.			
39	3. The state's share of expenses incident to the			
40	prosecution of a petition for a writ of habeas corpus by			
41	an indigent petitioner, including payment of counsel			
42	fees as fixed by the Court; the expenses shall be paid			
43	upon receipt of an appropriate order from a Circuit			
44	Court.			
45	B. The Chief Circuit Court Judge shall restrict the			
46	appointment of special justices to conduct involuntary			
47	mental commitment hearings to those unusual instances			
48	when no General District Court or Juvenile and			
49	Domestic Relations District Court Judge can be made			
50	available or when the volume of the hearings would			

ITEM 40.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	require more than eight hours a week.				
2	C. There is hereby reappropriated the unexpended				
3	balance remaining at the close of business on June 30,				
4	2008, in the appropriation made in Item 32, Chapter				
5	847, Acts of Assembly of 2007, in the item detail				
6	Other Court Costs and Allowances (Criminal Fund) and				
7	the balance remaining in this item detail on June 30,				
8	2009.				
9	D. The appropriation in this Item for Other Court Costs				
10	and Allowances shall be used to implement the				
11	provisions of § 8.01-384.1:1, Code of Virginia.				
12	E.1. General fund appropriations for Other Court Costs				
13	and Allowances (Criminal Fund) total \$106,961,077 the				
14	first year and \$106,961,077 the second year in this item				
15	and Items 33, 39, 41, 42 and 43.				
16	2. The Chief Justice of the Supreme Court of Virginia				
17	shall determine how the amounts appropriated to the				
18	Criminal Fund will be allocated, consistent with				
19	statutory provisions in the Code of Virginia. It is the				
20	intent of the General Assembly that funds within these				
21	appropriations be used to fund fully the statutory caps				
22	on compensation applicable to attorneys appointed by				
23	the court to defend criminal charges. Furthermore, it is				
24	the intent of the General Assembly that, should this				
25	appropriation not be sufficient to fund fully all of the				
26	statutory caps on compensation as established by				
27	§ 19.2-163, Code of Virginia, that this appropriation				
28	shall be applied first to fully fund the statutory caps for				
29	the most serious noncapital felonies and then, should				
30	funds still remain in this appropriation, to the other				
31	statutory caps, in declining order of the severity of the				
32	charges to which each cap is applicable.				
33	3. Out of the amount appropriated from the general				
34	fund for the Criminal Fund in this Item, there shall be				
35	transferred an amount not to exceed \$880,000 the first				
36	year and not to exceed \$880,000 the second year to the				
37	Criminal Injuries Compensation Fund, administered by				
38	the Virginia Workers' Compensation Commission, for				
39	the administration of the physical evidence recovery kit				
40	(PERK) program.				
41	Total for Circuit Courts.....			\$96,935,870	\$96,935,870
42	General Fund Positions.....	164.00	164.00		
43	Position Level .....	164.00	164.00		
44	Fund Sources: General.....	\$96,635,870	\$96,635,870		
45	Special.....	\$300,000	\$300,000		
46	<b>General District Courts (114)</b>				
47	41. Pre-Trial, Trial, and Appellate Processes (32100).....			\$95,007,422	\$95,007,422
48	Trial Processes (32103) .....	\$77,396,937	\$77,396,937		
49	Other Court Costs and Allowances (Criminal Fund)				
50	(32104) .....	\$13,970,080	\$13,970,080		
51	Involuntary Mental Commitments (32105).....	\$3,640,405	\$3,640,405		

ITEM 41.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$95,007,422	\$95,007,422	
2	Authority: Article VI, Section 8, Constitution of			
3	Virginia; §§ 16.1-69.1 through 16.1-137, 19.2-163 and			
4	37.1-67.1 et seq., Code of Virginia.			
5	A. Out of the amounts for Pre-Trial, Trial and			
6	Appellate Processes shall be paid:			
7	1. The annual salaries of all General District Court			
8	judges, \$139,538 from July 1, 2008, to June 30, 2009,			
9	and \$143,724 from July 1, 2009, to June 30, 2010.			
10	Such salary shall be 90 percent of the annual salary			
11	fixed by law for judges of the Circuit Courts and shall			
12	represent the total compensation for General District			
13	Court Judges and incorporate all supplements formerly			
14	paid by the various localities.			
15	2. The salaries of substitute judges and court personnel.			
16	B. There is hereby reappropriated the unexpended			
17	balances remaining at the close of business on June 30,			
18	2008, in the appropriation made in Item 33, Chapter			
19	847 Acts of Assembly of 2007, in the item details			
20	Other Court Costs and Allowances (Criminal Fund) and			
21	Involuntary Mental Commitments and the balances			
22	remaining in these item details on June 30, 2009.			
23	C. Any balance, or portion thereof, in the item detail			
24	Involuntary Mental Commitments, may be transferred			
25	between Items 41, 42, 43, and 304, as needed, to cover			
26	any deficits incurred for Involuntary Mental			
27	Commitments by the Supreme Court or the Department			
28	of Medical Assistance Services.			
29	D. The appropriation in this Item for Other Court Costs			
30	and Allowances shall be used to implement the			
31	provisions of § 8.01-384.1:1, Code of Virginia.			
32	E. Out of the amount appropriated from the general			
33	fund for the Criminal Fund in this Item, there shall be			
34	transferred an amount not to exceed \$40,000 the first			
35	year and not to exceed \$40,000 the second year to the			
36	Criminal Injuries Compensation Fund, administered by			
37	the Virginia Workers' Compensation Commission, for			
38	the administration of the physical evidence recovery kit			
39	(PERK) program.			
40	Total for General District Courts .....			\$95,007,422 \$95,007,422
41	General Fund Positions.....	1,018.10	1,018.10	
42	Position Level .....	1,018.10	1,018.10	
43	Fund Sources: General.....	\$95,007,422	\$95,007,422	
44	<b>Juvenile and Domestic Relations District Courts (115)</b>			
45	42. Pre-Trial, Trial, and Appellate Processes (32100).....			\$75,852,401 \$75,852,401
46	Trial Processes (32103).....	\$52,438,888	\$52,438,888	
47	Other Court Costs and Allowances (Criminal Fund)			
48	(32104) .....	\$23,106,158	\$23,106,158	
49	Involuntary Mental Commitments (32105).....	\$307,355	\$307,355	



ITEM 42.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$75,852,401	\$75,852,401		
2	Authority: Article VI, Section 8, Constitution of				
3	Virginia; §§ 16.1-69.1 through 16.1-69.58, 16.1-226				
4	through 16.1-334, 19.2-163 and 37.1-67.1 et seq., Code				
5	of Virginia.				
6	A. Out of the amounts for Pre-Trial, Trial and				
7	Appellate Processes shall be paid:				
8	1. The annual salaries of all full-time Juvenile and				
9	Domestic Relations District Court Judges, \$139,538				
10	from July 1, 2008, to June 30, 2009, and \$143,724				
11	from July 1, 2009, to June 30, 2010. Such salary shall				
12	be 90 percent of the annual salary fixed by law for				
13	judges of the Circuit Courts and shall represent the				
14	total compensation for Juvenile and Domestic Relations				
15	District Court Judges.				
16	2. The salaries of substitute judges and court personnel.				
17	B. There is hereby reappropriated the unexpended				
18	balances remaining at the close of business on June 30,				
19	2008, in the appropriation made in Item 34, Chapter				
20	847, Acts of Assembly of 2007, in the Item details				
21	Other Court Costs and Allowances (Criminal Fund) and				
22	Involuntary Mental Commitments and the balances				
23	remaining in these item details on June 30, 2009.				
24	C. Any balance, or portion thereof, in the Item detail				
25	Involuntary Mental Commitments, may be transferred				
26	between Items 41, 42, 43, and 304, as needed, to cover				
27	any deficits incurred for Involuntary Mental				
28	Commitments by the Supreme Court or the Department				
29	of Medical Assistance Services.				
30	D. The appropriation in this Item for Other Court Costs				
31	and Allowances shall be used to implement the				
32	provisions of § 8.01-384.1:1, Code of Virginia.				
33	E. Notwithstanding any other provision of law, when a				
34	Guardian ad Litem is appointed for a child by the				
35	Commonwealth, the juvenile and domestic relations				
36	district court or the circuit court, as the case may be,				
37	shall order the parent, parents, adoptive parent or				
38	adoptive parents of the child, or another party with a				
39	legitimate interest therein who has filed a petition with				
40	the court to reimburse the Commonwealth the costs of				
41	such services in an amount not to exceed the amount				
42	awarded the Guardian ad Litem by the court. If the				
43	court determines such party is unable to pay, the				
44	required reimbursement may be reduced or eliminated.				
45	In addition, it is the intent of the General Assembly				
46	that the Supreme Court actively administer the				
47	Guardian ad Litem program to ensure that payments				
48	made to Guardians ad Litem do not exceed that which				
49	is required. The Executive Secretary of the Supreme				
50	Court shall report August 1 and January 1 of each year				
51	to the Chairmen of the House Appropriations and				
52	Senate Finance Committees on the amounts paid for				
53	Guardian ad Litem purposes, amounts reimbursed by				
54	parents and/or guardians, savings achieved, and				
55	management actions taken to further enhance savings				
56	under this program.				

ITEM 42.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	F. Out of the amount appropriated from the general			
2	fund for the Criminal Fund in this Item, there shall be			
3	transferred an amount not to exceed \$870,000 the first			
4	year and not to exceed \$870,000 the second year to the			
5	Criminal Injuries Compensation Fund, administered by			
6	the Virginia Workers' Compensation Commission, for			
7	the administration of the physical evidence recovery kit			
8	(PERK) program.			
9	Total for Juvenile and Domestic Relations District			
10	Courts .....		\$75,852,401	\$75,852,401
11	General Fund Positions.....	594.10	594.10	
12	Position Level .....	594.10	594.10	
13	Fund Sources: General.....	\$75,852,401	\$75,852,401	
14	<b>Combined District Courts (116)</b>			
15	43. Pre-Trial, Trial, and Appellate Processes (32100).....			\$22,096,468
16	Trial Processes (32103) .....	\$14,259,516	\$14,259,516	
17	Other Court Costs and Allowances (Criminal Fund)			
18	(32104) .....	\$6,471,524	\$6,471,524	
19	Involuntary Mental Commitments (32105).....	\$1,365,428	\$1,365,428	
20	Fund Sources: General .....	\$22,096,468	\$22,096,468	
21	Authority: Article VI, Section 8, Constitution of			
22	Virginia, §§ 16.1-69.1 through 16.1-137, 16.1-226			
23	through 16.1-334, 19.2-163, and 37.1-67.1 et seq., Code			
24	of Virginia.			
25	A. Out of the amounts for Pre-Trial, Trial and			
26	Appellate Processes shall be paid the salaries of			
27	substitute judges and court personnel.			
28	B. There is hereby reappropriated the unexpended			
29	balances remaining at the close of business on June 30,			
30	2008, in the appropriation made in Item 35, Chapter			
31	847, Acts of Assembly of 2007, in the item details			
32	Other Court Costs and Allowances (Criminal Fund) and			
33	Involuntary Mental Commitments and the balances			
34	remaining in these item details on June 30, 2009.			
35	C. Any balance, or portion thereof, in the Item detail			
36	Involuntary Mental Commitments, may be transferred			
37	between Items 41, 42, 43, and 304, as needed, to cover			
38	any deficits incurred for Involuntary Mental			
39	Commitments by the Supreme Court or the Department			
40	of Medical Assistance Services.			
41	D. The appropriation in this Item for Other Court Costs			
42	and Allowances shall be used to implement the			
43	provisions of § 8.01-384.1:1, Code of Virginia.			
44	E. Out of the amount appropriated from the general			
45	fund for the Criminal Fund in this Item, there shall be			
46	transferred an amount not to exceed \$95,000 the first			
47	year and not to exceed \$95,000 the second year to the			
48	Criminal Injuries Compensation Fund, administered by			
49	the Virginia Workers' Compensation Commission, for			
50	the administration of the physical evidence recovery kit			
51	(PERK) program.			

ITEM 43.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Combined District Courts .....			<b>\$22,096,468</b>	<b>\$22,096,468</b>
2	General Fund Positions.....	204.55	204.55		
3	Position Level .....	204.55	204.55		
4	Fund Sources: General .....	\$22,096,468	\$22,096,468		
5	<b>Magistrate System (103)</b>				
6	44. Pre-Trial, Trial, and Appellate Processes (32100).....			\$27,498,173	\$28,185,653
7	Pre-Trial Assistance (32102) .....	\$27,498,173	\$28,185,653		
8	Fund Sources: General .....	\$27,498,173	\$28,185,653		
9	Authority: Article VI, Section 8, Constitution of				
10	Virginia; Title 19.2, Chapter 3, Code of Virginia.				
11	Total for Magistrate System .....			<b>\$27,498,173</b>	<b>\$28,185,653</b>
12	General Fund Positions.....	435.20	446.20		
13	Position Level .....	435.20	446.20		
14	Fund Sources: General .....	\$27,498,173	\$28,185,653		
15	Grand Total for Supreme Court .....			<b>\$373,336,648</b>	<b>\$373,799,128</b>
16	General Fund Positions.....	2,625.71	2,636.71		
17	Nongeneral Fund Positions.....	5.00	5.00		
18	Position Level .....	2,630.71	2,641.71		
19	Fund Sources: General .....	\$362,115,541	\$362,803,021		
20	Special .....	\$474,375	\$474,375		
21	Trust and Agency .....	\$25,000	\$25,000		
22	Dedicated Special Revenue .....	\$9,554,781	\$9,329,781		
23	Federal Trust.....	\$1,166,951	\$1,166,951		
24	<b>§ 1-11. BOARD OF BAR EXAMINERS (233)</b>				
25	45. Regulation of Professions and Occupations (56000) .....			\$1,382,237	\$1,364,507
26	Lawyer Regulation (56019).....	\$1,382,237	\$1,364,507		
27	Fund Sources: Special.....	\$1,382,237	\$1,364,507		
28	Authority: Title 54.1, Chapter 39, Articles 3 and 4 and				
29	§54.1-3934, Code of Virginia.				
30	The State Comptroller shall continue the Board of Bar				
31	Examiners Fund on the Commonwealth Accounting and				
32	Reporting System. Revenues collected from fees paid				
33	by applicants for admission to the bar shall be				
34	deposited into the Board of Bar Examiners Fund. The				
35	source of nongeneral funds included in this item is the				
36	Board of Bar Examiners Fund. Interest generated by the				
37	fund shall be retained by the fund.				
38	Total for Board of Bar Examiners .....			<b>\$1,382,237</b>	<b>\$1,364,507</b>
39	Nongeneral Fund Positions.....	7.00	7.00		
40	Position Level .....	7.00	7.00		
41	Fund Sources: Special.....	\$1,382,237	\$1,364,507		

ITEM 46.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-12. JUDICIAL INQUIRY AND REVIEW COMMISSION (112)</b>				
2	46. Adjudication Training, Education, and Standards				
3	(32600) .....			\$568,368	\$568,368
4	Judicial Standards (32602) .....	\$568,368	\$568,368		
5	Fund Sources: General .....	\$568,368	\$568,368		
6	Authority: Article VI, Section 10, Constitution of				
7	Virginia; Title 17.1, Chapter 9, Code of Virginia.				
8	Total for Judicial Inquiry and Review Commission .....			<b>\$568,368</b>	<b>\$568,368</b>
9	General Fund Positions .....	3.00	3.00		
10	Position Level .....	3.00	3.00		
11	Fund Sources: General .....	\$568,368	\$568,368		
12	<b>§ 1-13. INDIGENT DEFENSE COMMISSION (848)</b>				
13	47. Legal Defense (32700).....			\$43,299,571	\$43,299,571
14	Criminal Indigent Defense Services (32701).....	\$37,745,283	\$37,745,283		
15	Capital Indigent Defense Services (32702) .....	\$2,746,792	\$2,746,792		
16	Legal Defense Regulatory Services (32703).....	\$196,830	\$196,830		
17	Administrative Services (32722) .....	\$2,610,666	\$2,610,666		
18	Fund Sources: General .....	\$43,132,492	\$43,132,492		
19	Special.....	\$167,079	\$167,079		
20	Authority: §§ 19.2-163.1 through 19.2-163.8, Code of				
21	Virginia, as amended by Chapter 884 of the Acts of				
22	Assembly 2004.				
23	A. Pursuant to § 19.2-163.01, Code of Virginia, the				
24	Executive Director of the Indigent Defense Commission				
25	shall serve at the pleasure of the Commission.				
26	B. Out of the amounts in this Item, \$200,000 the first				
27	year and \$200,000 the second year from the general				
28	fund is provided to support two positions to enforce				
29	and monitor compliance with the new Standards of				
30	Practice for court-appointed counsel.				
31	Total for Indigent Defense Commission.....			<b>\$43,299,571</b>	<b>\$43,299,571</b>
32	General Fund Positions.....	540.00	540.00		
33	Position Level .....	540.00	540.00		
34	Fund Sources: General .....	\$43,132,492	\$43,132,492		
35	Special.....	\$167,079	\$167,079		
36	<b>§ 1-14. VIRGINIA CRIMINAL SENTENCING COMMISSION (160)</b>				
37	48. Adjudicatory Research, Planning, and Coordination				
38	(32400) .....			\$1,050,960	\$1,050,960
39	Adjudicatory Research and Planning (32403) .....	\$1,050,960	\$1,050,960		
40	Fund Sources: General .....	\$980,960	\$980,960		
41	Special.....	\$70,000	\$70,000		
42	Authority: Title 17.1, Chapter 8, Code of Virginia.				
43	Total for Virginia Criminal Sentencing Commission.....			<b>\$1,050,960</b>	<b>\$1,050,960</b>

ITEM 48.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	10.00	10.00		
2	Position Level .....	10.00	10.00		
3	Fund Sources: General.....	\$980,960	\$980,960		
4	Special.....	\$70,000	\$70,000		
5					
	<b>§ 1-15. VIRGINIA STATE BAR (117)</b>				
6	49. Legal Defense (32700).....			\$6,120,000	\$6,120,000
7	Criminal Indigent Defense Services (32701).....	\$470,000	\$470,000		
8	Indigent Defense, Civil (32704).....	\$5,650,000	\$5,650,000		
9	Fund Sources: General.....	\$2,520,000	\$2,520,000		
10	Special.....	\$3,600,000	\$3,600,000		
11	Authority: § 17.1-278, Code of Virginia.				
12	A. The Virginia State Bar and the Legal Services				
13	Corporation of Virginia shall not use funds provided for				
14	in this act, and those available from financial				
15	institutions pursuant to § 54.1-3916, Code of Virginia,				
16	to file lawsuits on behalf of aliens present in the United				
17	States in violation of law.				
18	B. The amounts for Indigent Defense, Civil, include up				
19	to \$50,000 the first year and up to \$50,000 the second				
20	year from the general fund for the Community Tax				
21	Law Project, to provide indigent defense services in				
22	matters related to taxation disputes, and educational				
23	services involving the rights and responsibilities of				
24	taxpayers.				
25	C. The Virginia State Bar and the Legal Services				
26	Corporation of Virginia shall annually, on or about				
27	January 1, provide a report to the Chairmen of the				
28	House Appropriations and Senate Finance Committees				
29	regarding the status of legal services assistance				
30	programs in the Commonwealth. The report shall				
31	include, but not be limited to, efforts to maintain and				
32	improve the accuracy of caseload data, case opening				
33	and case closure information, and program activity				
34	levels as it relates to clients.				
35	50. Regulation of Professions and Occupations (56000) .....			\$12,500,458	\$12,500,458
36	Lawyer Regulation (56019).....	\$12,500,458	\$12,500,458		
37	Fund Sources: Dedicated Special Revenue.....	\$12,500,458	\$12,500,458		
38	Authority: Title 54.1, Chapter 39, Article 2 and				
39	§§ 54.1-3935 through 54.1-3938, Code of Virginia.				
40	A. It is the intention of the General Assembly that the				
41	Virginia State Bar strictly direct its activities toward the				
42	purposes of regulating the legal profession and				
43	improving the quality of legal services available to the				
44	people of the Commonwealth, and that, insofar as				
45	reasonably possible, the Virginia State Bar shall refrain				
46	from commercial or other undertakings not necessarily				
47	or reasonably related to the above stated purposes.				
48	B. Out of the amounts appropriated for this Item,				
49	\$1,000,000 the first year and \$1,000,000 the second				
50	year from revenues generated from the assessment of				
51	annual fees by the Supreme Court of Virginia upon				

ITEM 50.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	members of the Virginia State Bar, pursuant to Chapter				
2	847, 2007 Acts of Assembly, is provided for transfer to				
3	the Clients' Protection Fund of the Virginia State Bar.				
4	Total for Virginia State Bar .....			<b>\$18,620,458</b>	<b>\$18,620,458</b>
5	Nongeneral Fund Positions.....	89.00	89.00		
6	Position Level .....	89.00	89.00		
7	Fund Sources: General.....	\$2,520,000	\$2,520,000		
8	Special.....	\$3,600,000	\$3,600,000		
9	Dedicated Special Revenue .....	\$12,500,458	\$12,500,458		
10	TOTAL FOR JUDICIAL DEPARTMENT .....			<b>\$438,258,242</b>	<b>\$438,702,992</b>
11	General Fund Positions.....	3,178.71	3,189.71		
12	Nongeneral Fund Positions.....	101.00	101.00		
13	Position Level .....	3,279.71	3,290.71		
14	Fund Sources: General .....	\$409,317,361	\$410,004,841		
15	Special.....	\$5,693,691	\$5,675,961		
16	Trust and Agency .....	\$25,000	\$25,000		
17	Dedicated Special Revenue .....	\$22,055,239	\$21,830,239		
18	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	Total for Office of the Governor .....			\$4,930,515	\$4,930,515
8	General Fund Positions.....	39.67	39.67		
9	Nongeneral Fund Positions.....	1.33	1.33		
10	Position Level .....	41.00	41.00		
11	Fund Sources: General .....	\$4,607,907	\$4,607,907		
12	Commonwealth Transportation .....	\$140,533	\$140,533		
13	Federal Trust.....	\$182,075	\$182,075		
14					
	<b>§ 1-17. LIEUTENANT GOVERNOR (119)</b>				
15	55. Administrative and Support Services (79900).....			\$368,148	\$368,148
16	General Management and Direction (79901).....	\$368,148	\$368,148		
17	Fund Sources: General .....	\$368,148	\$368,148		
18	Authority: Article V, Sections 13, 14, and 16,				
19	Constitution of Virginia; and Title 24.2, Chapter 2,				
20	Article 3, Code of Virginia.				
21	Out of this appropriation shall be paid:				
22	1. The salary of the Lieutenant Governor, \$36,321 the				
23	first year and \$36,321 the second year;				
24	2. Expenses of the Lieutenant Governor during sessions				
25	of the General Assembly on the same basis as for the				
26	members of the General Assembly;				
27	3. Salaries and benefits for compensation of up to three				
28	staff positions in the Office of the Lieutenant Governor.				
29	Total for Lieutenant Governor .....			\$368,148	\$368,148
30	General Fund Positions.....	4.00	4.00		
31	Position Level .....	4.00	4.00		
32	Fund Sources: General.....	\$368,148	\$368,148		
33					
	<b>§ 1-18. ATTORNEY GENERAL AND DEPARTMENT OF LAW (141)</b>				
34	56. Legal Advice (32000).....			\$29,728,459	\$29,716,133
35	State Agency/Local Legal Assistance and Advice				
36	(32002) .....	\$29,728,459	\$29,716,133		
37	Fund Sources: General .....	\$21,385,976	\$21,388,327		
38	Special.....	\$5,858,611	\$5,843,934		
39	Dedicated Special Revenue .....	\$9,129	\$9,129		
40	Federal Trust.....	\$2,474,743	\$2,474,743		
41	Authority: Title 2.2, Chapter 5, Code of Virginia.				
42	A. Out of this appropriation shall be paid:				
43	1. The salary of the Attorney General, \$150,000 the				
44	first year and \$150,000 the second year.				



ITEM 56.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. Expenses of the Attorney General not otherwise				
2	reimbursed, \$9,000 each year in equal monthly				
3	installments.				
4	3. Salary expenses necessary to provide legal services				
5	pursuant to Title 2.2, Chapter 5, Code of Virginia.				
6	B. Out of this appropriation, \$488,536 the first year				
7	and \$488,536 the second year from the general fund is				
8	designated for efforts to enforce the 1998 Tobacco				
9	Master Settlement Agreement and Article 5				
10	(§ 3.1-336.1, et seq.), Chapter 18, Title 3.1, Code of				
11	Virginia. The Department of Law shall be responsible				
12	for enforcement of Article 5 (§ 3.1-336, et seq.)				
13	Chapter 18, Title 3.1, Code of Virginia and the 1998				
14	Tobacco Master Settlement Agreement. The general				
15	fund shall be reimbursed on a proportional basis from				
16	the Tobacco Indemnification and Community				
17	Revitalization Fund and the Virginia Tobacco				
18	Settlement Fund for costs associated with the				
19	enforcement of the 1998 Tobacco Master Settlement				
20	Agreement pursuant to transfers directed by Item 470,				
21	paragraphs A.2 and B.2, and § 3-1.01, Paragraph Q of				
22	this act.				
23	C. Upon notification by the Attorney General, agencies				
24	that administer programs which are funded wholly or				
25	partially from nongeneral fund appropriations shall				
26	transfer to the Department of Law the necessary funds				
27	to cover the costs of legal services. The Attorney				
28	General shall determine the amounts for transfer.				
29	D. At the request of the Attorney General, the				
30	Director, Department of Planning and Budget, shall				
31	provide an amount from the Miscellaneous Contingency				
32	Reserve Account sufficient to pay the compensation,				
33	fees, and expenses of counsel appointed by the Office				
34	of the Attorney General in actions brought pursuant to				
35	§ 15.2-1643, Code of Virginia, to cause court facilities				
36	to be made secure, or put in good repair, or rendered				
37	otherwise safe.				
38	57. Medicaid Program Services (45600).....			\$4,418,047	\$4,418,047
39	Medicaid Fraud Investigation and Prosecution (45614)....	\$4,418,047	\$4,418,047		
40	Fund Sources: Special.....	\$998,734	\$998,734		
41	Federal Trust.....	\$3,419,313	\$3,419,313		
42	Authority: Title 32.1, Chapter 9, Code of Virginia.				
43	58. Regulation of Business Practices (55200) .....			\$2,241,681	\$2,241,681
44	Regulatory and Consumer Advocacy (55201).....	\$2,241,681	\$2,241,681		
45	Fund Sources: General.....	\$1,341,681	\$1,341,681		
46	Special.....	\$900,000	\$900,000		
47	Authority: Title 2.2, Chapter 5, Code of Virginia.				
48	Included in this Item is \$900,000 the first year and				
49	\$900,000 the second year in special funds for the				
50	Regulatory, Consumer Advocacy, Litigation, and				
51	Enforcement Revolving Trust Fund as established in				
52	Item 48 of Chapter 966 of the Acts of Assembly 1994				
53	and amended herein. The Department of Law is				

ITEM 58.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	authorized to deposit to the Fund any fees, civil				
2	penalties, costs, recoveries, or other moneys which from				
3	time to time may become available as a result of				
4	regulatory and consumer advocacy litigation, litigation				
5	in which the Office of the Attorney General				
6	participates, or civil enforcement efforts including, but				
7	not limited to, those brought pursuant to Article 5				
8	(§ 3.1-336.1 et seq.) and Article 6 (§ 3.1-336.3 et seq.)				
9	of Chapter 18 of Title 3.1 of the Code of Virginia. The				
10	Department of Law is also authorized to deposit to the				
11	Fund any attorneys' fees which from time to time may				
12	be obtained. Any deposit to, and interest earnings on,				
13	the Fund shall be retained in the Fund, provided,				
14	however, that any amounts contained in the Fund that				
15	exceed \$850,000 on the final day of the fiscal year				
16	shall be deposited to the credit of the general fund. In				
17	addition to the uses of the Fund permitted by Item 48				
18	of Chapter 966 of the Acts of Assembly of 1994, the				
19	Fund may be used to pay costs associated with				
20	enforcement efforts pursuant to Article 5 (§ 3.1-336.1 et				
21	seq.) and Article 6 (§ 3.1-336.3 et seq.) of Chapter 18				
22	of Title 3.1 of the Code of Virginia, costs associated				
23	with litigation initiated by the Office of the Attorney				
24	General, and costs associated with civil commitment				
25	procedures pursuant to Chapter 9 of Title 37.2 of the				
26	Code of Virginia.				
27	59. Any judgment rendered pursuant to the Virginia Tort				
28	Claims Act shall be paid out of the state treasury under				
29	the direction of the Attorney General. Claims against				
30	agencies funded solely from the general fund shall be				
31	paid from the general fund. Claims against agencies				
32	funded by both general and nongeneral funds shall be				
33	paid from a combination of funds based upon the				
34	appropriations from such funds.				
35	Total for Attorney General and Department of Law .....			<b>\$36,388,187</b>	<b>\$36,375,861</b>
36	General Fund Positions.....	248.10	248.10		
37	Nongeneral Fund Positions.....	72.90	72.90		
38	Position Level .....	321.00	321.00		
39	Fund Sources: General.....	\$22,727,657	\$22,730,008		
40	Special.....	\$7,757,345	\$7,742,668		
41	Dedicated Special Revenue.....	\$9,129	\$9,129		
42	Federal Trust.....	\$5,894,056	\$5,894,056		
43	<b>Division of Debt Collection (143)</b>				
44	60. Collection Services (74000) .....			\$1,820,469	\$1,820,469
45	State Collection Services (74001).....	\$1,820,469	\$1,820,469		
46	Fund Sources: Special.....	\$1,820,469	\$1,820,469		
47	Authority: Title 2.2, Chapter 5, Code of Virginia.				
48	A. All agencies and institutions shall follow the				
49	procedures for collection of funds owed the				
50	Commonwealth as specified in §§ 2.2-518 and 2.2-4806				
51	of the Code of Virginia, except as provided otherwise				
52	therein or in this act.				
53	B.1. The Division of Debt Collection is entitled to				
54	retain as fees up to 30 percent of any revenues				

ITEM 60.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	generated by it pursuant to paragraph A. to pay			
2	operating costs supported by the appropriation in this			
3	item.			
4	2. Upon closing its books at the end of the fiscal year,			
5	after the execution of all transfers to state agencies			
6	having claims collected by the Division of Debt			
7	Collection, the Division may retain up to a \$400,000			
8	balance in its operating accounts. Any amounts			
9	contained in the operating accounts that exceed			
10	\$400,000 on the final day of the fiscal year shall be			
11	deposited to the credit of the general fund no later than			
12	September 1 of the succeeding fiscal year.			
13	3. The Director, Department of Planning and Budget,			
14	may grant an exception to the provisions in paragraph			
15	B.2. if the Division of Debt Collection can show just			
16	cause.			
17	C. The Division of Debt Collection may contract with			
18	private collection agents for the collection of debts			
19	amounting to less than \$15,000.			
20	Total for Division of Debt Collection .....		<b>\$1,820,469</b>	<b>\$1,820,469</b>
21	Nongeneral Fund Positions.....	24.00	24.00	
22	Position Level .....	24.00	24.00	
23	Fund Sources: Special.....	\$1,820,469	\$1,820,469	
24	Grand Total for Attorney General and Department of			
25	Law.....		<b>\$38,208,656</b>	<b>\$38,196,330</b>
26	General Fund Positions.....	248.10	248.10	
27	Nongeneral Fund Positions.....	96.90	96.90	
28	Position Level .....	345.00	345.00	
29	Fund Sources: General.....	\$22,727,657	\$22,730,008	
30	Special.....	\$9,577,814	\$9,563,137	
31	Dedicated Special Revenue.....	\$9,129	\$9,129	
32	Federal Trust.....	\$5,894,056	\$5,894,056	
33	<b>§ 1-19. SECRETARY OF THE COMMONWEALTH (166)</b>			
34	61. Central Records Retention Services (73800).....		\$1,999,415	\$1,999,415
35	Appointments (73801).....	\$1,548,794	\$1,548,794	
36	Authentications (73802).....	\$144,925	\$144,925	
37	Judicial Support Services (73803).....	\$141,387	\$141,387	
38	Lobbyist and Organization Registrations (73804).....	\$132,975	\$132,975	
39	Notaries Commissioning (73805).....	\$31,334	\$31,334	
40	Fund Sources: General.....	\$1,999,415	\$1,999,415	
41	Authority: §§ 2.2-400 through 2.2-435, 2.2-3106,			
42	2.2-3114 through 2.2-3117, 8.01-328 through 8.01-330,			
43	and Title 47.1, Code of Virginia.			
44	A. Notwithstanding the provisions of § 2.2-409, Code			
45	of Virginia, or any other law to the contrary, the			
46	Secretary of the Commonwealth shall charge a fee of			
47	\$35.00 for issuing a commission to a notary for the			
48	Commonwealth at large, including seal tax.			

ITEM 61.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. The fee charged by the Secretary of the				
2	Commonwealth under the provisions of §2.2-409, Code				
3	of Virginia, for a Service of Process shall be \$28.00.				
4	Total for Secretary of the Commonwealth .....			<b>\$1,999,415</b>	<b>\$1,999,415</b>
5	General Fund Positions.....	19.00	19.00		
6	Position Level .....	19.00	19.00		
7	Fund Sources: General.....	\$1,999,415	\$1,999,415		
8	<b>§ 1-20. OFFICE FOR SUBSTANCE ABUSE PREVENTION (853)</b>				
9	62. Health Research, Planning, and Coordination (40600).....			\$615,909	\$615,909
10	Substance Abuse Research, Planning and Coordination				
11	(40604) .....	\$615,909	\$615,909		
12	Fund Sources: Federal Trust.....	\$615,909	\$615,909		
13	Authority: § 2.2-118, Code of Virginia.				
14	Total for Office for Substance Abuse Prevention .....			<b>\$615,909</b>	<b>\$615,909</b>
15	Nongeneral Fund Positions.....	3.00	3.00		
16	Position Level .....	3.00	3.00		
17	Fund Sources: Federal Trust.....	\$615,909	\$615,909		
18	<b>§ 1-21. VIRGINIA ENTERPRISE APPLICATIONS PROGRAM OFFICE (861)</b>				
19	63. Enterprise Applications Services (74200).....			\$1,104,196	\$1,104,196
20	Enterprise Development Services (74201).....	\$563,869	\$563,869		
21	Administrative Services (74222) .....	\$540,327	\$540,327		
22	Fund Sources: General .....	\$1,104,196	\$1,104,196		
23	Authority: Discretionary Inclusion.				
24	A.1. The amounts provided in this Item include funding				
25	for the Virginia Enterprise Applications Program				
26	(VEAP) Office. The VEAP Office shall be headed by a				
27	director, selected by the Governor to serve under a				
28	six-year contract. The VEAP Office Director shall be a				
29	state employee however his position shall not be				
30	considered an agency head for purposes of § 4-6.00 of				
31	this act. The Information Technology Investment Board				
32	shall review and approve the director's qualifications				
33	prior to finalizing the contract. The director shall report				
34	directly to the Governor.				
35	2. The VEAP Office Director shall have all the powers				
36	necessary to direct the Commonwealth's efforts to				
37	modernize central administrative systems and common				
38	data repositories through the Enterprise Applications				
39	Services. Specifically, the director shall: (a) have				
40	authority to hire staff necessary to support the VEAP				
41	Office and such employees shall be considered state				
42	employees, except such positions shall be restricted to				
43	the life of the VEAP Office; (b) develop an				
44	implementation strategy with milestones, deliverables,				
45	and funding requirements for presentation to and				
46	approval by the Information Technology Investment				
47	Board and Governor; (c) plan, coordinate, monitor, and				
48	control individual agency involvement; (d) prioritize				

ITEM 63.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	efforts and ensure the implementation strategy is				
2	executed as planned and approved; and (e) monitor				
3	development efforts and provide reports to the				
4	Governor, the Information Technology Investment				
5	Board, and the Chairmen of the House Appropriations				
6	and Senate Finance Committees, as requested.				
7	3.a. All Executive Department agencies and institutions				
8	shall comply with the directives and requirements				
9	established by the Director.				
10	b. For agencies whose enterprise applications				
11	management efforts are the responsibility of the VEAP				
12	Office, the VEAP Office shall have responsibility for				
13	operational decisions relative to the enterprise				
14	applications efforts.				
15	4. Legislative, Judicial, Independent agencies, and				
16	institutions of higher education shall work cooperatively				
17	with the VEAP Office Director to ensure the successful				
18	completion of the Enterprise Applications Services				
19	activities.				
20	5. The director shall make reports no less than quarterly				
21	as follows: (i) to the Governor and Chairmen of the				
22	House Appropriations and Senate Finance Committees				
23	on major aspects of the VEAP Office, including status				
24	of funding needs, areas of risk, and major problems and				
25	implications, and (ii) to the Information Technology				
26	Investment Board comparing actual performance to the				
27	milestones, deliverables, and funding in the approved				
28	implementation strategy.				
29	6. As part of the implementation of the statewide				
30	enterprise application, the VEAP Office, with assistance				
31	from the Department of Planning and Budget,				
32	Department of Accounts, and the Department of Human				
33	Resources Management, shall review Executive Branch				
34	agencies to determine which agencies might join the				
35	Payroll Service Bureau or Fiscal Service Bureau at the				
36	Department of Accounts. Any savings created by this				
37	action, beyond the payment to the Department of				
38	Accounts for these services, shall be retained by the				
39	affected agency and reprogrammed for mission critical				
40	services.				
41	B. 1. The amounts provided in this Item include funds				
42	to support the Enterprise Applications Master Services				
43	Interim Agreement between the Commonwealth of				
44	Virginia and CGI Technologies & Solutions, Inc.				
45	(CGI), have an Enterprise Applications Master Services				
46	Agreement. Notwithstanding any other provision of law				
47	except the limitations imposed by §2.2-518, §2.2-4803				
48	and §2.2-4806, Code of Virginia, Executive Department				
49	agencies and institutions may enter into management				
50	agreements with CGI for debt collection and cost				
51	recovery services pursuant to Statements of Work 6 and				
52	7 of the Enterprise Applications Master Services				
53	Agreement. Work on enhanced collections and				
54	recoveries shall not proceed if they commit the				
55	Commonwealth to expanding or significantly altering				
56	any existing federal or state program without the review				
57	and approval of the Governor and General Assembly.				

ITEM 63.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. Moneys resulting from enhanced collections and cost recoveries pursuant to this Item shall be held in the			
2	Virginia Technology Infrastructure Fund as established by			
3	§ 2.2-2023, Code of Virginia.			
4				
5	C. Any amounts other than the general fund dollars			
6	appropriated in this Item shall be held in the Virginia			
7	Technology Infrastructure Fund as established by			
8	§ 2.2-2023, Code of Virginia, and shall only be			
9	available for the purpose of this Item after approval of			
10	their use by the Information Technology Investment			
11	Board.			
12	1. The VEAP Office Director shall prepare a budget of			
13	administrative cost for the Information Technology			
14	Investment Board to review and consider providing			
15	such amount does not exceed the amount appropriated			
16	in this Item and any other amounts appropriated subject			
17	to this Item. The budget shall include the amount, if			
18	any, of salary and other costs that participating agencies			
19	will incur for their involvement in the business process			
20	and activity as set forth in paragraph A.2. The			
21	Information Technology Investment Board shall review			
22	and approve the budget and thereby release the funds			
23	for such use. The VEAP Office Director shall prepare			
24	and submit quarterly reports to the Department of			
25	Planning and Budget and the Information Technology			
26	Investment Board of how the VEAP Office Director is			
27	spending these funds.			
28	2. Nothing in this Item shall prevent Executive			
29	Department agencies or institutions from committing			
30	resources to support the coordinated efforts of the			
31	VEAP Office. Such agency commitments shall be			
32	detailed in the VEAP Office Director's quarterly reports			
33	to the Department of Planning and Budget and the			
34	Information Technology Investment Board.			
35	D. There is hereby appropriated a working capital			
36	advance of up to \$30,000,000 to the VEAP Office in			
37	order to fund VEAP expenditures from anticipated			
38	revenues from enhanced collections and cost recoveries			
39	to be collected pursuant to this Item but which have not			
40	yet been deposited to the Virginia Technology			
41	Infrastructure Fund. The repayments of any such			
42	working capital advance shall be made from such			
43	enhanced collections and cost recoveries. No funds			
44	derived from this working capital advance shall be			
45	expended without the prior budget approval of the			
46	Information Technology Investment Board. The VEAP			
47	Office Director shall inform the Governor, the			
48	Chairmen of the House Appropriations, House Finance,			
49	and Senate Finance Committees of the anticipated use.			
50	E. The Department of Planning and Budget shall not			
51	take any administrative actions to reduce these amounts			
52	without notification to the Chairmen of the House			
53	Appropriations and Senate Finance Committees.			
54	F. Notwithstanding any other provision of law,			
55	including but not limited to the definition of "qualifying			
56	project" provided in § 56-575.1 of the Code of Virginia,			
57	the Governor or his designee may authorize any state			
58	agency to purchase goods or services aimed at			

ITEM 63.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	increasing state government productivity or efficiency				
2	using the procurement procedures outlined in the				
3	Public-Private Educational Facilities and Infrastructure				
4	Act of 2002, codified at §56-575.1 et seq., Code of				
5	Virginia.				
6	Total for Virginia Enterprise Applications Program				
7	Office.....			\$1,104,196	\$1,104,196
8	General Fund Positions.....	3.00	3.00		
9	Position Level .....	3.00	3.00		
10	Fund Sources: General.....	\$1,104,196	\$1,104,196		
11	<b>§ 1-22. OFFICE OF COMMONWEALTH PREPAREDNESS (454)</b>				
12	64. Disaster Planning and Operations (72200) .....			\$1,118,299	\$1,118,299
13	Emergency Planning (72205) .....	\$1,118,299	\$1,118,299		
14	Fund Sources: General.....	\$1,053,299	\$1,053,299		
15	Federal Trust.....	\$65,000	\$65,000		
16	Authority: Title 2.2, Chapter 3.1, Code of Virginia.				
17	Total for Office of Commonwealth Preparedness.....			\$1,118,299	\$1,118,299
18	General Fund Positions.....	9.00	9.00		
19	Position Level .....	9.00	9.00		
20	Fund Sources: General.....	\$1,053,299	\$1,053,299		
21	Federal Trust.....	\$65,000	\$65,000		
22	<b>§ 1-23. INTERSTATE ORGANIZATION CONTRIBUTIONS (921)</b>				
23	65. Governmental Affairs Services (70100).....			\$267,281	\$275,233
24	Interstate Affairs (70103).....	\$267,281	\$275,233		
25	Fund Sources: General.....	\$267,281	\$275,233		
26	Authority: Discretionary Inclusion.				
27	Out of the amounts for Interstate Affairs the estimated				
28	annual assessments are:				
29	1. National Association of State Budget Officers,				
30	\$25,544 the first year and \$26,310 the second year;				
31	2. National Governors' Association, \$159,200 the first				
32	year and \$165,600 the second year;				
33	3. Southern Governors' Association, \$19,653 the first				
34	year and \$20,439 the second year;				
35	4. Southern Growth Policies Board, \$51,384 the first				
36	year and \$51,384 the second year; and				
37	5. Federal Funds Information for States, \$11,500 the				
38	first year and \$11,500 the second year.				
39	Total for Interstate Organization Contributions.....			\$267,281	\$275,233
40	Fund Sources: General.....	\$267,281	\$275,233		
41	TOTAL FOR EXECUTIVE OFFICES.....			\$48,612,419	\$48,608,045

ITEM 65.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	322.77	322.77		
2	Nongeneral Fund Positions.....	101.23	101.23		
3	Position Level .....	424.00	424.00		
4	Fund Sources: General .....	\$32,127,903	\$32,138,206		
5	Special.....	\$9,577,814	\$9,563,137		
6	Commonwealth Transportation .....	\$140,533	\$140,533		
7	Dedicated Special Revenue .....	\$9,129	\$9,129		
8	Federal Trust.....	\$6,757,040	\$6,757,040		



ITEM 66.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	<b>OFFICE OF ADMINISTRATION</b>				
2	<b>§ 1-24. SECRETARY OF ADMINISTRATION (180)</b>				
3	66.	Administrative and Support Services (79900).....		\$1,262,883	\$1,262,883
4		General Management and Direction (79901).....	\$638,694	\$638,694	
5		Accounting and Budgeting Services (79903).....	\$624,189	\$624,189	
6		Fund Sources: General.....	\$1,262,883	\$1,262,883	
7		Authority: Title 2.2, Chapter 2, Code of Virginia.			
8	67.	Financial Assistance for Educational, Cultural,		\$3,438,686	\$3,438,686
9		Community, and Artistic Affairs (14300).....			
10		Community Access to Educational, Economic, and			
11		Cultural Programming Through Public Television			
12		(14303).....	\$2,841,279	\$2,841,279	
13		Community Access to Educational, Economic, and			
14		Cultural Programming Through Public Radio (14306).....	\$597,407	\$597,407	
15		Fund Sources: General.....	\$3,438,686	\$3,438,686	
16		Authority: Title 2.2, Chapter 24, Code of Virginia.			
17		A. Grants to public television stations shall be used to			
18		develop, acquire, produce and deliver programs and			
19		services which support preschool and adult education,			
20		disseminate information on governmental and public			
21		affairs issues, promote tourism and economic			
22		development within the Commonwealth, and inform,			
23		educate, and entertain families with program content			
24		which offers alternatives to commercialized television			
25		programming.			
26		B. Out of this appropriation, \$10,000 the first year and			
27		\$10,000 the second year shall be set aside from the			
28		general fund for the expenses of the Virginia Public			
29		Broadcasting Board, with 75 percent of this amount to			
30		be taken from community service grants for public			
31		television and 25 percent of this amount to be taken			
32		from community service grants for public radio.			
33		C. The funds herein appropriated are to be administered			
34		by the Secretary of Administration in accordance with			
35		such rules and regulations prescribed, provided that: (1)			
36		the Secretary of Administration shall certify that			
37		recipients of the community service grants provided for			
38		in paragraph A of this Item are noncommercial radio			
39		and television stations that are owned and operated by			
40		entities which qualified to receive community service			
41		grants from the Corporation for Public Broadcasting,			
42		and whose offices and studios are located in the			
43		Commonwealth and (2) the Secretary of Administration			
44		shall carry out purposes and functions and engage in			
45		activities in ways that will most effectively assure the			
46		maximum freedom of the aforesaid noncommercial			
47		radio and television entities and systems from			
48		interference with, or control of, program content or			
49		other activities.			
50		D. Notwithstanding the provisions of paragraph C, of			
51		this item, out of the amounts for community service			
52		grants to public radio shall be paid \$20,000 the first			

ITEM 67.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	year and \$20,000 the second year from the general fund			
2	to Allegheny Mountain Radio.			
3	E. Community service grants to public television and			
4	public radio stations shall be paid in equal quarterly			
5	installments.			
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	Total for Secretary of Administration.....		\$7,605,276	\$7,605,276
34	General Fund Positions.....		12.00	12.00
35	Position Level .....		12.00	12.00
36	Fund Sources: General .....		\$7,605,276	\$7,605,276
37	<b>§ 1-25. COMPENSATION BOARD (157)</b>			
38	69. Financial Assistance for Sheriffs' Offices and Regional			
39	Jails (30700) .....		\$412,516,288	\$428,128,258
40	Financial Assistance for Regional Jail Operations			
41	(30710) .....		\$97,710,338	\$110,024,977
42	Financial Assistance for Local Law Enforcement			
43	(30712) .....		\$91,502,373	\$91,502,373
44	Financial Assistance for Local Court Services (30713)....		\$45,940,669	\$45,940,669
45	Financial Assistance to Sheriffs (30716) .....		\$12,478,393	\$12,478,393
46	Financial Assistance for Local Jail Operations (30718) ...		\$164,884,515	\$168,181,846
47	Fund Sources: General .....		\$412,516,288	\$428,128,258
48	Authority: Title 15.2, Chapter 16, Articles 3 and 6.1;			
49	and §§ 53.1-83.1 and 53.1-85, Code of Virginia.			
50	A.1. The annual salaries of the sheriffs of the counties			

ITEM 69.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and cities of the Commonwealth shall be as hereinafter			
2	prescribed, according to the population of the city or			
3	county served and whether the sheriff is charged with			
4	civil processing and courtroom security responsibilities			
5	only, or the added responsibilities of law enforcement			
6	or operation of a jail, or both. Execution of arrest			
7	warrants shall not, in and of itself, constitute law			
8	enforcement responsibilities for the purpose of			
9	determining the salary for which a sheriff is eligible.			
10	2. Whenever a sheriff is such for a county and city			
11	together, or for two or more cities, the aggregate			
12	population of such political subdivisions shall be the			
13	population for the purpose of arriving at the salary of			
14	such sheriff under the provisions of this Item and such			
15	sheriff shall receive as additional compensation the sum			
16	of one thousand dollars.			
17		<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>July 1, 2009</b>
18		<b>to</b>	<b>to</b>	<b>to</b>
19		<b>November 30, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>
20	<b>Law Enforcement and Jail Responsibility</b>			
21	Less than 10,000	\$64,798	\$64,798	\$66,742
22	10,000 to 19,999	\$74,480	\$74,480	\$76,714
23	20,000 to 39,999	\$81,847	\$81,847	\$76,714
24	40,000 to 69,999	\$88,964	\$88,964	\$91,633
25	70,000 to 99,999	\$98,849	\$98,849	\$101,814
26	100,000 to 174,999	\$109,833	\$109,833	\$113,128
27	175,000 to 249,999	\$115,613	\$115,613	\$119,081
28	250,000 and Above	\$128,458	\$128,458	\$132,312
29	<b>Law Enforcement or Jail</b>			
30	Less than 10,000	\$63,501	\$63,501	\$65,406
31	10,000 to 19,999	\$72,989	\$72,989	\$75,179
32	20,000 to 39,999	\$80,209	\$80,209	\$82,615
33	40,000 to 69,999	\$87,184	\$87,184	\$89,800
34	70,000 to 99,999	\$96,872	\$96,872	\$99,778
35	100,000 to 174,999	\$107,635	\$107,635	\$110,864
36	175,000 to 249,999	\$113,301	\$113,301	\$116,700
37	250,000 and Above	\$126,531	\$126,531	\$130,327
38	<b>No Law Enforcement or Jail Responsibility</b>			
39	Less than 10,000	\$59,667	\$59,667	\$61,457
40	10,000 to 19,999	\$66,296	\$66,296	\$68,285
41	20,000 to 39,999	\$73,661	\$73,661	\$75,871
42	40,000 to 69,999	\$81,847	\$81,847	\$84,302
43	70,000 to 99,999	\$90,942	\$90,942	\$93,670
44	100,000 to 174,999	\$101,045	\$101,045	\$104,076
45	175,000 to 249,999	\$106,361	\$106,361	\$109,552
46	250,000 and Above	\$119,466	\$119,466	\$123,050
47				
48	B. Out of the amounts provided for in this Item, no			
49	expenditures shall be made to provide security devices			
50	such as magnetometers in standard use in major			
51	metropolitan airports. Personnel expenditures for			
52	operation of such equipment incidental to the duties of			
53	courtroom and courthouse security deputies may be			
54	authorized, provided that no additional expenditures for			

ITEM 69.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	personnel shall be approved for the principal purpose of			
2	operating these devices.			
3	C. Notwithstanding the provisions of § 53.1-120, or any			
4	other section of the Code of Virginia, unless a judge			
5	provides the sheriff with a written order stating that a			
6	substantial security risk exists in a particular case, no			
7	courtroom security deputies may be ordered for civil			
8	cases, not more than one deputy may be ordered for			
9	criminal cases in a district court, and not more than two			
10	deputies may be ordered for criminal cases in a circuit			
11	court. In complying with such orders for additional			
12	security, the sheriff may consider other deputies present			
13	in the courtroom as part of his security force.			
14	D. Should the scheduled opening date of any facility be			
15	delayed for which funds are available in this Item, the			
16	Director, Department of Planning and Budget, may allot			
17	such funds as the Compensation Board may request to			
18	allow the employment of staff for training purposes not			
19	more than 45 days prior to the rescheduled opening			
20	date for the facility.			
21	E. Consistent with the provisions of paragraph B of			
22	Item 76, the Board shall allocate the additional jail			
23	deputies provided in this appropriation using a ratio of			
24	one jail deputy for every 3.0 beds of operational			
25	capacity. Operational capacity shall be determined by			
26	the Department of Corrections. No additional deputy			
27	sheriffs shall be provided from this appropriation to a			
28	local jail in which the present staffing exceeds this ratio			
29	unless the jail is overcrowded. Overcrowding for these			
30	purposes shall be defined as when the average annual			
31	daily population exceeds the operational capacity. In			
32	those jails experiencing overcrowding, the Board may			
33	allocate one additional jail deputy for every five			
34	average annual daily prisoners above operational			
35	capacity. Should overcrowding be reduced or eliminated			
36	in any jail, the Compensation Board shall reallocate			
37	positions previously assigned due to overcrowding in			
38	accordance with the Board's staffing standards for			
39	alternatives to incarceration programs or court services			
40	within the sheriff's office or among other jails in the			
41	Commonwealth.			
42	F. Two-thirds of the salaries set by the Compensation			
43	Board of medical, treatment and inmate classification			
44	positions approved by the Compensation Board for			
45	local correctional facilities shall be paid out of this			
46	appropriation.			
47	G.1. Subject to appropriations by the General Assembly			
48	for this purpose, the Compensation Board shall provide			
49	for a Master Deputy pay grade to those sheriffs' offices			
50	which had certified, on or before January 1, 1997,			
51	having a career development plan for deputy sheriffs			
52	that meets the minimum criteria set forth by the			
53	Compensation Board for such plans. The Compensation			
54	Board shall allow for additional grade 9 positions, at a			
55	level not to exceed one grade 9 Master Deputy per			
56	every five Compensation Board grade 7 and 8 deputy			
57	positions in each sheriff's office.			
58	2. Each sheriff who desires to participate in the Master			

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

ITEM 69.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	July 1:				
2	a. 9.3 percent increase for all sheriffs who certify their				
3	compliance with the established minimum criteria for				
4	the Sheriffs' Career Development Program and have				
5	achieved accreditation from the Virginia Law				
6	Enforcement Professional Standards Commission, or the				
7	Commission on Accreditation of Law Enforcement				
8	agencies, or the American Correctional Association, or,				
9	b. For sheriffs that have not achieved one of the above				
10	accreditations:				
11	1. 3.1 percent for all sheriffs who certify their				
12	compliance with the established minimum criteria for				
13	the Sheriffs' Career Development Program; and				
14	2. 3.1 percent additional increase for sheriffs who				
15	certify their compliance with the established minimum				
16	criteria for the Sheriffs' Career Development Program				
17	and operate a jail; and				
18	3. 3.1 percent additional increase for all sheriffs who				
19	certify their compliance with the established minimum				
20	criteria for the Sheriffs' Career Development Program				
21	and provide primary law enforcement services in the				
22	county.				
23	L. Included in the appropriation for this Item is				
24	\$2,000,000 the first year and \$4,000,000 the second				
25	year from the general fund to reimburse counties and				
26	cities for a portion of the cost of providing the benefit				
27	coverage described in § 51.1-138 B, Code of Virginia,				
28	to deputy sheriffs. Such reimbursement shall be				
29	applicable only for those deputy sheriff positions that				
30	are approved and funded by the Compensation Board.				
31	The Compensation Board shall use the local fiscal				
32	stress index published by the Commission on Local				
33	Government in determining the distribution of the				
34	funds, consistent with the third enactment clause of				
35	Chapter 819, 2007 Acts of Assembly.				
36	70. Financial Assistance for Confinement of Inmates in				
37	Local and Regional Facilities (35600).....			\$82,776,126	\$82,776,126
38	Financial Assistance for Local Jail Per Diem (35601).....	\$56,396,549	\$56,396,549		
39	Financial Assistance for Regional Jail Per Diem				
40	(35604) .....	\$26,379,577	\$26,379,577		
41	Fund Sources: General.....	\$82,776,126	\$82,776,126		
42	Authority: §§ 53.1-83.1, 53.1-84 and 53.1-85, Code of				
43	Virginia.				
44	A. In the event the appropriation in this Item proves to				
45	be insufficient to fund all of its provisions, any amount				
46	remaining as of June 1, 2009, and June 1, 2010, may				
47	be reallocated among localities on a pro rata basis				
48	according to such deficiency.				
49	B. For the purposes of this Item, the following				
50	definitions shall be applicable:				
51	1. Effective sentence—a convicted offender's sentence				
52	as rendered by the court less any portion of the				

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

ITEM 70.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	to the Department of Corrections of the final court order within thirty days after the order being issued.			
3				
4	ii. \$14 per inmate day—on and after the sixty-first day following the mailing by certified letter or electronic transmission to the Department of Corrections of the final court order within thirty days after the order being issued.			
5				
6				
7				
8				
9	iii. \$14 per inmate day—on and after the ninety-first day following the date of final sentence, if the final court order was not mailed by certified letter or electronic transmission to the Department of Corrections within thirty days after the order being issued.			
10				
11				
12				
13				
14				
15	c. Who remain incarcerated in a local correctional facility at the request of the locality—\$8 per inmate day.			
16				
17				
18	F. For the payment specified in paragraph E1 of this Item for prisoners in alternative punishment or alternative to incarceration programs:			
19				
20				
21	1. Such payment is intended to be made for prisoners that would otherwise be housed in a local correctional facility. It is not intended for prisoners that would otherwise be sentenced to community service or placed on probation.			
22				
23				
24				
25				
26	2. No such payment shall be made unless the program has been approved by the Department of Corrections or the Department of Criminal Justice Services. Alternative punishment or alternative to incarceration programs, however, may include supervised work experience, treatment, and electronic monitoring programs.			
27				
28				
29				
30				
31				
32	G.1. Except as provided for in paragraph G 2, and notwithstanding any other provisions of this Item, the Compensation Board shall reimburse any locality with an average daily jail population of under ten in FY 1995 an inmate per diem rate of \$22 per day for local responsible inmates and \$28 per day for state responsible inmates held in these jails in lieu of personal service costs for corrections' officers.			
33				
34				
35				
36				
37				
38				
39				
40	2. Any locality covered by the provisions of this section shall be exempt from the provisions thereof provided that the locally elected sheriff, with the assistance of the Compensation Board, enters into good faith negotiations to house his prisoners in an existing local or regional jail. In establishing the per diem rate and capital contribution, if any, to be charged to such locality by a local or regional jail, the Compensation Board and the local sheriff or regional jail authority shall consider the operating support and capital contribution made by the Commonwealth, as required by §§ 15.2-1613, 15.2-1615.1, 53.1-80, and 53.1-81, Code of Virginia. The Compensation Board shall report periodically to the Chairmen of the House Appropriations and Senate Finance Committees on the progress of these negotiations and may withhold the exemption granted by this paragraph if, in the Board's opinion, the local sheriff fails to negotiate in good			
41				
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ITEM 70.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	faith.				
2	H.1. The Compensation Board shall recover the				
3	state-funded personnel costs associated with housing				
4	federal inmates, District of Columbia inmates or				
5	contract inmates from other states. The Compensation				
6	Board shall determine, by individual jail, the amount to				
7	be recovered by the Commonwealth by multiplying the				
8	jail's current inmate days for this population by the				
9	proportion of the jail's per inmate day salary funds				
10	provided by the Commonwealth, as identified in the				
11	most recent Jail Cost Report prepared by the				
12	Compensation Board. If a jail is not included in the				
13	most recent Jail Cost Report, the Compensation Board				
14	shall use the statewide average of per inmate day salary				
15	funds provided by the Commonwealth.				
16	2. The Compensation Board shall deduct the amount to				
17	be recovered by the Commonwealth from the facility's				
18	next quarterly per diem payment for state-responsible				
19	and local-responsible inmates. Should the next quarterly				
20	per diem payment owed the locality not be sufficient				
21	against which to net the total quarterly recovery				
22	amount, the locality shall remit the remaining amount				
23	not recovered to the Compensation Board.				
24	3. Any local or regional jail which receives funding				
25	from the Compensation Board shall give priority to the				
26	housing of local-responsible, state-responsible, and state				
27	contract inmates, in that order, as provided in paragraph				
28	H1.				
29	4. The Compensation Board shall not provide any				
30	inmate per diem payments to any local or regional jail				
31	which holds federal inmates in excess of the number of				
32	beds contracted for with the Department of Corrections,				
33	unless the Director, Department of Corrections, certifies				
34	to the Chairman of the Compensation Board that a)				
35	such contract beds are not required; b) the facility has				
36	operational capacity built under contract with the				
37	federal government; c) the facility has received a grant				
38	from the federal government for a portion of the capital				
39	costs; or d) the facility has applied to the Department				
40	of Corrections for participation in the contract bed				
41	program with a sufficient number of beds to meet the				
42	Department of Corrections' need or ability to fund				
43	contract beds at that facility in any given fiscal year.				
44	5. Any sheriff or regional jail administrator who houses				
45	contract prisoners from other states, the District of				
46	Columbia, or the federal government for more than 48				
47	hours, shall provide a monthly report to the Director,				
48	Department of Corrections, which shall include the				
49	classification of the level of security of each such				
50	contract inmate and the level of security of the housing				
51	unit in which such inmates are confined.				
52	6. The Compensation Board shall apply the cost				
53	recovery methodology set out in paragraph H1 of this				
54	Item to any jail which holds inmates from another state				
55	on a contractual basis. However, recovery in such				
56	circumstances shall not be made for inmates held				
57	pending extradition to other states or pending transfer				
58	to the Virginia Department of Corrections.				

ITEM 70.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	I.1. Local or regional jails receiving funds from the			
2	Compensation Board shall give priority to the housing			
3	of inmates in order of local-responsible,			
4	state-responsible, and state contract inmates. Within the			
5	limits of funds appropriated in this Item, local and			
6	regional jails shall enter into agreements with the			
7	Director, Department of Corrections, to house			
8	state-responsible offenders and effect transfers of			
9	convicted state felons between and among local and			
10	regional jails.			
11	2. Such agreements shall be entered into for a period of			
12	one year, subject only to the limitations of available			
13	funding, with a minimum percentage of bedspace			
14	guaranteed by the local or regional jail and shall take			
15	precedence over contracts for housing federal prisoners,			
16	within the limits of bedspace availability as defined			
17	pursuant to standards of the Board of Corrections,			
18	except in any case where a federal agency has			
19	contributed a share of the capital cost of the facility in			
20	return for a guarantee of a proportional number of beds.			
21	Bedspace pursuant to such agreements shall be			
22	determined by the Director, Department of Corrections,			
23	based upon state prisoner intake compliance,			
24	operational capacity of the jail, and current and			
25	projected prisoner population of the jail.			
26	3. Pursuant to such jail contract bed agreements, the			
27	Compensation Board is authorized to reimburse			
28	localities an amount not to exceed \$14 per state felon			
29	day, which shall be in addition to any such amounts			
30	otherwise authorized by this act. Any such funds			
31	received by the localities as a result of this provision			
32	shall be used for the maintenance and operation of the			
33	local or regional facility.			
34	J. Any amounts in the program Financial Assistance for			
35	Confinement of Inmates in Local and Regional			
36	Facilities, may be transferred between Items 69 and 70,			
37	as needed, to cover any deficits incurred in the			
38	programs Financial Assistance for Sheriffs' Offices and			
39	Regional Jails and Financial Assistance for			
40	Confinement of Inmates in Local and Regional			
41	Facilities.			
42	K. Projected growth in per diem payments for the			
43	support of prisoners in local and regional jails shall be			
44	based on actual inmate population counts up through			
45	the first quarter of the affected fiscal year.			
46	71.	Financial Assistance for Local Finance Directors		
47		(71700) .....		\$6,693,340
48		Financial Assistance to Local Finance Directors		
49		(71701) .....		\$635,090
50		Financial Assistance for Operations of Local Finance		
51		Directors (71702) .....		\$6,058,250
52		Fund Sources: General .....		\$6,693,340
53	Authority: Title 15.2, Chapter 16, Articles 2 and 6.1,			
54	Code of Virginia.			
55	A.1. The annual salaries of elected or appointed officers			
56	who hold the combined office of city treasurer and			

ITEM 71.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	commissioner of the revenue, or elected or appointed			
2	officers who hold the combined office of county			
3	treasurer and commissioner of the revenue subject to			
4	the provisions of § 15.2-1636.17, Code of Virginia,			
5	shall be as hereinafter prescribed, based on the services			
6	provided, except as otherwise provided in			
7	§ 15.2-1636.12, Code of Virginia.			
8	July 1, 2008	December 1, 2008	July 1, 2009	
9	to	to	to	
10	November 30, 2008	June 30, 2009	June 30, 2010	
11				
12	Less than 10,000	\$58,345	\$58,345	\$60,095
13	10,000-19,999	\$64,830	\$64,830	\$66,775
14	20,000-39,999	\$72,034	\$72,034	\$74,195
15	40,000-69,999	\$80,035	\$80,035	\$82,436
16	70,000-99,999	\$88,929	\$88,929	\$91,597
17	100,000-174,999	\$98,808	\$98,808	\$101,772
18	175,000 to 249,999	\$104,011	\$104,011	\$107,131
19	250,000 and above	\$118,194	\$118,194	\$121,740
20	2. Whenever any officer whether elected or appointed,			
21	who holds that combined office of city treasurer and			
22	commissioner of the revenue, is such for two or more			
23	cities or for a county and city together, the aggregate			
24	population of such political subdivisions shall be the			
25	population for the purpose of arriving at the salary of			
26	such officer under the provisions of this item.			
27	B. There is hereby reappropriated the unexpended			
28	balance remaining in this program on June 30, 2008,			
29	and June 30, 2009.			
30	C.1. Subject to appropriations by the General Assembly			
31	for this purpose, the Treasurers' Career Development			
32	Program shall be made available by the Compensation			
33	Board to appointed officers who hold the combined			
34	office of city or county treasurer and commissioner of			
35	the revenue subject to the provisions of § 15.2-1636.17,			
36	Code of Virginia.			
37	2. The Compensation Board may increase the annual			
38	salary in paragraph A1 of this item following receipt of			
39	the appointed officer's certification that the minimum			
40	requirements of the Treasurers' Career Development			
41	Program have been met, provided that such			
42	certifications are submitted by appointed officers as part			
43	of their annual budget request to the Compensation			
44	Board on February 1 of each year.			
45	72. Financial Assistance for Local Commissioners of the			
46	Revenue (77100).....			\$20,225,910
47	Financial Assistance to Local Commissioners of the			
48	Revenue for Tax Value Certification (77101).....	\$9,664,253	\$9,664,253	
49	Financial Assistance for Operations of Local			
50	Commissioners of the Revenue (77102).....	\$9,392,815	\$9,392,815	
51	Financial Assistance for State Tax Services by			
52	Commissioners of the Revenue (77103).....	\$1,168,842	\$1,168,842	
53	Fund Sources: General.....	\$20,225,910	\$20,225,910	
54	Authority: Title 15.2, Chapter 16, Article 6.1, Code of			

ITEM 72.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Virginia.			
2	A. The annual salaries of county or city commissioners			
3	of the revenue shall be as hereinafter prescribed, except			
4	as otherwise provided in § 15.2-1636.12, Code of			
5	Virginia.			
6		<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>July 1, 2009</b>
7		<b>to</b>	<b>to</b>	<b>to</b>
8		<b>November 30, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>
9				
10	Less than 10,000	\$58,345	\$58,345	\$60,095
11	10,000-19,999	\$64,830	\$64,830	\$66,775
12	20,000-39,999	\$72,034	\$72,034	\$74,195
13	40,000-69,999	\$80,035	\$80,035	\$82,436
14	70,000-99,999	\$88,929	\$88,929	\$91,597
15	100,000-174,999	\$98,808	\$98,808	\$101,772
16	175,000 to 249,999	\$104,011	\$104,011	\$107,131
17	250,000 and above	\$118,194	\$118,194	\$121,740
18	B. There is hereby reappropriated the unexpended			
19	balance remaining in this program on June 30, 2008,			
20	and June 30, 2009.			
21	C.1. Subject to appropriations by the General Assembly			
22	for this purpose, the Compensation Board shall provide			
23	for a Commissioners of the Revenue Career			
24	Development Program.			
25	2. Following receipt of the Commissioner's certification			
26	that the minimum requirements of the Commissioners			
27	of the Revenue Career Development Program have been			
28	met, and provided that such certification is submitted			
29	by Commissioners of the Revenue as part of their			
30	annual budget request to the Compensation Board on or			
31	before February 1 of each year, the Compensation			
32	Board shall increase the annual salary shown in			
33	Paragraph A of this item by the amount shown herein			
34	for a 12-month period effective the following July 1.			
35	The salary supplement shall be based upon the levels of			
36	service offered by the Commissioner of the Revenue			
37	for his/her locality and shall be in accordance with the			
38	following schedule:			
39	a. 4.7 percent increase for all Commissioners of the			
40	Revenue who certify their compliance with the			
41	established minimum criteria for the Commissioners of			
42	the Revenue Career Development Program;			
43	b. 2.3 percent additional increase for all Commissioners			
44	of the Revenue who certify their compliance with the			
45	established minimum criteria for the Commissioners of			
46	the Revenue Career Development Program and provide			
47	State Income Tax or Real Estate services as described			
48	in the minimum criteria for the Commissioners of the			
49	Revenue Career Development Program; and			
50	c. 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 and Real Estate services, as described			

ITEM 72.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	in the minimum criteria for the Commissioners of the			
2	Revenue Career Development Program.			
3	D.1. Subject to appropriations by the General Assembly			
4	for this purpose, the Compensation Board shall provide			
5	for a Deputy Commissioners' Career Development			
6	Program.			
7	2. For each Deputy Commissioner selected by the			
8	Commissioner of the Revenue for participation in the			
9	Deputy Commissioners' Career Development Program,			
10	the Compensation Board shall increase the annual			
11	salary established for that position by 9.3 percent,			
12	following receipt of the Commissioner of the Revenue's			
13	certification that the minimum requirements of the			
14	Deputy Commissioners' Career Development Program			
15	have been met, and provided that such certification is			
16	submitted by the Commissioner of the Revenue as part			
17	of the annual budget request to the Compensation			
18	Board on or before February 1st of each year for an			
19	effective date of salary increase of the following July 1.			
20	73.	Financial Assistance for Attorneys for the		
21		Commonwealth (77200).....		\$67,102,122
22		Financial Assistance to Attorneys for the		\$67,102,122
23		Commonwealth (77201).....	\$15,455,871	\$15,455,871
24		Financial Assistance for Operations of Local Attorneys		
25		for the Commonwealth (77202).....	\$51,646,251	\$51,646,251
26		Fund Sources: General.....	\$67,102,122	\$67,102,122
27		Authority: Title 15.2, Chapter 16, Articles 4 and 6.1,		
28		Code of Virginia.		
29		A.1. The annual salaries of attorneys for the		
30		Commonwealth shall be as hereinafter prescribed		
31		according to the population of the city or county served		
32		except as otherwise provided in § 15.2-1636.12, Code		
33		of Virginia.		
34		<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>July 1, 2009</b>
35		<b>to</b>	<b>to</b>	<b>to</b>
36		<b>November 30, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>
37				
38	Less than 10,000	\$51,706	\$51,706	\$53,257
39				
40	10,000-19,999	\$57,458	\$57,458	\$59,182
41				
42	20,000-34,999	\$63,202	\$63,202	\$65,098
43				
44	35,000-44,999	\$113,760	\$113,760	\$117,173
45				
46	45,000-99,999	\$126,397	\$126,397	\$130,189
47				
48	100,000-249,999	\$131,139	\$131,139	\$135,073
49				
50	250,000 and above	\$135,882	\$135,882	\$139,958
51				
52				
53		2. The attorneys for the Commonwealth and their		
54		successors who serve on a full-time basis pursuant to		

ITEM 73.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	§§ 15.2-1627.1, 15.2-1628, 15.2-1629, 15.2-1630 or			
2	§ 15.2-1631, Code of Virginia, shall receive salaries as			
3	if they served localities with populations between			
4	35,000 and 44,999.			
5	3. Whenever an attorney for the Commonwealth is such			
6	for a county and city together, or for two or more			
7	cities, the aggregate population of such political			
8	subdivisions shall be the population for the purpose of			
9	arriving at the salary of such attorney for the			
10	Commonwealth under the provisions of this paragraph			
11	and such attorney for the Commonwealth shall receive			
12	as additional compensation the sum of one thousand			
13	dollars.			
14	B. No expenditure shall be made out of this Item for			
15	the employment of investigators, clerk-investigators or			
16	other investigative personnel in the office of an attorney			
17	for the Commonwealth.			
18	C. Consistent with the provisions of § 19.2-349, Code			
19	of Virginia, attorneys for the Commonwealth may, in			
20	addition to the options otherwise provided by law,			
21	employ individuals to assist in collection of outstanding			
22	fines, costs, forfeitures, penalties, and restitution.			
23	Notwithstanding any other provision of law, beginning			
24	on the date upon which the order or judgment is			
25	entered, the costs associated with employing such			
26	individuals may be paid from the proceeds of the			
27	amounts collected provided that the cost is apportioned			
28	on a pro rata basis according to the amount collected			
29	which is due the state and that which is due the			
30	locality. The attorneys for the Commonwealth shall			
31	account for the amounts collected and apportion costs			
32	associated with the collections consistent with			
33	procedures issued by the Auditor of Public Accounts.			
34	D. The provisions of this act notwithstanding, no			
35	Commonwealth's Attorney, Public Defender or			
36	employee of a Public Defender shall be paid or receive			
37	reimbursement for the state portion of a salary in			
38	excess of the salary paid to judges of the Circuit Court.			
39	Nothing in this paragraph shall be construed to limit			
40	the ability of localities to supplement the salaries of			
41	locally elected constitutional officers or their			
42	employees.			
43	E. The Statewide Juvenile Justice project positions, as			
44	established under the provisions of Item 74 E, of			
45	Chapter 912, 1996 Acts of Assembly, and Chapter 924,			
46	1997 Acts of Assembly, are continued under the			
47	provisions of this act. The Commonwealth's Attorneys			
48	receiving such positions shall annually certify to the			
49	Compensation Board that the positions are used			
50	primarily, if not exclusively, for the prosecution of			
51	delinquency and domestic relations felony cases, as			
52	defined by Chapters 912 and 924. In the event the			
53	positions are not primarily or exclusively used for the			
54	prosecution of delinquency and domestic relations			
55	felony cases, the Compensation Board shall reallocate			
56	such positions by using the allocation provisions as			
57	provided for the Board in Item 74 E of Chapters 912			
58	and 924.			

ITEM 73.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	F. There is hereby reappropriated the unexpended				
2	balance remaining in this program on June 30, 2008,				
3	and June 30, 2009.				
4	G. The Compensation Board shall monitor the				
5	Department of Taxation program regarding the				
6	collection of unpaid fines and court costs by private				
7	debt collection firms contracted by Commonwealth's				
8	Attorneys and shall include, in its annual report to the				
9	General Assembly on the collection of court-ordered				
10	fines and fees for Clerks of the Courts and				
11	Commonwealth's Attorneys, the amount of unpaid fines				
12	and costs collected by this program.				
13	H. Out of this appropriation, \$389,165 the first year				
14	and \$389,165 the second year from the general fund is				
15	designated for the Compensation Board to fund five				
16	additional positions in Commonwealth's Attorney's				
17	Offices that shall be dedicated to prosecuting				
18	gang-related criminal activities. The Board shall ensure				
19	that these positions work across jurisdictional lines,				
20	serving the Northern Virginia area (counties of Fairfax,				
21	Loudoun, Prince William, and Arlington and the cities				
22	of Falls Church, Alexandria, Manassas, Manassas Park				
23	and Fairfax).				
24	74.	Financial Assistance for Circuit Court Clerks (77300).....		\$52,860,106	\$52,860,106
25		Financial Assistance to Circuit Court Clerks (77301) .....	\$12,461,419	\$12,461,419	
26		Financial Assistance for Operations for Circuit Court			
27		Clerks (77302).....	\$19,247,060	\$19,247,060	
28		Financial Assistance for Circuit Court Clerks' Land			
29		Records (77303).....	\$21,151,627	\$21,151,627	
30		Fund Sources: General.....	\$41,128,722	\$41,128,722	
31		Trust and Agency .....	\$11,731,384	\$11,731,384	
32		Authority: Title 15.2, Chapter 16, Article 6.1;			
33		§§ 51.1-706 and 51.1-137, Title 17.1, Chapter 2, Article			
34		7, Code of Virginia.			
35		A.1. The annual salaries of clerks of circuit courts shall			
36		be as hereinafter prescribed.			
37		<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>July 1, 2009</b>	
38		<b>to</b>	<b>to</b>	<b>to</b>	
39		<b>November 30, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>	
40					
41		Less than 10,000	\$73,304	\$73,304	\$75,503
42		10,000 to 19,999	\$90,326	\$90,326	\$93,036
43		20,000-39,999	\$103,419	\$103,419	\$106,522
44		40,000-69,999	\$108,654	\$108,654	\$111,914
45		70,000-99,999	\$117,814	\$117,814	\$121,348
46		100,000-174,999	\$128,288	\$128,288	\$132,137
47		175,000-249,999	\$132,270	\$132,270	\$136,238
48		250,000 and above	\$136,146	\$136,146	\$140,230
49					
50					
51					
52					
53					
54					
55					

ITEM 74.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2				
3	2. Whenever a clerk of a circuit court is such for a			
4	county and a city, for two or more counties, or for two			
5	or more cities, the aggregate population of such			
6	political subdivisions shall be the population for the			
7	purpose of arriving at the salary of the circuit court			
8	clerk under the provisions of this Item.			
9	3. Except as provided in Item 76 A 2, the annual salary			
10	herein prescribed shall be full compensation for services			
11	performed by the office of the circuit court clerk as			
12	prescribed by general law, and for the additional			
13	services of acting as general receiver of the court			
14	pursuant to § 8.01-582, Code of Virginia, indexing and			
15	filing land use application fees pursuant to § 58.1-3234,			
16	Code of Virginia, and all other services provided from,			
17	or utilizing the facilities of, the office of the circuit			
18	court clerk. Pursuant to § 8.01-589, Code of Virginia,			
19	the court shall provide reasonable compensation to the			
20	office of the clerk of the circuit court for acting as			
21	general receiver of the court. Out of the compensation			
22	so allowed, the clerk shall pay his bond or bonds. The			
23	remainder of the compensation so allowed shall be fee			
24	and commission income to the office of the circuit			
25	court clerk.			
26	4. In any county or city operating under provisions of			
27	law which authorizes the governing body to fix the			
28	compensation of the clerk on a salary basis, such clerk			
29	shall receive such salary as shall be allowed by the			
30	governing body. Such salary shall not be fixed at an			
31	amount less than the amount that would be allowed the			
32	clerk under paragraphs A 1 through A 3 of this Item.			
33	5. All clerks shall deposit all clerks' fees and state			
34	revenue with the State Treasurer in a manner consistent			
35	with § 2.2-806, Code of Virginia, unless otherwise			
36	provided by the Compensation Board as set forth in			
37	§ 17.1-284, Code of Virginia.			
38	B. The reports filed by each circuit court clerk pursuant			
39	to § 17.1-283, Code of Virginia, for each calendar year			
40	shall include all income derived from the performance			
41	of any office, function or duty described or authorized			
42	by the Code of Virginia whether directly or indirectly			
43	related to the office of circuit court clerk, including, by			
44	way of description and not limitation, services			
45	performed as a commissioner of accounts, receiver, or			
46	licensed agent, but excluding private services performed			
47	on a personal basis which are completely unrelated to			
48	the office. The Compensation Board may suspend the			
49	allowance for office expenses for any clerk who fails to			
50	file such reports within the time prescribed by law, or			
51	when the Board determines that such report does not			
52	comply with the provisions of this paragraph.			
53	C. Each clerk of the circuit court shall submit to the			
54	Compensation Board a copy of the report required			
55	pursuant to § 19.2-349, Code of Virginia, at the same			
56	time that it is submitted to the Commonwealth's			
57	Attorney.			



ITEM 74.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	D. There is hereby reappropriated the unexpended				
2	balance remaining in this program on June 30, 2008,				
3	and June 30, 2009.				
4	E. Included within this appropriation are Trust and				
5	Agency funds necessary to support one position to				
6	assist Circuit Court Clerks in implementing the				
7	recommendations of the Land Records Management				
8	Task Force Report dated January 1, 1998.				
9	F. Notwithstanding the provisions of § 17.1-279 E,				
10	Code of Virginia, the Compensation Board may allocate				
11	to the clerk of any circuit court funds for the				
12	acquisition of equipment and software for a pilot				
13	project for the automated application for, and issuance				
14	of, marriage licenses by such court. Any such funds				
15	allocated shall be deemed to have been expended				
16	pursuant to clause (iii) of § 17.1-279 E for the purposes				
17	of the limitation on allocations set forth in that				
18	subsection.				
19	G. Notwithstanding the provisions of § 17.1-279, Code				
20	of Virginia, the Compensation Board may allocate up				
21	to \$1,489,213 the first year and \$1,489,213 the second				
22	year of Technology Trust Fund moneys for operating				
23	expenses in the Clerks' offices.				
24	H. Notwithstanding § 17.1-287, Code of Virginia, any				
25	elected official funded through this Item may elect to				
26	relinquish any portion of his state funded salary				
27	established in paragraph A 1 of this Item. In any office				
28	where the official elects this option, the Compensation				
29	Board shall ensure the amount relinquished is used to				
30	fund salaries of other office staff.				
31	I.1. For audits of Clerks of the Circuit Court completed				
32	after July 1, 2004, the Auditor of Public Accounts shall				
33	report any internal control matter that could be				
34	reasonably expected to lead to the loss of revenues or				
35	assets, or otherwise compromise fiscal accountability.				
36	The Auditor of Public Accounts will also report on				
37	compliance with appropriate law and other financial				
38	matters of the Clerks' office.				
39	2. For internal control matters that could be reasonably				
40	expected to lead to the loss of revenues or assets, or				
41	otherwise compromise fiscal accountability, the Clerk				
42	shall provide the Auditor of Public Accounts a written				
43	corrective action plan to any such audit findings within				
44	10 business days of the audit exit conference, which				
45	will state what actions the clerk will take to remediate				
46	the finding. The Clerk's response may also address the				
47	other matters in the report. During the next audit, the				
48	Auditor of Public Accounts shall determine and report				
49	if the Clerk has corrected the finding related to internal				
50	control matters that could be reasonably expected to				
51	lead to the loss of revenues or assets, or otherwise				
52	compromise fiscal accountability.				
53	3. Notwithstanding the provisions of Item 472,				
54	paragraph I.1.a., the Compensation Board shall not				
55	provide any salary increase to any Circuit Court Clerk				
56	identified by the Auditor of Public Accounts who has				
57	not taken corrective action for the matters reported				

ITEM 74.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	above.				
2	J.1. Subject to appropriation by the General Assembly				
3	for this purpose, the Compensation Board may				
4	implement a Circuit Court Clerks' Career Development				
5	Program.				
6	2. Following receipt of a Clerk's certification that the				
7	minimum requirements of the Clerks' Career				
8	Development Program have been met, and provided				
9	that such certification is submitted by Clerks as part of				
10	their annual budget request to the Compensation Board				
11	by February 1 of each year, the Compensation Board				
12	shall increase the annual salary shown in Paragraph				
13	A.1. of this Item by 9.3 percent with the salary increase				
14	becoming effective on the following July 1 for a				
15	12-month period.				
16	K.1. Subject to appropriation by the General Assembly				
17	for this purpose, the Compensation Board may				
18	implement a Deputy Clerks of Circuit Courts' Career				
19	Development Program.				
20	2. For each Deputy Clerk selected by the Clerk for				
21	participation in the Deputy Clerks' Career Development				
22	Program, the Compensation Board shall increase the				
23	annual salary established for that position by 9.3				
24	percent following receipt of the Clerk's certification				
25	that the minimum requirements of the Deputy Clerks'				
26	Career Development Program have been met and				
27	provided that such certification is submitted by Clerks				
28	as part of their annual budget request to the				
29	Compensation Board by February 1 of each year.				
30	L. Upon request of the Attorney for the				
31	Commonwealth, the Clerk of the Circuit Court shall				
32	contemporaneously provide the Attorney for the				
33	Commonwealth copies of all documents provided to the				
34	Virginia Criminal Sentencing Commission pursuant to				
35	§19.2-298.01 (E), Code of Virginia.				
36	M. The Compensation Board may obligate Trust and				
37	Agency funds in excess of the current biennium				
38	appropriation for the automation efforts of the clerks'				
39	offices from the Technology Trust Fund provided that				
40	sufficient cash is available to cover projected costs in				
41	each year and that sufficient revenues are projected to				
42	meet all cash obligations for new obligations as well as				
43	all other commitments and appropriations approved by				
44	the General Assembly in the biennial budget.				
45	75.	Financial Assistance for Local Treasurers (77400).....		\$19,912,939	\$19,912,939
46		Financial Assistance to Local Treasurers (77401).....	\$9,649,596	\$9,649,596	
47		Financial Assistance for Operations of Local Treasurers			
48		(77402) .....	\$9,430,055	\$9,430,055	
49		Financial Assistance for State Tax Services by Local			
50		Treasurers (77403) .....	\$833,288	\$833,288	
51		Fund Sources: General .....	\$19,912,939	\$19,912,939	
52		Authority: Title 15.2, Chapter 16, Articles 2 and 6.1,			
53		Code of Virginia.			
54		A.1. The annual salaries of treasurers, elected or			

ITEM 75.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	appointed officers who hold the combined office of city			
2	treasurer and commissioner of the revenue, or elected			
3	or appointed officers who hold the combined office of			
4	county treasurer and commissioner of the revenue			
5	subject to the provisions of § 15.2-1636.17, Code of			
6	Virginia, shall be as hereinafter prescribed, based on			
7	the services provided, except as otherwise provided in			
8	§ 15.2-1636.12, Code of Virginia.			
9	July 1, 2008	December 1, 2008	July 1, 2009	
10	to	to	to	
11	November 30, 2008	June 30, 2009	June 30, 2010	
12				
13	Less than 10,000	\$58,345	\$58,345	\$60,095
14	10,000 to 19,999	\$64,830	\$64,830	\$66,775
15	20,000-39,999	\$72,034	\$72,034	\$74,195
16	40,000-69,999	\$80,035	\$80,035	\$82,436
17	70,000-99,999	\$88,929	\$88,929	\$91,597
18	100,000-174,999	\$98,808	\$98,808	\$101,772
19	175,000-249,999	\$104,011	\$104,011	\$107,131
20	250,000 and above	\$118,194	\$118,194	\$121,740
21	2. Provided, however, that in cities having a treasurer			
22	who neither collects nor disburses local taxes or			
23	revenue or who distributes local revenues but does not			
24	collect the same, such salaries shall be seventy-five			
25	percent of the salary prescribed above for the			
26	population range in which the city falls except that in			
27	no case shall any such treasurer, or any officer whether			
28	elected or appointed, who holds that combined office of			
29	city treasurer and commissioner of the revenue, receive			
30	an increase in salary less than the annual percentage			
31	increase provided from state funds to any other			
32	treasurer, within the same population range, who was at			
33	the maximum prescribed salary in effect for the fiscal			
34	year FY 1980.			
35	3. Whenever a treasurer is such for two or more cities			
36	or for a county and city together, the aggregate			
37	population of such political subdivisions shall be the			
38	population for the purpose of arriving at the salary of			
39	such treasurer under the provisions of this Item.			
40	B. There is hereby reappropriated the unexpended			
41	balance remaining in this program on June 30, 2008,			
42	and June 30, 2009.			
43	C.1. Subject to appropriations by the General Assembly			
44	for this purpose, the Treasurers' Career Development			
45	Program shall be made available by the Compensation			
46	Board to appointed officers who hold the combined			
47	office of city or county treasurer and commissioner of			
48	the revenue subject to the provisions of § 15.2-1636.17,			
49	Code of Virginia.			
50	2. The Compensation Board may increase the annual			
51	salary in paragraph A 1 of this Item by 9.3 percent			
52	following receipt of the Treasurer's certification that the			
53	minimum requirements of the Treasurers' Career			
54	Development Program have been met, provided that			
55	such certifications are submitted by Treasurers as part			
56	of their annual budget request to the Compensation			

ITEM 75.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Board on February 1 of each year.				
2	D.1. Subject to appropriations by the General Assembly				
3	for this purpose, the Compensation Board shall provide				
4	for a Deputy Treasurers' Career Development Program.				
5	2. For each Deputy Treasurer selected by the Treasurer				
6	for participation in the Deputy Treasurers' Career				
7	Development Program, the Compensation Board shall				
8	increase the annual salary established for that position				
9	by 9.3 percent following receipt of the Treasurer's				
10	certification that the minimum requirements of the				
11	Deputy Treasurers' Career Development Program have				
12	been met, and provided that such certification is				
13	submitted by the Treasurer as part of the annual budget				
14	request to the Compensation Board on or before				
15	February 1 of each year for an effective date of salary				
16	increase of the following July 1st.				
17	76.	Administrative and Support Services (79900).....		\$7,867,759	\$7,616,689
18		General Management and Direction (79901).....	\$2,836,415	\$2,656,407	
19		Information Technology Services (79902).....	\$1,530,993	\$1,459,931	
20		Training Services (79925).....	\$145,611	\$145,611	
21		Liability Insurance (79940).....	\$3,354,740	\$3,354,740	
22		Fund Sources: General.....	\$7,867,759	\$7,616,689	
23	Authority: Title 2.2-1839; Title 15.2, Chapter 16,				
24	Articles 2, 3, 4 and 6.1; Title 17.1, Chapter 2, Article				
25	7, Code of Virginia.				
26	A.1. In determining the salary of any officer specified				
27	in Items 69, 71, 72, 73, 74, and 75 of this act, the				
28	Compensation Board shall use the most recent				
29	provisional population estimate from the United States				
30	Bureau of the Census or the Weldon Cooper Center for				
31	Public Service of the University of Virginia available				
32	when fixing the officer's annual budget and shall adjust				
33	such population estimate, where applicable, for any				
34	annexation or consolidation order by a court when such				
35	order becomes effective. There shall be no reduction in				
36	salary by reason of a decline in population during the				
37	terms in which the incumbent remains in office.				
38	2. In determining the salary of any officer specified in				
39	Items 69, 71, 72, 73, 74, and 75 of this act, nothing				
40	herein contained shall prevent the governing body of				
41	any county or city from supplementing the salary of				
42	such officer in such county or city for additional				
43	services not required by general law; provided,				
44	however, that any such supplemental salary shall be				
45	paid wholly by such county or city.				
46	3. Any officer whose salary is specified in Items 69,				
47	71, 72, 73, 74, and 75 of this act shall provide				
48	reasonable access to his work place, files, records, and				
49	computer network as may be requested by his duly				
50	elected successor after the successor has been certified.				
51	B.1. Notwithstanding any other provision of law, the				
52	Compensation Board shall authorize and fund				
53	permanent positions for the locally elected				
54	constitutional officers, subject to appropriation by the				

ITEM 76.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Assembly, including the principal officer, at the			
2	following levels:			
3			<b>FY 2009</b>	<b>FY 2010</b>
4	Sheriffs		10,393	10,556
5	Partially Funded: Jail Medical, Treatment, and Classification and Records Positions		725	725
6	Commissioners of the Revenue		846	846
7	Treasurers		861	861
8	Directors of Finance		383	383
9	Commonwealth's Attorneys		1,266	1,266
10	Clerks of the Circuit Court		1,144	1,144
11	TOTAL		15,618	15,781
12	2. The Compensation Board is authorized to provide			
13	funding for 549 temporary positions the first year and			
14	549 temporary positions the second year.			
15	3. The Board is authorized to adjust the expenses and			
16	other allowances for such officers to maintain approved			
17	permanent and temporary manpower levels.			
18	4. Paragraphs B 1 and B 2 of this Item shall not apply			
19	to the clerks of the circuit courts and their employees			
20	specified in § 17.1-288, Code of Virginia, or those			
21	under contract pursuant to § 17.1-290, Code of			
22	Virginia.			
23	C.1. Reimbursement by the Compensation Board for			
24	the use of vehicles purchased or leased with public			
25	funds used in the discharge of official duties shall be at			
26	a rate equal to that approved by the Joint Legislative			
27	Audit and Review Commission for Central Garage Car			
28	Pool services. No vehicle purchased or leased with			
29	public funds on or after July 1, 2002 shall display			
30	lettering on the exterior of the vehicle that includes the			
31	name of the incumbent sheriff.			
32	2. Reimbursement by the Compensation Board for the			
33	use of personal vehicles in the discharge of official			
34	duties shall be at a rate equal to that established in			
35	§ 4-5.04 f 2. of this act. All such requests for			
36	reimbursement shall be accompanied by a certification			
37	that a publicly owned or leased vehicle was unavailable			
38	for use.			
39	D.1. Compensation Board payments of, or			
40	reimbursements for, the employer paid contribution to			
41	the Virginia Retirement System, or any system offering			
42	like benefits, shall not exceed the Commonwealth's			
43	proportionate share of the following, whichever is less:			
44	(a) the actual retirement rate for the local constitutional			
45	officer's office or regional correctional facility as set by			
46	the Board of the Virginia Retirement System or (b) the			
47	employer rate established for the general classified			
48	workforce of the Commonwealth covered under the			
49	Virginia Retirement System.			
50	2. The rate specified in paragraph D 1 shall exclude the			
51	cost of any early retirement program implemented by			
52	the Commonwealth.			
53	3. Any employer paid contribution costs for rates			
54	exceeding those specified in paragraph D 1 shall be			
55	borne by the employer.			

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

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

ITEM 76.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	O. The Compensation Board is hereby authorized to			
2	deduct, from the first reimbursements made each year			
3	to localities out of the amounts in Items 69, 71, 72, 73,			
4	74, and 75 of this act, an amount equal to fifty percent			
5	of each locality's share of the insurance premium paid			
6	by the Compensation Board on behalf of the			
7	constitutional offices, directors of finance, and regional			
8	jails.			
9	P. Effective July 1, 2007, the Compensation Board is			
10	authorized to withhold reimbursements due the locality			
11	for sheriff and jail expenses upon notification from the			
12	Superintendent of State Police that there is reason to			
13	believe that crime data reported by a locality to the			
14	Department of State Police in accordance with § 52-28,			
15	Code of Virginia, is missing, incomplete or incorrect.			
16	Upon subsequent notification by the Superintendent that			
17	the data is accurate, the Compensation Board shall			
18	make reimbursement of withheld funding due the			
19	locality when such corrections are made within the			
20	same fiscal year that funds have been withheld.			
21	Q. There is hereby reappropriated the unexpended			
22	balance remaining in the Liability Insurance service			
23	area on June 30, 2008, and June 30, 2009.			
24	R. Included in this appropriation is \$244,500 the first			
25	year and \$244,500 the second year from the general			
26	fund for the Compensation Board to contract for			
27	services to be provided by the Virginia Community			
28	Policing Institute to implement an interface between the			
29	Statewide Automated Victim Notification (SAVIN)			
30	system and the Virginia Sex Offender Registry.			
31	S. Notwithstanding the provisions of § 51.1-1403 A,			
32	Code of Virginia, the Compensation Board is hereby			
33	authorized to deduct, from the first reimbursements			
34	made each year to localities out of the amounts in			
35	Items 69, 71, 72, 73, 74, and 75 of this act, an amount			
36	equal to fifty percent of each locality's retiree health			
37	premium paid by the Compensation Board on behalf of			
38	the constitutional offices, directors of finance, and			
39	regional jails.			
40	Total for Compensation Board.....		\$669,954,590	\$685,315,490
41	General Fund Positions.....	21.00	21.00	
42	Nongeneral Fund Positions.....	1.00	1.00	
43	Position Level .....	22.00	22.00	
44	Fund Sources: General.....	\$658,223,206	\$673,584,106	
45	Trust and Agency .....	\$11,731,384	\$11,731,384	
46	<b>§ 1-26. DEPARTMENT OF EMPLOYMENT DISPUTE RESOLUTION (962)</b>			
47	77. Personnel Management Services (70400).....		\$1,406,610	\$1,406,610
48	Employee Grievance, Mediation, Training, and			
49	Consultation Services (70416).....	\$1,406,610	\$1,406,610	
50	Fund Sources: General.....	\$1,106,641	\$1,106,641	
51	Special.....	\$299,969	\$299,969	
52	Authority: Title 2.2, Chapters 10 and 30, Code of			
53	Virginia.			



ITEM 77.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Department of Employment Dispute				
2	Resolution.....			\$1,406,610	\$1,406,610
3	General Fund Positions.....	12.50	12.50		
4	Nongeneral Fund Positions.....	5.50	5.50		
5	Position Level .....	18.00	18.00		
6	Fund Sources: General.....	\$1,106,641	\$1,106,641		
7	Special.....	\$299,969	\$299,969		
8	<b>§ 1-27. DEPARTMENT OF GENERAL SERVICES (194)</b>				
9	78. Laboratory Services (72600) .....			\$28,015,357	\$28,113,328
10	Statewide Laboratory Services (72604) .....	\$28,015,357	\$28,113,328		
11	Fund Sources: General.....	\$11,912,146	\$12,010,117		
12	Enterprise .....	\$6,981,598	\$6,981,598		
13	Internal Service.....	a sum sufficient			
14	Federal Trust.....	\$9,121,613	\$9,121,613		
15	Authority: Title 2.2, Chapter 11, Article 2, Code of				
16	Virginia.				
17	A. The provisions of § 2.2-1104, Code of Virginia,				
18	notwithstanding, the Division of Consolidated				
19	Laboratory Services shall ensure that no individual is				
20	denied the benefits of laboratory tests mandated by the				
21	Department of Health for reason of inability to pay for				
22	such services.				
23	B.1. Statewide Laboratory Services include an internal				
24	service fund which shall be paid from revenues derived				
25	from charges to the Department of Environmental				
26	Quality and the Department of Agriculture and				
27	Consumer Services. The estimated internal service fund				
28	cost is \$2,100,000 the first year and \$2,200,000 the				
29	second year.				
30	2. Statewide Laboratory Services include an internal				
31	service fund, which shall be paid by transfers from the				
32	Virginia Department of Transportation for motor fuel				
33	testing as stated in § 3-1.02 A of this act, and fees				
34	collected from governmental entities for sample testing.				
35	The estimated internal service fund cost is \$329,868 the				
36	first year and \$329,868 the second year.				
37	C. The provisions of § 2.2-1104 B, Code of Virginia,				
38	notwithstanding, the Division of Consolidated				
39	Laboratories may charge a fee for the limited and				
40	specific purpose of analyses of water samples where:				
41	1. testing is required by Department of Health				
42	regulations pursuant to Phase II and Phase V				
43	regulations of the federal Safe Drinking Water Act, and				
44	2. funding to support such testing is not otherwise				
45	provided for in this act.				
46	D. Out of this Item is provided, \$296,900 the first year				
47	and \$622,900 the second year from the general fund for				
48	lease payments through the Master Equipment Lease				
49	Program for laboratory equipment.				
50	E. This Item includes savings from the closure of the				

ITEM 78.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	laboratory located in Abingdon. The Department of				
2	General Services is directed to sell the property.				
3	Laboratory operating costs and equipment relocation				
4	costs incurred by the Department of General Services				
5	after closure will be paid from the proceeds received				
6	from the sale of the property.				
7	79. Real Estate Services (72700).....			\$1,196,849	\$1,196,849
8	Statewide Leasing and Disposal Services (72705).....	\$1,196,849	\$1,196,849		
9	Fund Sources: General.....	\$828,142	\$828,142		
10	Special.....	\$368,707	\$368,707		
11	Internal Service.....	a sum sufficient			
12	Authority: Title 2.2, Chapter 11, Article 4, § 2.2-1156,				
13	Code of Virginia.				
14	This appropriation includes an internal service fund to				
15	support a program of Real Estate Services. This internal				
16	service fund may include rent payments or fees to be				
17	paid by state agencies and institutions for their				
18	occupancy of facilities and for the agency's				
19	management of real property transactions, including, but				
20	not necessarily limited to, leases of non-state owned				
21	office space throughout the Commonwealth for use by				
22	such agencies and institutions. Also included are funds				
23	to pay costs associated with the disposal of state-owned				
24	real property and interests therein. The costs paid for				
25	each sale shall be returned to the fund upon sale of the				
26	property in an amount calculated at 115 percent of such				
27	costs. The estimated cost for this service area is				
28	\$2,109,566 the first year and \$2,109,566 the second				
29	year. In implementing the program, the department				
30	may utilize brokerage services, portfolio management				
31	strategies, personnel policies, and compensation				
32	practices generally consistent with prevailing industry				
33	best practices.				
34	80. Procurement Services (73000).....			\$24,175,520	\$24,128,855
35	Statewide Procurement Services (73002).....	\$24,175,520	\$24,128,855		
36	Surplus Property Programs (73007).....	a sum sufficient			
37	Statewide Cooperative Procurement and Distribution				
38	Services (73008).....	a sum sufficient			
39	Fund Sources: General.....	\$3,883,810	\$3,883,810		
40	Special.....	\$2,374,338	\$2,327,673		
41	Enterprise.....	\$17,917,372	\$17,917,372		
42	Internal Service.....	a sum sufficient			
43	Authority: Title 2.2, Chapter 11, Articles 3 and 6, Code				
44	of Virginia.				
45	A. The amounts for Surplus Property Programs shall be				
46	paid solely from revenues derived from charges for				
47	services. The estimated cost for sales of federal surplus				
48	property is \$1,030,000 the first year and \$1,030,000 the				
49	second year. The estimated cost for sales of state				
50	surplus property is \$1,500,000 the first year and				
51	\$1,600,000 the second year.				
52	B. The amount for statewide cooperative procurement				
53	and distribution services shall be paid solely from				
54	revenues derived from charges for services. The				
55	estimated cost is \$31,800,000 the first year and				

ITEM 80.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	\$32,000,000 the second year.				
2	C. 1. Notwithstanding any other provision of law, the				
3	Department of General Services shall assume authority				
4	and responsibility for procurement of information				
5	technology goods and services from the Virginia				
6	Information Technologies Agency.				
7	2. The Division of Purchases and Supply within the				
8	Department of General Services shall:				
9	a. Delegate procurement authority and responsibility for				
10	telecommunications services, internet services, and the				
11	Virginia Information Technologies Agency/Northrop				
12	Grumman Contract to Virginia Information				
13	Technologies Agency.				
14	b. Standardize the general delegation of procurement				
15	authority to be the same for all goods and				
16	non-professional services, including certain information				
17	technology goods and services, across the Executive				
18	Branch of government.				
19	D. 1. 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	2. Through June 30, 2009, the Department of General				
27	Services is authorized to use excess revenues generated				
28	in this paragraph, to supplement funding of				
29	procurement services authorized in Item 80D, with				
30	approval by the Director, Department of Planning and				
31	Budget.				
32	E. The Virginia Information Technologies Agency and				
33	the Department of General Services will develop a joint				
34	memorandum of understanding, in cooperation with the				
35	Department of Planning and Budget and the				
36	Department of Accounts, to execute this transfer in an				
37	orderly manner on July 1, 2008. The memorandum				
38	shall be based upon a detailed analysis by each agency				
39	of staffing and operating expenses supported by the				
40	Acquisitions Services Special Fund. The Director,				
41	Department of Planning and Budget, is authorized to				
42	transfer additional dollars and positions between the				
43	two agencies based on findings of the memorandum.				
44	81.	Physical Plant Management Services (74100).....		\$5,559,723	\$5,559,723
45		Parking Facilities Management (74105) .....	\$3,328,104	\$3,328,104	
46		Statewide Building Management (74106).....	\$1,118,205	\$1,118,205	
47		Statewide Engineering and Architectural Services			
48		(74107) .....	\$457,107	\$457,107	
49		Seat of Government Mail Services (74108) .....	\$656,307	\$656,307	
50		Fund Sources: General .....	\$1,745,177	\$1,745,177	
51		Special .....	\$3,814,546	\$3,814,546	
52		Internal Service.....	a sum sufficient		
53	Authority: Title 2.2, Chapter 11, Articles 4 and 6;				
54	§ 58.1-3403, Code of Virginia.				

ITEM 81.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A.1. Statewide Building Management includes an			
2	internal service fund. The amounts for this service area			
3	shall be paid solely from revenues derived for services.			
4	The estimated cost is \$7,132,931 the first year and			
5	\$7,239,493 the second year.			
6	2. Also in Statewide Building Management is an			
7	internal service fund supported from revenues derived			
8	from rental charges assessed to occupants for			
9	seat-of-government buildings controlled, maintained and			
10	operated by the Department of General Services,			
11	excluding the building occupants that currently have			
12	maintenance service agreements with the department.			
13	The estimated cost for this service area is \$26,845,376			
14	the first year and \$27,959,505 the second year for			
15	facilities at the seat of government, and a sum			
16	sufficient for maintenance and operation of such other			
17	state-owned facilities as the Governor or department			
18	may direct, as otherwise provided by law.			
19	3. Further, out of the estimated cost for this service			
20	area, amounts estimated at \$1,640,000 the first year and			
21	\$1,640,000 the second year shall be paid for Payment			
22	in Lieu of Taxes. In addition to the amounts for the			
23	sum sufficient, the following sums, estimated at the			
24	amounts shown for this purpose, are included in the			
25	appropriations for the agencies identified:			
26		<b>FY 2009</b>	<b>FY 2010</b>	
27	Department of Alcoholic Beverage Control	\$58,702	\$58,702	
28	Department of Forensics	\$218,644	\$218,644	
29	Department of Game and Inland Fisheries	\$13,688	\$13,688	
30	Department of Military Affairs	\$16,760	\$16,760	
31	Department of Motor Vehicles	\$165,799	\$165,799	
32	Department of State Police	\$528	\$528	
33	Department of Taxation	\$20,828	\$20,828	
34	Department of Transportation	\$189,688	\$189,688	
35	Department for the Blind and Vision Impaired	\$3,158	\$3,158	
36	State Corporation Commission	\$173,542	\$173,542	
37	Virginia Employment Commission	\$51,819	\$51,819	
38	Virginia Housing Development Authority	\$93,209	\$93,209	
39	Virginia Museum of Fine Arts	\$158,513	\$158,513	
40	Virginia Retirement System	\$33,322	\$33,322	
41	<b>TOTAL</b>	<b>\$1,198,200</b>	<b>\$1,198,200</b>	
42	B.1. Statewide Engineering and Architectural Services			
43	include an internal service fund to support the Bureau			
44	of Capital Outlay Management. This internal service			
45	fund shall consist of the fees imposed upon state			
46	agencies and institutions of higher education for the			
47	review of architectural, mechanical, and life safety			
48	plans of capital outlay projects. The estimated total			
49	amount to be collected by this fund is a sum sufficient			
50	estimated at \$3,350,000 in the first year and \$3,500,000			
51	in the second year.			
52	2. Under the internal service fund, the Department of			
53	General Services shall review 85 percent of all capital			
54	outlay projects within 14 calendar days, 95 percent			
55	within 21 calendar days, and 100 percent within 28			
56	days of submission. The Department of General			
57	Services also shall work with its client agencies and			
58	institutions to develop estimated budgetary standards			
59	for the hours and associated costs of review that will be			

ITEM 81.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	required for different project types.			
2	3. In administering this internal service fund, the			
3	Department of General Services may dedicate a			
4	full-time position to conduct fire and life safety code			
5	reviews for any institution of higher education that			
6	generates a high volume of capital outlay projects on a			
7	routine basis. This dedicated reviewer shall report to the			
8	Director, Bureau of Capital Outlay Management but			
9	may be located at the institution of higher education.			
10	The cost of the dedicated reviewer shall be borne by			
11	the higher education institution.			
12	C. Interest on the employee vehicle parking fund			
13	authorized by § 4-6.04 c of this act shall be added to			
14	the fund as earned.			
15	D. Included in this Item is \$311,004 the first year and			
16	\$311,004 the second year from the general fund to			
17	maintain and oversee the Facility Inventory Condition			
18	and Assessment system. The general fund dollars are			
19	to be supplemented by fees assessed to state agencies			
20	and institutions of higher education. The Department of			
21	General Services, in conjunction with the Department of			
22	Planning and Budget, shall develop guidelines for			
23	these fees.			
24	E. The Department of General Services shall, in			
25	conjunction with affected agencies, develop, implement,			
26	and administer a consolidated mail function to process			
27	inbound and outbound mail for agencies located in the			
28	Richmond metropolitan area. The consolidated mail			
29	function shall include the establishment of a centralized			
30	mail receiving and outbound processing location or			
31	locations, and the enhancement of mail security			
32	capabilities within these location(s).			
33	82.	Printing and Reproduction (82100).....		a sum sufficient
34		Statewide Graphic Design Services (82101) .....	a sum sufficient	
35		Fund Sources: Internal Service.....	a sum sufficient	
36		Authority: Title 2.2, Chapter 11, Articles 3 and 6, Code		
37		of Virginia.		
38		The amounts in this Item shall be paid solely from		
39		revenues derived from charges for services. The		
40		estimated cost is \$405,752 the first year and \$415,705		
41		the second year.		
42	83.	Transportation Pool Services (82300).....		a sum sufficient
43		Fund Sources: Internal Service.....	a sum sufficient	
44		Authority: Title 2.2, Chapter 11, Article 7; § 2.2-120,		
45		Code of Virginia.		
46		Included in statewide vehicle management services is		
47		an internal service fund derived from charges to		
48		agencies for those services. The estimated cost for this		
49		internal service fund is \$16,500,000 the first year and		
50		\$16,800,000 the second year.		

ITEM 83.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	84.	Administrative and Support Services (79900).....			\$5,633,645	\$5,633,645
2		General Management and Direction (79901).....	\$3,468,389	\$3,468,389		
3		Information Technology Services (79902).....	\$2,165,256	\$2,165,256		
4		Fund Sources: General.....	\$5,633,645	\$5,633,645		
5		Authority: Title 2.2, Chapter 11 and Chapter 24,				
6		Articles 1, 3, and 13, Code of Virginia.				
7		Total for Department of General Services.....			<b>\$64,581,094</b>	<b>\$64,632,400</b>
8		General Fund Positions.....	250.00	250.00		
9		Nongeneral Fund Positions.....	424.50	424.50		
10		Position Level.....	674.50	674.50		
11		Fund Sources: General.....	\$24,002,920	\$24,100,891		
12		Special.....	\$6,557,591	\$6,510,926		
13		Enterprise.....	\$24,898,970	\$24,898,970		
14		Federal Trust.....	\$9,121,613	\$9,121,613		
15		<b>§ 1-28. DEPARTMENT OF HUMAN RESOURCE MANAGEMENT (129)</b>				
16	85.	Personnel Management Services (70400).....			\$9,995,987	\$9,995,987
17		Agency Human Resource Services (70401).....	\$1,896,962	\$1,896,962		
18		Equal Employment Services (70403).....	\$842,215	\$842,215		
19		Health Benefits Services (70406).....	\$2,776,537	\$2,776,537		
20		Personnel Development Services (70409).....	\$803,777	\$803,777		
21		State Employee Services (70417).....	\$211,138	\$211,138		
22		State Employee Workers' Compensation Services				
23		(70418).....	\$1,178,426	\$1,178,426		
24		Administrative and Support Services (70419).....	\$2,286,932	\$2,286,932		
25		Fund Sources: General.....	\$5,424,537	\$5,424,537		
26		Special.....	\$3,398,895	\$3,398,895		
27		Trust and Agency.....	\$1,172,555	\$1,172,555		
28		Authority: Title 2.2, Chapters 12, 28, and 29, Code of				
29		Virginia.				
30		A. Administration of any health benefit plan or plans				
31		provided for state employees pursuant to § 2.2-2818,				
32		Code of Virginia, shall be subject to the review of the				
33		Virginia Council on Human Resources, which is				
34		provided for in § 2.2-2675, Code of Virginia.				
35		Additionally, the department shall report any proposed				
36		changes in premiums, benefits, carriers, or provider				
37		networks to the Governor and the Chairmen of the				
38		House Appropriations and Senate Finance Committees				
39		at least sixty days prior to implementation.				
40		B.1. The Department of Human Resource Management				
41		shall operate a human resource service center to support				
42		the human resource needs of those agencies identified				
43		by the Secretary of Administration in consultation with				
44		the Department of Planning and Budget. The agencies				
45		so identified shall cooperate with the Department of				
46		Human Resource Management by transferring such				
47		records and functions as may be required.				
48		2. The Department of Human Resource Management				
49		shall recover the cost of the human resource service				
50		center's services in a manner determined by the				
51		Director, Department of Planning and Budget and the				
52		State Comptroller.				

ITEM 85.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. Nothing in this paragraph shall prohibit additional				
2	agencies from using the services of the center; however,				
3	these additional agencies' use of the human resource				
4	service center shall be subject to approval by the				
5	affected cabinet secretary and the Secretary of				
6	Administration.				
7	C. The institutions of higher education shall be exempt				
8	from the centralized advertising requirements identified				
9	in Executive Order 73 (01).				
10	D.1. To ensure fair and equitable performance reviews,				
11	the Department of Human Resource Management,				
12	within available resources, is directed to provide				
13	performance management training to agencies and				
14	institutions of higher education with classified				
15	employees.				
16	2. Agency heads in the Executive Department are				
17	directed to require appropriate performance management				
18	training for all agency supervisors and managers.				
19	E. The Department of Human Resource Management				
20	shall take into account the claims experience of each				
21	agency and institution when setting premiums for the				
22	workers' compensation program.				
23	F. The Department of Human Resource Management				
24	shall report to the Governor and Chairmen of the House				
25	Appropriations and Senate Finance Committees by				
26	September 1, 2009, of its recommended workers'				
27	compensation premiums for state agencies for the				
28	following biennium. This report shall also include the				
29	basis for the department's recommendations, the				
30	number and amount of workers' compensation				
31	settlements concluded in the previous fiscal year, and				
32	the impact of those settlements on the workers'				
33	compensation program's reserves.				
34	G. The Department of Human Resource Management				
35	shall report to the Governor and Chairmen of the House				
36	Appropriations and Senate Finance Committees by				
37	October 15, of each year, the renewal cost of the state				
38	employee health insurance program premiums that will				
39	go into effect on July 1, 2009 and July 1, 2010. This				
40	report shall include the impact of the renewal cost on				
41	employee and employer premiums and a valuation of				
42	liabilities as required by Other Post Employment				
43	Benefits reporting standards.				
44	Total for Department of Human Resource Management..			<b>\$9,995,987</b>	<b>\$9,995,987</b>
45	General Fund Positions.....	55.00	55.00		
46	Nongeneral Fund Positions.....	40.00	40.00		
47	Position Level .....	95.00	95.00		
48	Fund Sources: General.....	\$5,424,537	\$5,424,537		
49	Special.....	\$3,398,895	\$3,398,895		
50	Trust and Agency .....	\$1,172,555	\$1,172,555		

ITEM 86.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>Administration of Health Insurance (149)</b>				
2	86. Personnel Management Services (70400) .....			\$165,350,000	\$165,350,000
3	Health Benefits Services (70406).....	a sum sufficient			
4	Local Health Benefit Services (70407).....	\$165,000,000	\$165,000,000		
5	Administrative and Support Services (70419).....	\$350,000	\$350,000		
6	Fund Sources: Enterprise .....	\$165,000,000	\$165,000,000		
7	Internal Service.....	a sum sufficient			
8	Trust and Agency .....	\$350,000	\$350,000		
9	Authority: § 2.2-2818, Code of Virginia.				
10	A. The amounts for Health Benefits Services are from				
11	all funds appropriated to state agencies for this purpose.				
12	It is an internal service fund for appropriation purposes.				
13	Revenues will be paid from state agencies to the				
14	Department of Human Resource Management.				
15	B. The amounts for Local Health Benefits Services				
16	include estimated revenues received from localities for				
17	the local choice health benefits program.				
18	C.1. In the event that the total of all eligible claims				
19	exceeds the balance in the state employee medical				
20	reimbursement account, there is hereby appropriated a				
21	sum sufficient from the general fund of the state				
22	treasury to enable the payment of such eligible claims.				
23	2. The term "employee medical reimbursement account"				
24	means the account administered by the Department of				
25	Human Resource Management pursuant to § 125 of the				
26	Internal Revenue Code in connection with the health				
27	insurance program for state employees (§ 2.2-2818,				
28	Code of Virginia).				
29	D. No amounts shall be obligated or expended from the				
30	reserved component of the Employee Health Insurance				
31	Fund unless prior approval is obtained from the				
32	Secretary of Finance and the Secretary of				
33	Administration. The Department of Planning and				
34	Budget shall notify the Chairmen of the House				
35	Appropriations and Senate Finance Committees of any				
36	disbursements made from or commitments against the				
37	reserved component.				
38	Total for Administration of Health Insurance .....			<b>\$165,350,000</b>	<b>\$165,350,000</b>
39	Fund Sources: Enterprise .....	\$165,000,000	\$165,000,000		
40	Trust and Agency .....	\$350,000	\$350,000		
41	Grand Total for Department of Human Resource				
42	Management .....			<b>\$175,345,987</b>	<b>\$175,345,987</b>
43	General Fund Positions.....	55.00	55.00		
44	Nongeneral Fund Positions.....	40.00	40.00		
45	Position Level .....	95.00	95.00		
46	Fund Sources: General .....	\$5,424,537	\$5,424,537		
47	Special.....	\$3,398,895	\$3,398,895		
48	Enterprise .....	\$165,000,000	\$165,000,000		
49	Trust and Agency .....	\$1,522,555	\$1,522,555		



ITEM 87.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 1-29. HUMAN RIGHTS COUNCIL (170)</b>			
<b>2</b>	87. Personnel Management Services (70400) .....		\$489,325	\$489,325
<b>3</b>	Compliance and Enforcement (70414).....	\$489,325	\$489,325	
<b>4</b>	Fund Sources: General.....	\$463,125	\$463,125	
<b>5</b>	Federal Trust.....	\$26,200	\$26,200	
<b>6</b>	Authority: Title 2.2, Chapter 26, Article 12, and			
<b>7</b>	Chapter 39; Title 15.2, Chapter 16, § 15.2-1604, Code			
<b>8</b>	of Virginia.			
<b>9</b>	Total for Human Rights Council.....		<b>\$489,325</b>	<b>\$489,325</b>
<b>10</b>	General Fund Positions.....	6.00	6.00	
<b>11</b>	Position Level .....	6.00	6.00	
<b>12</b>	Fund Sources: General.....	\$463,125	\$463,125	
<b>13</b>	Federal Trust.....	\$26,200	\$26,200	
<b>14</b>	<b>§ 1-30. DEPARTMENT OF MINORITY BUSINESS ENTERPRISE (232)</b>			
<b>15</b>	88. Economic Development Services (53400).....		\$2,260,281	\$2,260,281
<b>16</b>	Minority Business Enterprise Procurement Reporting			
<b>17</b>	and Coordination (53406).....	\$509,417	\$509,417	
<b>18</b>	Minority Business Enterprise Outreach (53407) .....	\$1,156,681	\$1,156,681	
<b>19</b>	Minority Business Enterprise Certification (53414).....	\$531,402	\$531,402	
<b>20</b>	Capital Access Fund for Disadvantaged Businesses			
<b>21</b>	(53417) .....	\$62,781	\$62,781	
<b>22</b>	Fund Sources: General.....	\$753,413	\$753,413	
<b>23</b>	Commonwealth Transportation .....	\$1,506,868	\$1,506,868	
<b>24</b>	Authority: Title 2.2, Chapter 14; Title 56, Chapter 57,			
<b>25</b>	Article 3, Code of Virginia.			
<b>26</b>	The Department of Minority Business Enterprise, in			
<b>27</b>	conjunction with the Department of General Services,			
<b>28</b>	the Virginia Employment Commission, and the Virginia			
<b>29</b>	Department of Transportation, is authorized to conduct			
<b>30</b>	analyses of the availability of minority business			
<b>31</b>	enterprises in Virginia and the utilization of such			
<b>32</b>	businesses by the Commonwealth of Virginia, localities,			
<b>33</b>	or private industry in the acquisition of goods and			
<b>34</b>	services. The department also is authorized to receive			
<b>35</b>	and accept from the United States government, or any			
<b>36</b>	agency thereof, and from any other source, private or			
<b>37</b>	public, any and all gifts, grants, allotments, bequests or			
<b>38</b>	devises of any nature that would assist the department			
<b>39</b>	in conducting such analyses or otherwise strengthen its			
<b>40</b>	services to minority business enterprises. The Director,			
<b>41</b>	Department of Planning and Budget, is authorized to			
<b>42</b>	establish a nongeneral fund appropriation for the			
<b>43</b>	purposes of expending revenues that may be received			
<b>44</b>	for this effort.			
<b>45</b>	Total for Department of Minority Business Enterprise.....		<b>\$2,260,281</b>	<b>\$2,260,281</b>
<b>46</b>	General Fund Positions.....	10.50	10.50	
<b>47</b>	Nongeneral Fund Positions.....	18.50	18.50	
<b>48</b>	Position Level .....	29.00	29.00	

ITEM 88.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$753,413	\$753,413		
2	Commonwealth Transportation .....	\$1,506,868	\$1,506,868		
3	<b>§ 1-31. STATE BOARD OF ELECTIONS (132)</b>				
4	89. Electoral Services (72300).....			\$18,977,928	\$13,777,928
5	Electoral Uniformity, Legality, and Quality Assurance				
6	Services (72302).....	\$557,001	\$557,001		
7	Statewide Voter Registration System Services (72304)....	\$6,128,900	\$6,128,900		
8	Campaign Finance Disclosure Administration Services				
9	(72309) .....	\$290,944	\$290,944		
10	Election Administration Services (72310) .....	\$10,235,507	\$5,035,507		
11	Voter Services (72311) .....	\$428,495	\$428,495		
12	Administrative Services (72312) .....	\$1,337,081	\$1,337,081		
13	Fund Sources: General.....	\$3,900,061	\$3,700,061		
14	Trust and Agency .....	\$15,077,867	\$10,077,867		
15	Authority: Title 24.2, Chapter 1, Code of Virginia.				
16	Out of the amounts included for Election				
17	Administration Services, \$200,000 the first year from				
18	the general fund is appropriated pursuant to § 30-19.9,				
19	Code of Virginia, to advertise the general bond				
20	obligation referendum under consideration by the voters				
21	during the November 2008 elections.				
22	90. Financial Assistance for Electoral Services (78000).....			\$7,392,674	\$7,392,674
23	Financial Assistance for General Registrar				
24	Compensation (78001).....	\$6,081,901	\$6,081,901		
25	Financial Assistance for Local Electoral Board				
26	Compensation and Expenses (78002) .....	\$1,310,773	\$1,310,773		
27	Fund Sources: General.....	\$7,392,674	\$7,392,674		
28	Authority: Title 24.2, Chapter 1, Code of Virginia.				
29	A.1.a. In determining the salary and normal days of				
30	service per week for each general registrar, the State				
31	Board of Elections shall use the most recent provisional				
32	population estimate from the Center for Public Service				
33	of the University of Virginia. The State Board of				
34	Elections shall adjust such population estimate, where				
35	applicable, for any annexation or consolidation order by				
36	a court when such order becomes effective. There shall				
37	be no reduction in salary or normal days of service per				
38	week by reason of a decline in population during the				
39	terms in which the incumbent general registrar remains				
40	in office.				
41	b. The annual salaries of general registrars authorized to				
42	work five normal days of service per week in				
43	accordance with the provisions of § 24.2-111, Code of				
44	Virginia shall be as hereinafter prescribed.				
45	<b>Population</b>	<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>July 1, 2009</b>	
46		<b>to</b>	<b>to</b>	<b>to</b>	
47		<b>November 30, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>	
48					
49	0-25,000	\$43,363	\$43,363	\$44,664	
50					
51	25,001-50,000	\$47,647	\$47,647	\$49,076	

ITEM 90.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	50,001-100,000	\$52,220	\$52,220	\$53,787
3				
4	100,001-150,000	\$58,359	\$58,359	\$60,110
5				
6	150,001-200,000	\$63,914	\$63,914	\$65,831
7				
8	200,001 and above	\$84,476	\$84,476	\$87,010
9				
10				
11	c. The annual salaries of general registrars authorized to			
12	work three normal days of service per week shall be			
13	fixed at 60 percent of the salary prescribed above for			
14	the population range in which the locality falls.			
15	d. Any locality required to supplement the salary of a			
16	general registrar on June 30, 1981, shall continue that			
17	supplement at the identical annual amount as paid in			
18	FY 1982. This supplement shall continue as long as the			
19	incumbent general registrar on July 1, 1982, continues			
20	in office. Further, any locality may supplement the			
21	annual salary of the general registrar. There shall be no			
22	reimbursement out of the state treasury for such			
23	supplements.			
24	e. Normal days of service per week for each general			
25	registrar shall be fixed on July 1 each year by the State			
26	Board of Elections as hereinafter prescribed.			
27	<b>Population</b>	<b>Days of Service per Week</b>		
28	0 - 9,999	3		
29	10,000 and above	5		
30	No general registrar's normal days of service per week			
31	shall be less than that which was previously authorized			
32	as of June 1, 1981.			
33	f. All general registrars whose normal days of service			
34	are less than five days per week shall be required to be			
35	open five days a week during August, September,			
36	October, November, and December of each year. Such			
37	registrars shall be compensated accordingly.			
38	2. General registrars in the Counties of Arlington,			
39	Fairfax, Loudoun, and Prince William and the Cities of			
40	Alexandria, Fairfax, Falls Church, Manassas, and			
41	Manassas Park shall receive a cost of competition			
42	supplement equal to 15 percent of the salaries			
43	authorized in paragraph A1a. The cost of this			
44	supplement shall be paid out of the general fund of the			
45	state treasury.			
46	B.1.a. The State Board of Elections shall set the annual			
47	compensation for secretaries and members of local			
48	electoral boards on July 1 of each year. In determining			
49	such compensation, the State Board of Elections shall			
50	use the most recent population estimate from the United			
51	States Bureau of the Census. However, should more			
52	recent population estimates from the Center for Public			
53	Service of the University of Virginia indicate that the			
54	population of any county or city has, since the last			
55	United States census, increased so as to entitle such			

ITEM 90.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	county or city to be placed in a higher compensation			
2	bracket, such county or city shall be considered as			
3	being within the higher bracket for the purpose of			
4	fixing the annual compensation.			
5	b. The annual compensation of the secretary of each			
6	local electoral board shall be as hereinafter prescribed,			
7	except that the secretary of an electoral board in any			
8	county with election responsibilities for more than			
9	seven towns shall receive, in addition to the annual			
10	compensation listed below, \$50 per year for each town			
11	over seven.			
12		<b>July 1, 2008</b>	<b>December 1, 2008</b>	<b>July 1, 2009</b>
13		<b>to</b>	<b>to</b>	<b>to</b>
14		<b>November 30, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>
15				
16	<b>Population Size</b>	<b>Counties with Election Responsibilities For</b>		
17	<b>of Locality</b>			
18		<b>No Towns</b>		
19	0-10,000	\$2,007	\$2,007	\$2,067
20	10,001-25,000	\$3,007	\$3,007	\$3,097
21	25,001-50,000	\$4,009	\$4,009	\$4,129
22	50,001-100,000	\$5,012	\$5,012	\$5,162
23	100,001-150,000	\$6,012	\$6,012	\$6,192
24	150,001-200,000	\$7,030	\$7,030	\$7,241
25	200,001-350,000	\$8,023	\$8,023	\$8,264
26	Above 350,000	\$9,020	\$9,020	\$9,291
27				
28				
29				
30				
31				
32				
33				
34				
35		<b>1 Town</b>		
36	0-10,000	\$2,506	\$2,506	\$2,581
37	10,001-25,000	\$3,508	\$3,508	\$3,613
38	25,001-50,000	\$4,515	\$4,515	\$4,650
39	50,001-100,000	\$5,513	\$5,513	\$5,678
40	100,001-150,000	\$6,521	\$6,521	\$6,717
41	150,001-200,000	\$7,517	\$7,517	\$7,743
42	200,001-350,000	\$8,517	\$8,517	\$8,773
43	Above 350,000	\$9,522	\$9,522	\$9,808
44				
45				
46				
47				
48				
49				
50				
51				
52		<b>2 or More Towns</b>		
53	0-10,000	\$2,757	\$2,757	\$2,840
54	10,001-25,000	\$3,756	\$3,756	\$3,869
55				

ITEM 90.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	25,001-50,000	\$4,757	\$4,757	\$4,900
3				
4	50,001-100,000	\$5,766	\$5,766	\$5,939
5				
6	100,001-150,000	\$6,764	\$6,764	\$6,967
7				
8	150,001-200,000	\$7,767	\$7,767	\$8,000
9				
10	200,001-350,000	\$8,767	\$8,767	\$9,030
11				
12	Above 350,000	\$9,772	\$9,772	\$10,065
13				
14		<b>Cities</b>		
15	0-10,000	\$2,757	\$2,757	\$2,840
16				
17	10,001-25,000	\$3,756	\$3,756	\$3,869
18				
19	25,001-50,000	\$4,757	\$4,757	\$4,900
20				
21	50,001-100,000	\$5,766	\$5,766	\$5,939
22				
23	100,001-150,000	\$6,764	\$6,764	\$6,967
24				
25	150,001-200,000	\$7,767	\$7,767	\$8,000
26				
27	200,001-350,000	\$8,767	\$8,767	\$9,030
28				
29	Above 350,000	\$9,772	\$9,772	\$10,065
30	c. The annual compensation of other members of local			
31	electoral boards shall be fixed at one-half the annual			
32	compensation provided to the secretary of the board.			
33	d. The governing body of any county or city may pay			
34	to a full-time secretary of an electoral board such			
35	supplemental compensation as it deems appropriate.			
36	There shall be no reimbursement out of the state			
37	treasury for such supplements.			
38	2. Nothing herein contained shall prevent the governing			
39	body of any county or city from paying the secretary of			
40	its electoral board such additional allowance for			
41	expenses as it deems appropriate but there shall be no			
42	reimbursement out of the state treasury for such			
43	expenses.			
44	3. As authorized by § 24.2-108, Code of Virginia, each			
45	county and city shall be reimbursed for mileage paid to			
46	members of electoral boards. Mileage reimbursements			
47	shall be limited to the extent that funds are available in			
48	this act and shall be paid by the State Board of			
49	Elections only after submission of satisfactory evidence			
50	that such expenses were actually incurred and paid by a			
51	local governing body.			
52	C. Included in the appropriation for this Item is			
53	\$30,900 the first year and \$30,900 the second year			
54	from the general fund to provide temporary full-time			
55	status for part-time general registrars. Such temporary			
56	full-time status may be granted by the Board of			
57	Elections, upon request of the Local Electoral Board, in			

ITEM 90.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	recognition of temporary or permanent increases in				
2	workload. In making its determination, the Board of				
3	Elections shall consider elections, if any, required to be				
4	conducted by the locality during January through July,				
5	and evidence submitted by the Local Electoral Board to				
6	document increases in workload. Such evidence shall				
7	include specific data with comparisons, by transaction				
8	type and by month experienced, of past and present				
9	workloads. Temporary full-time status, if granted, may				
10	include all or part of the time normally worked on a				
11	part-time basis.				
12	Total for State Board of Elections .....			<b>\$26,370,602</b>	<b>\$21,170,602</b>
13	General Fund Positions.....	30.00	30.00		
14	Nongeneral Fund Positions.....	7.00	7.00		
15	Position Level .....	37.00	37.00		
16	Fund Sources: General.....	\$11,292,735	\$11,092,735		
17	Trust and Agency .....	\$15,077,867	\$10,077,867		
18	TOTAL FOR OFFICE OF ADMINISTRATION .....			<b>\$948,013,765</b>	<b>\$958,225,971</b>
19	General Fund Positions.....	397.00	397.00		
20	Nongeneral Fund Positions.....	496.50	496.50		
21	Position Level .....	893.50	893.50		
22	Fund Sources: General.....	\$708,871,853	\$724,130,724		
23	Special.....	\$10,256,455	\$10,209,790		
24	Commonwealth Transportation .....	\$1,506,868	\$1,506,868		
25	Enterprise .....	\$189,898,970	\$189,898,970		
26	Trust and Agency .....	\$28,331,806	\$23,331,806		
27	Federal Trust.....	\$9,147,813	\$9,147,813		

ITEM 91.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>OFFICE OF AGRICULTURE AND FORESTRY</b>			
<b>2</b>	<b>§ 1-32. SECRETARY OF AGRICULTURE AND FORESTRY (193)</b>			
<b>3</b>	91. Administrative and Support Services (79900).....		\$449,174	\$449,174
<b>4</b>	General Management and Direction (79901).....	\$449,174	\$449,174	
<b>5</b>	Fund Sources: General.....	\$449,174	\$449,174	
<b>6</b>	Authority: Title 2.2, Chapter 2, Article2.1; § 2.2-203.3,			
<b>7</b>	Code of Virginia.			
<b>8</b>	Total for Secretary of Agriculture and Forestry.....		<b>\$449,174</b>	<b>\$449,174</b>
<b>9</b>	General Fund Positions.....	3.00	3.00	
<b>10</b>	Position Level.....	3.00	3.00	
<b>11</b>	Fund Sources: General.....	\$449,174	\$449,174	
<b>12</b>	<b>§ 1-33. DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES (301)</b>			
<b>13</b>	92. Nutritional Services (45700).....		\$2,081,108	\$2,081,108
<b>14</b>	Distribution of USDA Donated Food (45708).....	\$2,081,108	\$2,081,108	
<b>15</b>	Fund Sources: General.....	\$333,188	\$333,188	
<b>16</b>	Federal Trust.....	\$1,747,920	\$1,747,920	
<b>17</b>	Authority: Title 3.1, Chapter 26, Code of Virginia.			
<b>18</b>	93. Animal and Poultry Disease Control (53100).....		\$6,754,059	\$6,754,059
<b>19</b>	Animal Disease Prevention and Control (53101).....	\$3,238,993	\$3,238,993	
<b>20</b>	Diagnostic Services (53102).....	\$3,451,379	\$3,451,379	
<b>21</b>	Animal Welfare (53104).....	\$63,687	\$63,687	
<b>22</b>	Fund Sources: General.....	\$4,330,904	\$4,330,904	
<b>23</b>	Special.....	\$1,360,246	\$1,360,246	
<b>24</b>	Federal Trust.....	\$1,062,909	\$1,062,909	
<b>25</b>	Authority: Title 3.1, Chapters 27 and 27.4, Code of			
<b>26</b>	Virginia.			
<b>27</b>	94. Agricultural Industry Marketing, Development,		\$19,449,507	\$19,449,507
<b>28</b>	Promotion, and Improvement (53200).....			
<b>29</b>	Grading and Certification of Virginia Products (53201) ..	\$5,754,518	\$5,754,518	
<b>30</b>	Milk Marketing Regulation (53204).....	\$755,801	\$755,801	
<b>31</b>	Marketing Research (53205).....	\$573,866	\$573,866	
<b>32</b>	Market Virginia Agricultural and Forestry Products			
<b>33</b>	Nationally and Internationally (53206).....	\$3,526,937	\$3,526,937	
<b>34</b>	Agricultural Commodity Boards (53208).....	\$4,530,619	\$4,530,619	
<b>35</b>	Agribusiness Development Services and Farmland			
<b>36</b>	Preservation (53209).....	\$4,307,766	\$4,307,766	
<b>37</b>	Fund Sources: General.....	\$9,541,579	\$9,541,579	
<b>38</b>	Special.....	\$108,125	\$108,125	
<b>39</b>	Trust and Agency.....	\$5,147,837	\$5,147,837	
<b>40</b>	Dedicated Special Revenue.....	\$4,331,966	\$4,331,966	
<b>41</b>	Federal Trust.....	\$320,000	\$320,000	
<b>42</b>	Authority: Title 3.1, Chapters 1.1, 4.7, 6, 9, 18, 23, 24,			
<b>43</b>	25.1, 25.2, 25.3, 25.4, 26, 27, 27.1, 40, 42.1, 43, and			
<b>44</b>	44; Title 28.2, Chapter 2; and Title 61.1, Chapter 4,			
<b>45</b>	Code of Virginia.			

ITEM 94.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. Agricultural Commodity Boards shall be paid from			
2	the special fund taxes levied in the following estimated			
3	amounts:			
4	1. To the Bright Flue-Cured Tobacco Board, \$135,000			
5	the first year and \$135,000 the second year.			
6	2. To the Corn Board, \$390,000 the first year and			
7	\$390,000 the second year.			
8	3. To the Dark-Fired Tobacco Board, \$8,000 the first			
9	year and \$8,000 the second year.			
10	4. To the Egg Board, \$210,000 the first year and			
11	\$210,000 the second year.			
12	5. To the Pork Industry Board, \$254,237 and 1.0			
13	position the first year and \$254,237 and 1.0 position			
14	the second year.			
15	6. To the Soybean Board, \$480,000 the first year and			
16	\$480,000 the second year.			
17	7. To the Peanut Board, \$220,000 the first year and			
18	\$220,000 the second year.			
19	8. To the Cattle Industry Board, \$425,000 the first year			
20	and \$425,000 the second year.			
21	9. To the Virginia Small Grains Board, \$200,000 the			
22	first year and \$200,000 the second year.			
23	10. To the Virginia Horse Industry Board, \$320,000 the			
24	first year and \$320,000 the second year.			
25	11. To the Virginia Sheep Industry Board, \$35,000 the			
26	first year and \$35,000 the second year.			
27	12. To the Virginia Irish Potato Board, \$25,000 the first			
28	year and \$25,000 the second year.			
29	13. To the Virginia Cotton Board, \$180,000 the first			
30	year and \$180,000 the second year.			
31	14. To the State Apple Board, \$257,650 the first year			
32	and \$257,650 the second year.			
33	B. Out of the amounts for this Item shall be paid from			
34	certain special fund license taxes, license fees, and			
35	permit fees levied or imposed under Title 28.2,			
36	Chapters 2, 3, 4, 5, 6 and 7, Code of Virginia, to the			
37	Virginia Marine Products Board, \$436,278 and 3.0			
38	positions the first year and \$436,278 and 3.0 positions			
39	the second year.			
40	C. Each Commodity Board is authorized to expend			
41	funds in accordance with its authority as stated in the			
42	Code. Such expenditures will be limited to available			
43	revenue levels.			
44	D. Out of this appropriation shall be set aside an			
45	amount not to exceed \$580,679 the first year and			
46	\$580,679 the second year from the general fund for the			
47	Virginia Wine Board. The funds shall be deposited into			



ITEM 94.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	the Virginia Wine Promotion Fund.				
2	E. Each Commodity Board specified in this Item shall				
3	provide an annual notification to its excise tax paying				
4	producers which summarizes the purpose of the Board				
5	and the excise tax, current tax rate, amount of excise				
6	taxes collected in the previous tax year, the previous				
7	fiscal year expenditures and the Board's past year				
8	activities. The manner of notification shall be				
9	determined by each Board.				
10	F. Out of the amounts for this Item shall be provided				
11	\$100,000 the first year and \$100,000 the second year				
12	from the general fund to be transferred to Virginia				
13	Polytechnic Institute and State University and Virginia				
14	State University for additional research and field tests				
15	of specialty crops to determine which crops are best				
16	suited to Virginia conditions.				
17	G. Out of the amounts for this Item shall be provided				
18	\$194,095 the first year and \$194,095 the second year				
19	from the general fund to develop and implement a				
20	program to facilitate the development and marketing of				
21	high-value specialty agricultural production. The				
22	program will gather data on specialty crop production				
23	in Virginia, identify resources to help farmers enter into				
24	new production, provide marketing support for specialty				
25	and value-added agricultural products and, through				
26	existing funding sources, provide matching low-interest				
27	loans to farmers or cooperatives for pilot projects for				
28	new specialty crop ventures.				
29	H. Out of the amounts for this Item, the Commissioner				
30	is authorized to expend from the general fund amounts				
31	not to exceed \$25,000 the first year and \$25,000 the				
32	second year for entertainment expenses commonly				
33	borne by businesses. Further, such expenses shall be				
34	recorded separately by the agency.				
35	95. Plant Pest and Disease Control (53500).....			\$4,865,303	\$4,865,303
36	Plant Pest and Disease Prevention and Control Services				
37	(53504) .....	\$4,865,303	\$4,865,303		
38	Fund Sources: General.....	\$1,903,034	\$1,903,034		
39	Special.....	\$1,186,926	\$1,186,926		
40	Federal Trust.....	\$1,775,343	\$1,775,343		
41	Authority: Title 3.1, Chapters 13, 17, 17.2, 22.1, 22.2,				
42	38, and 39; Title 15.2, Chapter 18, Code of Virginia.				
43	96. Agriculture and Food Homeland Security (54100).....			\$436,616	\$436,616
44	Agricultural and Food Emergencies Prevention and				
45	Response (54101).....	\$436,616	\$436,616		
46	Fund Sources: General.....	\$329,114	\$329,114		
47	Special.....	\$107,502	\$107,502		
48	Authority: Title 3.1 Chapters 13, 20, and 27.				
49	97. Consumer Affairs Services (55000).....			\$2,164,795	\$2,164,795
50	Consumer Affairs - Regulation and Consumer				
51	Education (55001).....	\$2,164,795	\$2,164,795		

ITEM 97.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$284,012	\$284,012		
2	Special.....	\$1,880,783	\$1,880,783		
3	Authority: Title 3.1, Chapter 3.1; Title 57, Chapters 3				
4	and 5; Title 59.1, Chapters 24, 25, 25.1, 33, 34, 35, 36,				
5	and 46 Code of Virginia.				
6	98. Regulation of Business Practices (55200) .....			\$2,958,166	\$2,958,166
7	Regulation of Grain Commodity Sales (55207).....	\$81,863	\$81,863		
8	Regulation of Weights and Measures and Motor Fuels				
9	(55212) .....	\$2,876,303	\$2,876,303		
10	Fund Sources: General.....	\$2,749,047	\$2,749,047		
11	Special.....	\$209,119	\$209,119		
12	Authority: Title 3.1, Chapters 19, 26, 35, 35.1, and 36;				
13	Title 61.1, Chapter 7; and Title 59.1, Chapter 12 Code				
14	of Virginia.				
15	99. Food Safety and Security (55400) .....			\$7,260,816	\$7,260,816
16	Regulation of Food Establishments and Processors				
17	(55401) .....	\$2,852,112	\$2,852,112		
18	Regulation of Meat Products (55402).....	\$3,215,541	\$3,215,541		
19	Regulation of Milk and Dairy Industry (55403) .....	\$1,193,163	\$1,193,163		
20	Fund Sources: General.....	\$4,796,984	\$4,796,984		
21	Special.....	\$583,785	\$583,785		
22	Federal Trust.....	\$1,880,047	\$1,880,047		
23	Authority: Title 3.1, Chapters 20, 21, 23, 27, 30, and				
24	32, Code of Virginia.				
25	A. Each establishment under the authority of the				
26	Regulation of Meat Products that is requesting overtime				
27	or holiday inspection shall pay that part of the actual				
28	cost of the inspection services.				
29	B. The Commissioner of Agriculture and Consumer				
30	Services is authorized to collect an annual inspection				
31	fee, not to exceed \$40, to be collected from all				
32	establishments that are subject to inspection pursuant to				
33	Chapter 20 of Title 3.1 of the Code of Virginia.				
34	However, any such establishment that is subject to any				
35	permit fee, application fee, inspection fee, risk				
36	assessment fee, or similar fee imposed by any locality				
37	shall be subject to this annual inspection fee only to the				
38	extent that the annual inspection fee and the				
39	locally-imposed fee, when combined, do not exceed				
40	\$40. This fee structure shall be subject to the approval				
41	of the Secretary of Agriculture and Forestry. Any food				
42	bank, second harvest certified food bank, food bank				
43	member charity, or other food related activity which is				
44	exempt from taxation under 26 U.S.C. § 501 (c) (3),				
45	which maintains a food handling or storage facility, or				
46	any food-related program operated by any Community				
47	Services Board, as defined in Title 37.2, Chapter 5,				
48	Code of Virginia, shall be exempt from this inspection				
49	fee.				
50	100. Regulation of Products (55700) .....			\$6,038,209	\$6,038,209
51	Pesticide Regulation and Applicator Certification				
52	(55704) .....	\$3,727,495	\$3,727,495		
53	Regulation of Feed, Seed, and Fertilizer Products				
54	(55706) .....	\$2,310,714	\$2,310,714		

ITEM 100.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$697,221	\$697,221		
2	Dedicated Special Revenue.....	\$4,521,454	\$4,521,454		
3	Federal Trust.....	\$819,534	\$819,534		
4	Authority: Title 3.1, Chapters 1, 3, 10.1, 11.1, 14.1, 16,				
5	19, 26, 28.1, and 29; Title 18.2, Chapter 6; and Title				
6	59.1, Chapter 12, Code of Virginia.				
7	101. Regulation of Charitable Gaming Organizations				
8	(55900).....			\$2,635,229	\$2,635,229
9	Gaming Organization Licensing (55901).....	\$306,388	\$306,388		
10	Charitable Gaming Management Training (55902).....	\$64,518	\$64,518		
11	Gaming Organization Audits (55903).....	\$702,603	\$702,603		
12	Gaming Organization Enforcement (55904).....	\$410,662	\$410,662		
13	Gaming Organization Inspection (55905).....	\$345,938	\$345,938		
14	Administrative Services (55906).....	\$805,120	\$805,120		
15	Fund Sources: General.....	\$2,635,229	\$2,635,229		
16	A. The amount in this Item represents appropriations				
17	transferred to the department from the Department of				
18	Charitable Gaming. The Director, Department of				
19	Planning and Budget, shall submit an operating plan for				
20	the combined agencies to the Chairmen of the House				
21	Appropriations and Senate Finance Committees no later				
22	than July 1, 2008.				
23	B. It is the intent of the General Assembly that				
24	legislation be introduced in the 2009 Session of the				
25	General Assembly amending the Code of Virginia to				
26	effect the reorganization contained in this Item.				
27	C. Out of this appropriation, the members of the				
28	Charitable Gaming Board shall receive compensation				
29	and reimbursement for their reasonable expenses in				
30	performance of their duties, as provided in § 2.2-2104,				
31	Code of Virginia.				
32	D. Notwithstanding § 18.2-340.31, Code of Virginia,				
33	any and all fees paid by any organization conducting				
34	charitable gaming under a permit issued by the				
35	department, including audit and administrative fees and				
36	permit fees, shall be deposited to the general fund.				
37	E. The department shall deposit into the Investigation				
38	Fund any assets it receives as a result of a law				
39	enforcement seizure and subsequent forfeiture by either				
40	a state or federal court. The fund shall be used to				
41	defray the expenses of investigation and enforcement				
42	actions and to purchase equipment for enforcement				
43	purposes.				
44	102. Administrative and Support Services (59900).....			\$8,717,818	\$8,717,818
45	General Management and Direction (59901).....	\$8,717,818	\$8,717,818		
46	Fund Sources: General.....	\$7,508,582	\$7,508,582		
47	Special.....	\$974,641	\$974,641		
48	Trust and Agency.....	\$151,534	\$151,534		
49	Federal Trust.....	\$83,061	\$83,061		
50	Authority: Title 3.1, Chapters 1, 3, 4.1, 4.3, and 5; Title				
51	10.1, Chapter 5, Code of Virginia.				
52	Out of the amounts in this Item shall be transferred to				

ITEM 102.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	the Agricultural Education Program in the College of			
2	Agriculture and Life Sciences at Virginia Polytechnic			
3	Institute and State University \$150,000 and three			
4	positions in the first year and \$150,000 and three			
5	positions in the second year from the general fund to			
6	support agricultural educational specialists to be located			
7	in the eastern and western portions of Virginia.			
8	Total for Department of Agriculture and Consumer			
9	Services.....		\$63,361,626	\$63,361,626
10	General Fund Positions.....	364.99	364.99	
11	Nongeneral Fund Positions.....	172.01	172.01	
12	Position Level .....	537.00	537.00	
13	Fund Sources: General.....	\$35,108,894	\$35,108,894	
14	Special.....	\$6,411,127	\$6,411,127	
15	Trust and Agency .....	\$5,299,371	\$5,299,371	
16	Dedicated Special Revenue.....	\$8,853,420	\$8,853,420	
17	Federal Trust.....	\$7,688,814	\$7,688,814	
18	<b>§ 1-34. DEPARTMENT OF FORESTRY (411)</b>			
19	103. Forest Management (50100).....		\$28,814,448	\$28,814,448
20	Reforestation Incentives to Private Forest Land Owners			
21	(50102) .....	\$2,643,826	\$2,643,826	
22	Forest Conservation, Wildfire & Watershed Services			
23	(50103) .....	\$22,112,084	\$22,112,084	
24	Tree Restoration and Improvement, Nurseries &			
25	State-Owned Forest Lands (50104).....	\$3,758,538	\$3,758,538	
26	Financial Assistance for Forest Land Management			
27	(50105) .....	\$300,000	\$300,000	
28	Fund Sources: General.....	\$18,604,326	\$18,604,326	
29	Special.....	\$7,309,386	\$7,309,386	
30	Trust and Agency .....	\$100,000	\$100,000	
31	Dedicated Special Revenue.....	\$145,000	\$145,000	
32	Federal Trust.....	\$2,655,736	\$2,655,736	
33	Authority: Title 10.1, Chapter 11, and Title 58.1,			
34	Chapter 32, Article 4, Code of Virginia.			
35	A. The State Forester is hereby authorized to utilize			
36	any unobligated balances in the fire suppression fund			
37	authorized by § 10.1-1124, Code of Virginia, for the			
38	purpose of acquiring replacement equipment for forestry			
39	management and protection operations.			
40	B. In the event that budgeted amounts for forest fire			
41	suppression are insufficient to meet forest fire			
42	suppression demands, such amounts as may be			
43	necessary for this purpose may be transferred from Item			
44	473 of this act to the Department of Forestry, with the			
45	approval of the Director, Department of Planning and			
46	Budget.			
47	C. This appropriation includes annual membership dues			
48	to the Southeast Interstate Forest Fire Protection			
49	Compact, \$1,000 the first year and \$1,000 the second			
50	year, from nongeneral funds.			
51	D. The Department shall provide technical assistance			
52	and project supervision in the aerial spraying of			
53	herbicides on timberland on landowner property. In			

ITEM 103.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	addition to recovering the direct cost associated with			
2	the spraying contract, the Department may charge an			
3	administrative fee for this service.			
4	E. The Department of Forestry, in cooperation with the			
5	Department of Corrections, shall increase the use of			
6	inmate labor for routine and special work projects in			
7	state forests.			
8	F. The Department shall report by December 15 of each			
9	year on the progress of implementing the silvicultural			
10	water quality laws in Virginia. The report shall be			
11	submitted to the Chairmen of the House Appropriations			
12	and Senate Finance Committees.			
13	G. The appropriation in Reforestation Incentives to			
14	Private Forest Land Owners include \$1,145,140 the first			
15	year and \$1,145,140 the second year from the general			
16	fund for the Reforestation of Timberlands Program.			
17	This appropriation shall be deemed sufficient to meet			
18	the provisions of Titles 10.1 and 58.1, Code of			
19	Virginia.			
20	H. Out of this appropriation, \$579,629 the first year			
21	and \$579,629 the second year from the general fund is			
22	included for the purchase of forest fire protection			
23	equipment through the state's master equipment lease			
24	purchase program.			
25	Total for Department of Forestry.....		<b>\$28,814,448</b>	<b>\$28,814,448</b>
26	General Fund Positions.....	218.77	218.77	
27	Nongeneral Fund Positions.....	104.61	104.61	
28	Position Level .....	323.38	323.38	
29	Fund Sources: General.....	\$18,604,326	\$18,604,326	
30	Special.....	\$7,309,386	\$7,309,386	
31	Trust and Agency.....	\$100,000	\$100,000	
32	Dedicated Special Revenue.....	\$145,000	\$145,000	
33	Federal Trust.....	\$2,655,736	\$2,655,736	
34	<b>§ 1-35. VIRGINIA AGRICULTURAL COUNCIL (307)</b>			
35	104. Agricultural and Seafood Product Promotion and			
36	Development Services (53000).....		\$490,334	\$490,334
37	Grants for Agriculture, Research, Education and			
38	Services (53001).....	\$490,334	\$490,334	
39	Fund Sources: Dedicated Special Revenue.....	\$490,334	\$490,334	
40	Authority: Title 3.1, Chapter 4.1, Code of Virginia.			
41	Total for Virginia Agricultural Council.....		<b>\$490,334</b>	<b>\$490,334</b>
42	Fund Sources: Dedicated Special Revenue.....	\$490,334	\$490,334	
43	TOTAL FOR OFFICE OF AGRICULTURE AND			
44	FORESTRY.....		<b>\$93,115,582</b>	<b>\$93,115,582</b>
45	General Fund Positions.....	586.76	586.76	
46	Nongeneral Fund Positions.....	276.62	276.62	
47	Position Level .....	863.38	863.38	

ITEM 104.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$54,162,394	\$54,162,394		
2	Special.....	\$13,720,513	\$13,720,513		
3	Trust and Agency.....	\$5,399,371	\$5,399,371		
4	Dedicated Special Revenue.....	\$9,488,754	\$9,488,754		
5	Federal Trust.....	\$10,344,550	\$10,344,550		

ITEM 105.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	<b>OFFICE OF COMMERCE AND TRADE</b>				
2	<b>§ 1-36. SECRETARY OF COMMERCE AND TRADE (192)</b>				
3	105.	Economic Development Services (53400).....		\$37,455,966	\$19,605,966
4		Financial Assistance for Economic Development			
5		(53410) .....	\$37,455,966	\$19,605,966	
6		Fund Sources: General.....	\$37,455,966	\$19,605,966	
7		Authority: Discretionary Inclusion.			
8		A. Any unexpended balance remaining in this Item on			
9		June 30, 2009, shall be carried forward on the books of			
10		the Comptroller and shall be available for expenditure			
11		in the second year of the current biennium. Any			
12		unexpended balance remaining in this Item on June 30,			
13		2010, shall be carried forward on the books of the			
14		Comptroller and shall be available for expenditures in			
15		the next biennium.			
16		B.1. Out of the amounts in this Item, \$15,100,000 the			
17		first year from the general fund shall be deposited to			
18		the Governor's Development Opportunity Fund, as			
19		established in § 2.2-115, Code of Virginia. Such funds			
20		shall be used at the discretion of the Governor, subject			
21		to prior consultation with the Chairmen of the House			
22		Appropriations and Senate Finance Committees, to			
23		attract economic development prospects to locate or			
24		expand in Virginia.			
25		2. The Governor may allocate these funds as grants or			
26		loans to political subdivisions. Loans shall be approved			
27		by the Governor and made in accordance with			
28		procedures established by the Virginia Economic			
29		Development Partnership and approved by the State			
30		Comptroller. Loans shall be interest-free unless			
31		otherwise determined by the Governor and shall be			
32		repaid to the general fund of the state treasury. The			
33		Governor may establish the interest rate to be charged,			
34		otherwise, any interest charged shall be at market rates			
35		as determined by the State Treasurer and shall be			
36		indicative of the duration of the loan. The Virginia			
37		Economic Development Partnership shall be responsible			
38		for monitoring repayment of such loans and reporting			
39		the receivables to the State Comptroller as required.			
40		3. Funds may be used for public and private utility			
41		extension or capacity development on and off site;			
42		road, rail, or other transportation access costs beyond			
43		the funding capability of existing programs; site			
44		acquisition; grading, drainage, paving, and other activity			
45		required to prepare a site for construction; construction			
46		or build-out of publicly-owned buildings; grants or			
47		loans to an industrial development authority, housing			
48		and redevelopment authority, or other political			
49		subdivision pursuant to their duties or powers; training;			
50		or anything else permitted by law. In accordance with			
51		Chapters 1019 and 1044 of the Acts of Assembly of			
52		2000, the project list is amended to include state road			
53		improvements for the APM terminal to address costs			
54		beyond the funding capability of existing programs. In			
55		accordance with Chapter 655 of the Acts of Assembly			

ITEM 105.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	of 2005, the Commonwealth Transportation Board is				
2	authorized to provide funding for state road				
3	improvements for the State Fair of Virginia to address				
4	costs beyond the funding capability of existing				
5	programs and private contributions.				
6	4. Consideration should be given to economic				
7	development projects that 1) are in areas of high				
8	unemployment; 2) link commercial development along				
9	existing transportation/transit corridors within regions;				
10	and 3) are located near existing public infrastructure.				
11	5. It is the intent of the General Assembly that the				
12	Virginia Economic Development Partnership shall work				
13	with localities awarded grants from the Governor's				
14	Development Opportunity Fund to recover such moneys				
15	when the economic development projects fail to meet				
16	minimal agreed-upon capital investment and job				
17	creation targets. All such recoveries shall be deposited				
18	and credited to the Governor's Development				
19	Opportunity Fund.				
20	C. Out of the appropriation for this Item, \$3,720,000				
21	the first year from the general fund shall be deposited				
22	to the Semiconductor Memory or Logic Wafer				
23	Manufacturing Performance Grant Fund to be used to				
24	pay semiconductor memory or logic wafer				
25	manufacturing performance grants in accordance with				
26	§ 59.1-284.14, Code of Virginia.				
27	D. Out of the appropriation for this Item, \$17,125,000				
28	the first year and \$17,125,000 the second year from the				
29	general fund shall be deposited to the Semiconductor				
30	Memory or Logic Wafer Manufacturing Performance				
31	Grant Fund II to be used to pay semiconductor				
32	manufacturing performance grants in accordance with				
33	§§ 59.1-284.15 and 59.1-284.15:1, and notwithstanding				
34	§59.1-284.15:1 paragraph B, Code of Virginia.				
35	E. Out of the appropriation for this Item, \$1,310,966				
36	the first year and \$2,280,966 the second year from the				
37	general fund shall be deposited to the Investment				
38	Performance Grant subfund of the Virginia Investment				
39	Partnership Grant Fund to be used to pay investment				
40	performance grants in accordance with § 2.2-5101,				
41	Code of Virginia.				
42	F. Out of the appropriation for this Item, \$200,000 the				
43	first year and \$200,000 the second year from the				
44	general fund shall be deposited to the Governor's				
45	Motion Picture Opportunity Fund, as established in				
46	§ 2.2-2320, Code of Virginia. Such funds shall be used				
47	at the discretion of the Governor to attract film industry				
48	production activity to the Commonwealth.				
49	106.	Administrative and Support Services (79900).....		\$834,355	\$834,355
50		General Management and Direction (79901).....	\$834,355	\$834,355	
51		Fund Sources: General .....	\$834,355	\$834,355	
52		Authority: Title 2.2, Chapter 2, Article 3; § 2.2-201,			
53		Code of Virginia.			
54		A. It is the intent of the General Assembly that state			



ITEM 106.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	programs providing financial, technical, or training				
2	assistance to local governments for economic				
3	development projects or directly to businesses seeking				
4	to relocate or expand operations in Virginia should not				
5	be used to help a company relocate or expand its				
6	operations in one or more Virginia communities when				
7	the same company is simultaneously closing facilities in				
8	other Virginia communities. It is the responsibility of				
9	the Secretary of Commerce and Trade to enforce this				
10	policy and to inform the Chairmen of the Senate				
11	Finance and House Appropriations Committees in				
12	writing of the justification to override this policy for				
13	any exception.				
14	B. The Secretary shall report to the Chairmen of the				
15	Senate Finance and the House Appropriations and				
16	Finance Committees by October 30 of each year, on the				
17	use and efficacy of state incentives in creating				
18	investments and jobs in Virginia in the prior fiscal year.				
19	The two-part report shall identify, by planning districts,				
20	the following items using the most recent data				
21	available: (1) the number of companies receiving				
22	business incentives; (2) the dollar amounts received by				
23	each company for each incentive; (3) the number of				
24	jobs to be created; (4) the average salary; and (5) the				
25	amount of investment agreed upon by the state and the				
26	company as a condition for receiving the incentives.				
27	For the purposes of this report, the incentives to be				
28	reviewed in the study are those incentives included in				
29	the Virginia Economic Development Partnership				
30	publication, "Virginia Business Incentives 1997-98" as				
31	well as business incentive programs authorized and				
32	funded by the General Assembly since the 1999				
33	Session. The first part of the study shall not identify by				
34	name the companies participating in the state's				
35	incentive programs. In the second part of the report,				
36	organized by planning district, the Secretary shall				
37	include the actual number of jobs created, average				
38	salary, and level of investments made by each company				
39	awarded incentives in the prior fiscal year; if not				
40	prohibited by state law or by memorandum of				
41	agreement or understanding between the				
42	Commonwealth and the company, the names of the				
43	companies awarded incentives shall be included. In				
44	addition, the report shall also identify the specific				
45	actions taken by the state as part of its business				
46	incentive program to create private investments and				
47	jobs in rural areas of the state and the success of these				
48	actions.				
49	Total for Secretary of Commerce and Trade.....			\$38,290,321	\$20,440,321
50	General Fund Positions.....	8.00	8.00		
51	Position Level .....	8.00	8.00		
52	Fund Sources: General.....	\$38,290,321	\$20,440,321		
53	<b>§ 1-37. BOARD OF ACCOUNTANCY (226)</b>				
54	107. Regulation of Professions and Occupations (56000) .....			\$918,136	\$919,454
55	Accountant Regulation (56001).....	\$918,136	\$919,454		

ITEM 107.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Dedicated Special Revenue.....	\$918,136	\$919,454		
2	Authority: Title 54.1, Chapter 44, Code of Virginia.				
3	Total for Board of Accountancy .....			<b>\$918,136</b>	<b>\$919,454</b>
4	Nongeneral Fund Positions.....	8.00	8.00		
5	Position Level .....	8.00	8.00		
6	Fund Sources: Dedicated Special Revenue.....	\$918,136	\$919,454		
7	<b>§ 1-38. DEPARTMENT OF BUSINESS ASSISTANCE (325)</b>				
8	108. Economic Development Services (53400).....			\$12,469,124	\$14,469,124
9	Virginia Jobs Investment Program (53403).....	\$8,446,790	\$10,446,790		
10	Business Formation Services (53418).....	\$337,351	\$337,351		
11	Administrative Services (53422) .....	\$1,429,421	\$1,429,421		
12	Financial Services for Economic Development (53423)...	\$1,425,352	\$1,425,352		
13	Existing Business Services (53424) .....	\$830,210	\$830,210		
14	Fund Sources: General .....	\$11,223,521	\$13,223,521		
15	Special.....	\$350,253	\$350,253		
16	Dedicated Special Revenue .....	\$895,350	\$895,350		
17	Authority: Title 2.2, Chapter 9; Chapter 22, Article 7;				
18	and Chapter 24, Article 7, Code of Virginia.				
19	A. The Virginia Small Business Financing Authority is				
20	authorized to withdraw revenues of up to \$50,000 the				
21	first year and \$50,000 the second year from the accrued				
22	interest balances of the Virginia Small Business Growth				
23	Fund in order to cover the costs of administering the				
24	Virginia Capital Access Program.				
25	B.1. Out of the amounts for Economic Development				
26	Services shall be provided \$141,235 the first year and				
27	\$141,235 the second year from the general fund to the				
28	Virginia-Israel Advisory Board.				
29	2. The Virginia-Israel Advisory Board shall report by				
30	January 15 of each year to the Chairmen of the Senate				
31	Finance and House Appropriations Committees on the				
32	Board's activities and expenditure of state funds.				
33	C. Any monies remaining in the Virginia Jobs				
34	Investment Program at the end of fiscal years 2009 and				
35	2010 shall not revert to the general fund of the state				
36	treasury but shall be deposited to the Workforce				
37	Retraining Fund and be available for allocation in the				
38	ensuing fiscal years.				
39	D. To meet changing financing needs of small				
40	businesses, the Executive Director of the Virginia Small				
41	Business Financing Authority with the approval of the				
42	Director of the Department of Business Assistance may				
43	transfer moneys between funds managed by the				
44	Authority. These include the Virginia Small Business				
45	Growth Fund (§ 2.2-2310, Code of Virginia); the				
46	Virginia Export Fund (§ 2.2-2309, Code of Virginia);				
47	and the Insurance or Guarantee Fund (§ 2.2-2290, Code				
48	of Virginia). The Executive Director of the Virginia				
49	Small Business Financing Authority shall report, by				

ITEM 108.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	fund, the transfers made by January 1 of each year to				
2	the Chairmen of the Senate Finance and House				
3	Appropriations Committees.				
4	Total for Department of Business Assistance.....			\$12,469,124	\$14,469,124
5	General Fund Positions.....	41.00	41.00		
6	Nongeneral Fund Positions.....	7.00	7.00		
7	Position Level .....	48.00	48.00		
8	Fund Sources: General.....	\$11,223,521	\$13,223,521		
9	Special.....	\$350,253	\$350,253		
10	Dedicated Special Revenue.....	\$895,350	\$895,350		
11	<b>§ 1-39. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (165)</b>				
12	109. Housing Assistance Services (45800).....			\$45,187,336	\$44,987,336
13	Housing Assistance (45801).....	\$24,872,572	\$24,672,572		
14	Homeless Assistance (45804).....	\$17,314,764	\$17,314,764		
15	Financial Assistance for Housing Services (45805).....	\$3,000,000	\$3,000,000		
16	Fund Sources: General.....	\$9,096,311	\$8,896,311		
17	Special.....	\$344,537	\$344,537		
18	Dedicated Special Revenue.....	\$100,000	\$100,000		
19	Federal Trust.....	\$35,646,488	\$35,646,488		
20	Authority: Title 36, Chapters 1.4, 8, 9, and 11; and				
21	Title 58.1, Chapter 3, Articles 4 and 13, Code of				
22	Virginia.				
23	A. The amounts for Housing Assistance Services				
24	include \$3,265,220 from the general fund, \$100,000				
25	from dedicated special revenue, and \$3,427,000 from				
26	the federal trust fund the first year and \$3,365,220 from				
27	the general fund, \$100,000 from dedicated special				
28	revenue, and \$3,427,000 from the federal trust fund the				
29	second year to support emergency shelters and housing				
30	for populations with special needs, and \$4,500,000 the				
31	first year and \$4,500,000 the second year from the				
32	general fund for homeless prevention. Of the general				
33	fund amount provided, the department is authorized to				
34	use up to two percent in each year for program				
35	administration. The amounts allocated for emergency				
36	shelters shall be matched through local or private				
37	sources. Any balances for the purposes specified in this				
38	paragraph which are unexpended at the close of				
39	business on June 30, 2009, and June 30, 2010, shall not				
40	revert to the general fund, but shall be carried forward				
41	and reappropriated.				
42	B. The amounts for Housing Assistance Services				
43	include \$15,800,000 from federal funds the first year				
44	and \$15,800,000 from federal funds the second year to				
45	support Virginia affordable housing programs and the				
46	Indoor Plumbing Program.				
47	C. Out of the amounts in this Item shall be provided				
48	\$500,000 the first year and \$500,000 the second year				
49	from the general fund for a child service coordinator				
50	referral system in domestic violence and homeless				
51	shelters serving minor children.				
52	D. The Department shall report to the Chairmen of the				
53	Senate Finance, the House Appropriations Committees,				

ITEM 109.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	and the Director, Department of Planning and Budget				
2	by November 4 of each year on the state's homeless				
3	programs, including, but not limited to, the number of				
4	(i) emergency shelter beds, (ii) transitional housing				
5	units, (iii) single room occupancy dwellings, and (iv)				
6	homeless intervention programs supported by state				
7	funding on a locality and statewide basis. The report				
8	shall also include the number of Virginians served by				
9	these programs, the costs of the programs, and the				
10	financial and in-kind support provided by localities and				
11	nonprofit groups in these programs. In preparing the				
12	report, the Department shall consult with localities and				
13	community-based groups.				
14	E. Out of the amounts for this Item \$200,000 in the				
15	first year shall be provided from the general fund to				
16	support foreclosure counseling services across the				
17	Commonwealth. Any balances for the purposes				
18	specified in this paragraph which are unexpended at the				
19	close of business on June 30, 2009, shall not revert to				
20	the general fund, but shall be carried forward and be				
21	reappropriated.				
22	110.	Community Development Services (53300).....		\$49,190,566	\$47,878,913
23		Community Development and Revitalization (53301).....	\$6,040,462	\$5,800,462	
24		Financial Assistance for Regional Cooperation (53303)...	\$3,065,570	\$3,065,570	
25		Financial Assistance for Community Development			
26		(53305) .....	\$40,084,534	\$39,012,881	
27		Fund Sources: General .....	\$16,763,130	\$15,491,477	
28		Special.....	\$152,012	\$152,012	
29		Dedicated Special Revenue.....	\$7,000,000	\$7,000,000	
30		Federal Trust.....	\$25,275,424	\$25,235,424	
31	Authority: Title 15.2, Chapter 13, Article 3 and Chapter				
32	42; Title 36, Chapters 8, 10 and 11; and Title 59.1,				
33	Chapter 22, Code of Virginia.				
34	A. This appropriation includes annual membership dues				
35	to the Appalachian Regional Commission, \$287,000 the				
36	first year and \$287,000 the second year, from the				
37	general fund. These dues are payable from the amounts				
38	for Community Development and Revitalization.				
39	B.1. Any unexpended balances in the Indoor Plumbing				
40	Program at the close of business on June 30, 2009 and				
41	June 30, 2010 shall not revert to the general fund, but				
42	shall be carried forward and reappropriated.				
43	2. The Department and local program administrators				
44	shall make every reasonable effort to provide				
45	participants basic financial counseling to enhance their				
46	ability to benefit from the Indoor Plumbing Program				
47	and to foster their movement to economic				
48	self-sufficiency.				
49	C. Out of the amounts for Community Development				
50	Services shall be paid from the general fund in four				
51	equal quarterly installments each year:				
52	1. To the Lenowisco Planning District Commission,				
53	\$122,180 the first year and \$122,180 the second year,				
54	which includes \$38,610 the first year and \$38,610 the				
55	second year for responsibilities originally undertaken				

ITEM 110.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and continued pursuant to § 15.2-4207, Code of				
2	Virginia, and the Virginia Coalfield Economic				
3	Development Authority.				
4	2. To the Cumberland Plateau Planning District				
5	Commission, \$125,771 the first year and \$125,771 the				
6	second year, which includes \$42,390 the first year and				
7	\$42,390 the second year for responsibilities originally				
8	undertaken and continued pursuant to § 15.2-4207,				
9	Code of Virginia, and the Virginia Coalfield Economic				
10	Development Authority.				
11	3. To the Mount Rogers Planning District Commission,				
12	\$85,500 the first year and \$85,500 the second year.				
13	4. To the New River Valley Planning District				
14	Commission, \$85,500 the first year and \$85,500 the				
15	second year.				
16	5. To the Roanoke Valley-Alleghany Regional				
17	Commission, \$85,500 the first year and \$85,500 the				
18	second year.				
19	6. To the Central Shenandoah Planning District				
20	Commission, \$85,500 the first year and \$85,500 the				
21	second year.				
22	7. To the Northern Shenandoah Valley Regional				
23	Commission, \$85,500 the first year and \$85,500 the				
24	second year.				
25	8. To the Northern Virginia Regional Commission,				
26	\$288,324 the first year and \$288,324 the second year.				
27	9. To the Rappahannock-Rapidan Regional				
28	Commission, \$85,500 the first year and \$85,500 the				
29	second year.				
30	10. To the Thomas Jefferson Planning District				
31	Commission, \$85,500 the first year and \$85,500 the				
32	second year.				
33	11. To the Region 2000 Regional Commission, \$85,500				
34	the first year and \$85,500 the second year.				
35	12. To the West Piedmont Planning District				
36	Commission, \$85,500 the first year and \$85,500 the				
37	second year.				
38	13. To the Southside Planning District Commission,				
39	\$85,500 the first year and \$85,500 the second year.				
40	14. To the Piedmont Planning District Commission,				
41	\$85,500 the first year and \$85,500 the second year.				
42	15. To the Richmond Regional Planning District				
43	Commission, \$157,013 the first year and \$157,013 the				
44	second year.				
45	16. To the RADCO Planning District Commission,				
46	\$85,500 the first year and \$85,500 the second year.				
47	17. To the Northern Neck Planning District				
48	Commission, \$85,500 the first year and \$85,500 the				

ITEM 110.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
	second year.			
2				
3	18. To the Middle Peninsula Planning District			
4	Commission, \$85,500 the first year and \$85,500 the			
	second year.			
5				
6	19. To the Crater Planning District Commission,			
	\$85,500 the first year and \$85,500 the second year.			
7				
8	20. To the Accomack-Northampton Planning District			
9	Commission, \$85,500 the first year and \$85,500 the			
	second year.			
10				
11	21. To the Hampton Roads Planning District			
12	Commission \$279,295 the first year, and \$279,295 the			
	second year.			
13				
14	D. Out of the amounts provided to the Department			
15	shall be provided \$1,484,956 the first year and			
16	\$1,484,956 the second year from the general fund for			
17	the Southeast Rural Community Assistance Project			
18	(formerly known as the Virginia Water Project)			
19	operating costs and water and wastewater grants. The			
20	Department shall disburse the total payment each year			
	in twelve equal monthly installments.			
21				
22	E. Any remaining balances in the Virginia Enterprise			
23	Initiative shall not revert to the general fund, but shall			
	be carried forward and reappropriated.			
24				
25	F. Out of the amounts in this Item shall be provided			
26	\$95,000 the first year and \$95,000 the second year			
27	from the general fund for the Center for Rural Virginia.			
28	The department shall report periodically to the			
29	Chairmen of the Senate Finance and House			
30	Appropriations Committees on the status, needs and			
	accomplishments of the Center.			
31				
32	2. As part of its mission, the Center for Rural Virginia			
33	shall monitor the implementation of the budget			
34	initiatives approved by the 2005 Session of the General			
35	Assembly for rural Virginia and shall report			
36	periodically to the Chairmen of the Senate Finance and			
37	House Appropriations Committees on the effectiveness			
38	of these various programs in addressing rural economic			
39	development problems. Any unexpended balance for			
40	the Center for Rural Virginia at the close of business			
41	on June 30, 2009, and June 30, 2010, shall not revert			
42	to the general fund but shall be carried forward and			
	reappropriated.			
43				
44	G. Any unexpended balances to pay the capital costs			
45	for safe drinking water and wastewater treatment in the			
46	Lenowisco, Cumberland Plateau, or Mount Rogers			
47	planning districts on June 30, 2009, and June 30, 2010,			
48	shall not revert to the general fund but shall be carried			
49	forward, reappropriated, and allotted. The department			
50	shall leverage the appropriation with other state			
51	moneys, federal grants or loans, local contributions, and			
	private or nonprofit resources.			
52				
53	H.1. Out of the amounts for Community Development			
54	Services shall be provided \$200,000 the first year from			
	the general fund to support a community development			

ITEM 110.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	financial institution to provide business and housing			
2	loans in distressed communities and to distressed			
3	populations.			
4	2. The Director, Department of Housing and			
5	Community Development, and another appointee of the			
6	Governor shall serve as members of the board of			
7	directors of the community development financial			
8	institution.			
9	I. Any unexpended balances on June 30, 2009 and			
10	June 30, 2010, from the amount appropriated in Item			
11	112.10, paragraph D of Chapter 951 of the Acts of			
12	Assembly of 2005 for two regional consortium grants			
13	to support specifically identified current and future			
14	workforce training needs of existing businesses in			
15	distressed regions of the state shall not revert to the			
16	general fund but shall be carried forward and			
17	reappropriated.			
18	J. Any unexpended balances on June 30, 2009 and June			
19	30, 2010. from amounts appropriated in Item 112.10,			
20	paragraph F and Item 506, paragraph V of Chapter 951			
21	of the Acts of Assembly of 2005 to develop regional			
22	artisan centers shall not revert to the general fund but			
23	shall be carried forward and reappropriated.			
24	K. Out of the amounts for Community Development			
25	Services shall be provided \$71,250 the first year and			
26	\$71,250 the second year from the general fund to			
27	support The Crooked Road: Virginia's Heritage Music			
28	Trail.			
29	L. Out of the amounts for Community Development			
30	Services shall be provided \$500,000 the first year and			
31	\$500,000 the second year from the general fund for			
32	efforts to expand rural access to broadband technology.			
33	Of these amounts, \$300,000 the first year and \$500,000			
34	the second year shall be used to provide gap financing			
35	to assist localities in distributing broadband			
36	infrastructure to primary community users. The			
37	department shall develop appropriate criteria and			
38	guidelines for the use of funding provided for this			
39	purpose. Of these amounts, \$200,000 the first year shall			
40	be used by the department to develop a feasibility study			
41	and business plan for a higher education center and			
42	business incubator to be located on Wallops Island.			
43	M. Out of the amounts in this item shall be provided			
44	\$921,653 in the first year from the general fund for the			
45	Commonwealth's share of the estimated fiscal year			
46	2009 operating expenses of the Fort Monroe Federal			
47	Area Development Authority. This appropriation			
48	represents 75 percent of the authority's estimated fiscal			
49	year 2009 operating expenses that may not be			
50	reimbursed by the federal government. This amount			
51	shall be reduced by any federal funding the authority			
52	may receive for expenditures within the 75 percent			
53	estimate that may ultimately qualify for federal			
54	reimbursement. Amounts for this purpose shall be paid			
55	from the general fund in no more than four quarterly			
56	installments.			
57	N. Included in this appropriation is \$7,000,000 the first			

ITEM 110.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	year and \$7,000,000 the second year from the Water			
2	Quality Improvement Fund for grants to communities			
3	located outside the Chesapeake Bay watershed for: 1)			
4	the construction of mandated water quality			
5	improvement facilities at publicly owned treatment			
6	works for projects that would otherwise result in a			
7	financial hardship for the residential users of the			
8	facilities; 2) the design and construction of managed			
9	on-site community wastewater treatment systems in			
10	isolated areas that cannot be addressed through active			
11	treatment facilities; and 3) planning grants to develop			
12	regional or county wide wastewater treatment strategies			
13	in areas that have not previously completed planning			
14	and engineering studies. Priority will be given to the			
15	elimination of straight piping of household wastewater			
16	into the Commonwealth's waterways. The Department			
17	shall leverage the appropriation with other state			
18	moneys, federal grants or loans, local contributions, and			
19	private or nonprofit resources.			
20	O. Included in this Item is \$150,000 the first year from			
21	the general fund for the City of Manassas for the T.			
22	Nelson Elliott Dam Improvement Project.			
23	111.			\$15,678,467
24				\$15,678,467
25		\$15,678,467	\$15,678,467	
26		\$15,678,467	\$15,678,467	
27	Authority: Title 59.1, Chapter 22, Code of Virginia.			
28	This Item includes \$15,400,000 the first year and			
29	\$15,400,000 the second year from the general fund to			
30	carry out the provisions of §§ 59.1-282.1 and			
31	59.1-282.2, Code of Virginia, related to the Enterprise			
32	Zone Act. Should actual grants to be awarded in each			
33	fiscal year be less than the above amounts, the excess			
34	shall revert to the general fund on June 30, 2009, and			
35	June 30, 2010. Notwithstanding the provisions of			
36	§§ 59.1-282.1 and 59.1-282.2, Code of Virginia, the			
37	Department is authorized to prorate, with no payment			
38	of the unpaid portion of the grant necessary in the next			
39	fiscal year, the amount of awards each business			
40	receives to match the appropriation for this Item.			
41	112.			\$3,099,647
42		\$3,099,647	\$3,099,647	
43		\$616,557	\$616,557	
44		\$2,043,828	\$2,043,828	
45		\$300,000	\$300,000	
46		\$139,262	\$139,262	
47	Authority: Title 15.2, Chapter 9; Title 27, Chapters 1,			
48	6, and 9; Title 36, Chapters 4, 4.1, 4.2, 6, and 8; Title			
49	58.1, Chapter 36, Article 5; and Title 63.2, Chapter 17,			
50	Code of Virginia.			
51	The Department of Housing and Community			
52	Development shall recover from the Virginia			
53	Department of Health all costs associated with federal			
54	life safety code inspections and enforcement services.			



ITEM 112.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 113.	Governmental Affairs Services (70100).....		\$363,966	\$363,966
2	Intergovernmental Relations (70101).....	\$363,966	\$363,966	
3	Fund Sources: General.....	\$363,966	\$363,966	
4	Authority: Title 15.2, Subtitle III, Code of Virginia.			
5 114.	Administrative and Support Services (59900).....		\$2,834,220	\$2,834,220
6	General Management and Direction (59901).....	\$2,834,220	\$2,834,220	
7	Fund Sources: General.....	\$2,322,707	\$2,322,707	
8	Special.....	\$511,513	\$511,513	
9	Authority: Title 36, Chapter 8, Code of Virginia.			
10	Total for Department of Housing and Community			
11	Development.....		<b>\$116,354,202</b>	<b>\$114,842,549</b>
12	General Fund Positions.....	83.50	83.50	
13	Nongeneral Fund Positions.....	22.50	22.50	
14	Position Level .....	106.00	106.00	
15	Fund Sources: General.....	\$44,841,138	\$43,369,485	
16	Special.....	\$3,051,890	\$3,051,890	
17	Dedicated Special Revenue.....	\$7,400,000	\$7,400,000	
18	Federal Trust.....	\$61,061,174	\$61,021,174	
19	<b>§ 1-40. DEPARTMENT OF LABOR AND INDUSTRY (181)</b>			
20 115.	Economic Development Services (53400).....		\$919,977	\$919,977
21	Apprenticeship Program (53409).....	\$919,977	\$919,977	
22	Fund Sources: General.....	\$919,977	\$919,977	
23	Authority: Title 40.1, Chapter 6, Code of Virginia.			
24 116.	Regulation of Business Practices (55200).....		\$839,627	\$839,627
25	Labor Law Services (55206).....	\$839,627	\$839,627	
26	Fund Sources: General.....	\$839,627	\$839,627	
27	Authority: Title 40.1, Chapters 1, 3, 4, and 5, Code of			
28	Virginia.			
29 117.	Regulation of Individual Safety (55500).....		\$9,098,355	\$9,165,699
30	Virginia Occupational Safety and Health Services			
31	(55501) .....	\$8,861,717	\$8,929,061	
32	Asbestos and Lead Safety Services (55502).....	\$236,638	\$236,638	
33	Fund Sources: General.....	\$3,757,230	\$3,824,574	
34	Special.....	\$440,224	\$440,224	
35	Federal Trust.....	\$4,900,901	\$4,900,901	
36	Authority: Title 40.1, Chapters 1, 3, 3.2, and 3.3; Title			
37	54.1, Chapter 5; Title 59.1, Chapter 30, Code of			
38	Virginia.			
39	Notwithstanding § 40.1-49.4 D, Code of Virginia, and			
40	§ 4-2.02 of this act, the Department of Labor and			
41	Industry may retain up to \$116,000 in civil penalties			
42	assessed pursuant to § 40.1-49.4 as the required federal			
43	grant match for voluntary compliance programs.			

ITEM 117.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	118.			\$567,003	\$567,003
2					
3					
4					
5	119.			\$3,226,140	\$3,232,085
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17	120.			\$28,145,080	\$28,145,080
18					
19					
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ITEM 120.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 121.	Resource Management Research, Planning, and			
2	Coordination (50700).....		\$2,327,323	\$2,459,840
3	Energy Conservation and Alternative Energy Supply			
4	Programs (50705).....	\$2,327,323	\$2,459,840	
5	Fund Sources: General.....	\$550,277	\$682,794	
6	Federal Trust.....	\$1,777,046	\$1,777,046	
7	Authority: Title 45.1, Chapter 26, Code of Virginia.			
8	Out of this appropriation, \$38,362 the first year and			
9	\$38,362 the second year from the general fund shall be			
10	provided for dues and expenses for the Southern States			
11	Energy Board.			
12 122.	Administrative and Support Services (59900).....		\$3,284,494	\$3,284,494
13	General Management and Direction (59901).....	\$3,284,494	\$3,284,494	
14	Fund Sources: General.....	\$2,016,094	\$2,016,094	
15	Special.....	\$1,000,000	\$1,000,000	
16	Dedicated Special Revenue.....	\$268,400	\$268,400	
17	Authority: Title 45.1, Chapter 14.1, Code of Virginia.			
18	Total for Department of Mines, Minerals and Energy.....		<b>\$33,756,897</b>	<b>\$33,889,414</b>
19	General Fund Positions.....	171.62	171.62	
20	Nongeneral Fund Positions.....	71.38	71.38	
21	Position Level.....	243.00	243.00	
22	Fund Sources: General.....	\$12,912,049	\$13,044,566	
23	Special.....	\$6,007,075	\$6,007,075	
24	Trust and Agency.....	\$525,000	\$525,000	
25	Dedicated Special Revenue.....	\$441,400	\$441,400	
26	Federal Trust.....	\$13,871,373	\$13,871,373	
27	<b>§ 1-42. DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION (222)</b>			
28 123.	Regulation of Professions and Occupations (56000) .....		\$19,197,664	\$19,197,664
29	Licensure, Certification, and Registration of Professions			
30	and Occupations (56046).....	\$5,338,588	\$5,324,213	
31	Enforcement of Licensing, Regulating and Certifying			
32	Professions and Occupations (56047).....	\$7,088,241	\$7,078,320	
33	Administrative Services (56048).....	\$6,770,835	\$6,795,131	
34	Fund Sources: Special.....	\$348,370	\$348,370	
35	Dedicated Special Revenue.....	\$18,514,294	\$18,514,294	
36	Federal Trust.....	\$335,000	\$335,000	
37	Authority: Title 54.1, Chapters 1, 2, 3, 4, 5, 6, 7, 8.1,			
38	9, 11, 14, 15, 17, 18, 20.1, 21, 22, 22.1, 23, 23.1, and			
39	23.2; Title 55, Chapters 4.1, 4.2, 19, 21, 24, 26, 27, 28,			
40	and 29; and Title 36, Chapter 5.1, Code of Virginia.			
41	Costs for professional and occupational regulation may			
42	be met by fees paid by the respective professions and			
43	occupations.			
44	Total for Department of Professional and Occupational			
45	Regulation.....		<b>\$19,197,664</b>	<b>\$19,197,664</b>
46	Nongeneral Fund Positions.....	182.00	182.00	
47	Position Level.....	182.00	182.00	

ITEM 123.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Special.....	\$348,370		
2	Dedicated Special Revenue.....	\$18,514,294		
3	Federal Trust.....	\$335,000		
4	<b>§ 1-43. VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP (310)</b>			
5	124. Economic Development Services (53400).....		\$17,376,010	\$17,376,010
6	Financial Assistance for Economic Development			
7	(53410).....	\$95,000		\$95,000
8	Economic Development Services (53412).....	\$17,281,010		\$17,281,010
9	Fund Sources: General.....	\$17,376,010		\$17,376,010
10	Authority: Title 2.2, Chapter 22, Article 4 and Chapter			
11	51; and § 15.2-941, Code of Virginia.			
12	A. Upon authorization of the Governor, the Virginia			
13	Economic Development Partnership may transfer funds			
14	appropriated to it by this act to a nonstock corporation.			
15	B. Prior to July 1 of each fiscal year, the Virginia			
16	Economic Development Partnership shall provide to the			
17	Chairmen of the House Appropriations and Senate			
18	Finance Committees and the Director of the Department			
19	of Planning and Budget a report of its operating plan.			
20	Prior to September 1 of each fiscal year, the Partnership			
21	shall provide to the Chairmen of the House			
22	Appropriations and Senate Finance Committees and the			
23	Director of the Department of Planning and Budget a			
24	detailed expenditure report and a listing of the salaries			
25	and bonuses for all Partnership employees for the prior			
26	fiscal year. All three reports shall be prepared in the			
27	formats as previously approved by the Department of			
28	Planning and Budget.			
29	C. In developing the criteria for any pay for			
30	performance plan, the Board shall include, but not be			
31	limited to, these variables: 1) the number of economic			
32	development prospects committed to move to or expand			
33	operations in Virginia; 2) dollar investment made in			
34	Virginia for land acquisition, construction, buildings,			
35	and equipment; 3) number of full-time jobs directly			
36	related to an economic development project; and 4)			
37	location of the project. To that end, the pay for			
38	performance plan shall be weighted to recognize and			
39	reward employees who successfully recruit new			
40	economic development prospects or cause existing			
41	prospects to expand operations in localities with fiscal			
42	stress greater than the statewide average. Fiscal Stress			
43	shall be based on the Index published by the			
44	Commission on Local Government. If a prospect is			
45	physically located in more than one contiguous locality,			
46	the highest Fiscal Stress Index of the participating			
47	localities will be used.			
48	D1. The Virginia Economic Development Partnership			
49	shall report before the General Assembly convenes in			
50	January of each year on the status of the			
51	implementation of the state's comprehensive economic			
52	development strategy, and shall recommend legislative			
53	actions related to the implementation of the			
54	comprehensive economic development strategy. The			
55	report shall be submitted to the Chairmen of the House			
56	Appropriations and Senate Finance Committees, and			

ITEM 124.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	shall include the number of site visits made by				
2	employees of the Virginia Economic Development				
3	Partnership with potential economic development				
4	prospects.				
5	2. The Virginia Economic Development Partnership				
6	shall identify and target industries suited for location in				
7	the southside and southwest regions of the state.				
8	E. The State Comptroller shall disburse the first and				
9	second year appropriations in twelve equal monthly				
10	installments. The Director of the Department of				
11	Planning and Budget may authorize an increase in				
12	disbursements for any month, not to exceed the total				
13	appropriation for the fiscal year, if such an advance is				
14	necessary to meet payment obligations.				
15	F. The Virginia Economic Development Partnership				
16	shall provide administrative and support services for the				
17	Virginia Tourism Authority as prescribed in the				
18	Memorandum of Agreement until July 1, 2010, or until				
19	the Authority is able to provide such services.				
20	G. The Virginia Economic Development Partnership				
21	shall report one month after the close of each quarter to				
22	the Chairmen of the Senate Finance and House				
23	Appropriations Committees on the Governor's				
24	Development Opportunity Fund. The report shall				
25	include, but not be limited to, total appropriations made				
26	or transferred to the Fund, total grants awarded, cash				
27	balances, and balances available for future				
28	commitments.				
29	H. The Virginia Coalfield Economic Development				
30	Authority is authorized to spend funds provided by				
31	Chapters 91 and 1066 of the Acts of Assembly of				
32	2000, which extended the coalfield employment				
33	enhancement tax credit, for workforce development and				
34	training.				
35	I. Prior to purchasing airline and hotel accommodations				
36	related to overseas trade shows, the Virginia Economic				
37	Development Partnership shall provide an itemized list				
38	of projected costs for review by the Secretary of				
39	Commerce and Trade.				
40	J. The amounts for Economic Development Services				
41	include \$500,000 the first year and \$500,000 the second				
42	year from the general fund to market distressed areas of				
43	the Commonwealth.				
44	K. Out of the amounts for Economic Development				
45	Services shall be provided \$95,000 the first year and				
46	\$95,000 the second year from the general fund to the				
47	Virginia Commercial Space Flight Authority.				
48	L. Out of the amounts for Economic Development				
49	Services shall be provided \$215,000 the first year and				
50	\$215,000 the second year from the general fund to				
51	assist small manufacturers with the export of advanced				
52	manufacturing products.				
53	M.1. Out of the amounts for Economic Development				
54	Services shall be provided \$484,500 the first year and				

ITEM 124.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	\$484,500 the second year from the general fund for			
2	operations of the Virginia National Defense Industrial			
3	Authority.			
4	2. Employees of the Authority shall be eligible for			
5	membership in the Virginia Retirement System and			
6	participation in all of the health and related insurance			
7	and other benefits, including premium conversion and			
8	flexible benefits, available to state employees as			
9	provided by law.			
10	N. It is the intent of the General Assembly to fulfill the			
11	commitment made to the Virginia Advanced			
12	Shipbuilding and Carrier Integration Center to support			
13	the Center's operating costs, as stipulated in § 2.2-2444,			
14	Code of Virginia.			
15	Total for Virginia Economic Development Partnership....		<b>\$17,376,010</b>	<b>\$17,376,010</b>
16	Fund Sources: General .....	\$17,376,010	\$17,376,010	
17	<b>§ 1-44. VIRGINIA EMPLOYMENT COMMISSION (182)</b>			
18	125. Workforce Systems Services (47000) .....		\$576,962,309	\$581,962,310
19	Job Placement Services (47001) .....	\$34,876,661	\$37,376,662	
20	Unemployment Insurance Services (47002) .....	\$536,685,648	\$539,185,648	
21	Workforce Development Services (47003) .....	\$5,400,000	\$5,400,000	
22	Fund Sources: General .....	\$487	\$487	
23	Special .....	\$375,000	\$375,000	
24	Trust and Agency .....	\$576,586,822	\$581,586,823	
25	Authority: Title 60.2, Chapters 1 through 6, Code of			
26	Virginia.			
27	A. Revenues deposited into the Special Unemployment			
28	Compensation Administration Fund shall be used for			
29	the purposes set out in the following order of priority:			
30	1) to support essential services of the Commission,			
31	particularly in the event of reductions in federal			
32	funding; 2) to finance the cost of capital projects; and			
33	3) to fund the discretionary fund established in			
34	§ 60.2-315, Code of Virginia. Funding may be			
35	transferred from the capital budget to the operating			
36	budget consistent with this language.			
37	B. Reed Act funds distributed by the Balanced Budget			
38	Act of 1997 and credited to the unemployment trust			
39	fund with respect to federal fiscal years 2000, 2001,			
40	and 2002, under § 1103 of the Social Security Act (42			
41	U.S.C.), as amended, shall be used only for the			
42	administration of the unemployment compensation			
43	program, under the direction of the Virginia			
44	Employment Commission and shall not be subject to			
45	the requirements of § 60.2-305 of the Code of Virginia.			
46	C. There is hereby appropriated out of the funds made			
47	available to this state under § 1103 of the Social			
48	Security Act (42 U.S.C.) as amended, \$8,300,000 in the			
49	first year and \$8,300,000 in the second year of Reed			
50	Act funds to be used under the direction of the Virginia			
51	Employment Commission, and subject to the			
52	requirements of § 60.2-305, Code of Virginia, for the			
53	purpose of administering the federal Wagner-Peyser Job			

ITEM 125.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Service Grant and the federal Unemployment Insurance				
2	Grant.				
3	D. There is hereby appropriated out of the funds made				
4	available to this state under § 1103 of the Social				
5	Security Act (42 U.S.C.) as amended, the balance of				
6	the \$51,061,866 of Reed Act funds, if any, provided in				
7	Item 120 E. of Chapter 847, 2007 Acts of Assembly,				
8	for upgrading obsolete information technology systems,				
9	subject to the provisions of § 60.2-305, Code of				
10	Virginia. Savings as a result of the new systems shall				
11	be retained by the commission.				
12	126. Economic Development Services (53400).....			\$3,258,552	\$3,258,552
13	Economic Information Services (53402).....	\$3,258,552	\$3,258,552		
14	Fund Sources: Special.....	\$529,000	\$529,000		
15	Trust and Agency.....	\$2,729,552	\$2,729,552		
16	Authority: Title 60.2, Chapters 1 through 6, Code of				
17	Virginia.				
18	127. For payment to the Secretary of the Treasury of the				
19	United States to the credit of the federal unemployment				
20	trust fund established by the Social Security Act, to be				
21	held for the state upon the terms and conditions				
22	provided in the said Social Security Act, there is hereby				
23	appropriated the amount remaining in the clearing				
24	account of the Unemployment Compensation Fund				
25	created by § 60.2-301, Code of Virginia, after deducting				
26	the refunds payable therefrom pursuant to § 60.2-301,				
27	Code of Virginia, a sum sufficient.				
28	Total for Virginia Employment Commission.....			\$580,220,861	\$585,220,862
29	Nongeneral Fund Positions.....	865.00	865.00		
30	Position Level.....	865.00	865.00		
31	Fund Sources: General.....	\$487	\$487		
32	Special.....	\$904,000	\$904,000		
33	Trust and Agency.....	\$579,316,374	\$584,316,375		
34	<b>§ 1-45. VIRGINIA RACING COMMISSION (405)</b>				
35	128. Economic Development Services (53400).....			\$2,100,000	\$2,100,000
36	Financial Assistance to the Horse Breeding Industry				
37	(53411).....	\$2,100,000	\$2,100,000		
38	Fund Sources: Special.....	\$2,100,000	\$2,100,000		
39	Authority: Title 59.1, Chapter 29, Code of Virginia.				
40	129. Regulation of Horse Racing and Pari-Mutuel Betting				
41	(55800).....			\$2,947,817	\$2,947,817
42	License and Regulate Horse Racing and Pari-Mutuel				
43	Wagering (55801).....	\$2,247,817	\$2,247,817		
44	Promote the Horse Industry (55802).....	\$700,000	\$700,000		
45	Fund Sources: Special.....	\$2,947,817	\$2,947,817		
46	Authority: Title 59.1, Chapter 29, Code of Virginia.				
47	A. Out of this appropriation, the members of the				
48	Virginia Racing Commission shall receive				

ITEM 129.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	compensation and reimbursement for their reasonable			
2	expenses in the performance of their duties, as provided			
3	in § 2.2-2104, Code of Virginia.			
4	B. Notwithstanding the provisions of § 59.1-392, Code			
5	of Virginia, up to \$255,000 the first year and \$255,000			
6	the second year shall be transferred to Virginia			
7	Polytechnic Institute and State University to support the			
8	Virginia-Maryland Regional College of Veterinary			
9	Medicine.			
10	C. Any revenues received during the biennium and			
11	which are due to the Commission pursuant to			
12	§ 59.1-364 et seq., Code of Virginia, shall be used first			
13	to fund the operating expenses of the Commission as			
14	appropriated in this Item. Any change in operating			
15	expenses as herein appropriated requires the approval of			
16	the Department of Planning and Budget. Any revenues			
17	in excess of amounts required for Commission			
18	operations as appropriated under the provisions of this			
19	act and amounts payable to specific entities pursuant to			
20	§ 59.1-392 and appropriated in paragraphs B and D of			
21	this Item, shall revert to the general fund.			
22	D. Out of these amounts, the obligations set out in			
23	§ 59.1-392 D. 5. and D. 6., Code of Virginia, shall be			
24	fully funded.			
25	E. The Virginia Racing Commission is authorized to			
26	expend up to \$700,000 the first year and \$700,000 the			
27	second year of this appropriation to develop programs			
28	or award grants for the promotion and marketing,			
29	sustenance and growth of the Virginia horse industry,			
30	including horse breeding. Any unexpended balance			
31	remaining on June 30, 2009, of the \$700,000			
32	appropriated for fiscal year 2009 shall be carried			
33	forward on the books of the Comptroller and shall be			
34	available for expenditure during the second year of the			
35	current biennium. Any unexpended balance remaining			
36	on June 30, 2010, of the \$700,000 appropriated for			
37	fiscal year 2010 shall be carried forward on the books			
38	of the Comptroller and shall be available for			
39	expenditure in the next biennium. In no event, however,			
40	shall any funds be expended or carried forward for that			
41	purpose that would cause the reversion to the general			
42	fund required by Paragraph C above to fall below			
43	\$815,870 the first year and \$815,870 the second year.			
44	Total for Virginia Racing Commission.....		\$5,047,817	\$5,047,817
45	Nongeneral Fund Positions.....		10.00	10.00
46	Position Level .....		10.00	10.00
47	Fund Sources: Special.....		\$5,047,817	\$5,047,817
48	<b>§ 1-46. VIRGINIA TOURISM AUTHORITY (320)</b>			
49	130.	Tourist Promotion (53600) .....		\$16,594,330
50		Financial Assistance for Tourist Promotion (53606) .....	\$408,750	\$408,750
51		Tourist Promotion Services (53607) .....	\$16,185,580	\$16,185,580
52		Fund Sources: General .....	\$14,094,330	\$14,094,330
53		Special.....	\$2,500,000	\$2,500,000



ITEM 130.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Authority: Title 2.2, Chapter 22, Article 8, Code of			
2	Virginia.			
3	A.1. The Department of Transportation shall pay to the			
4	Virginia Tourism Authority \$1,100,000 each year for			
5	continued operation of the Welcome Centers. The			
6	Department of Transportation shall fund maintenance at			
7	each facility based on the agreed-upon service levels			
8	contained in the Memorandum of Agreement between			
9	the Virginia Tourism Authority and the Department of			
10	Transportation. Included in the amounts in this			
11	paragraph is \$100,000 each year for maintenance of the			
12	Danville Welcome Center.			
13	2. To the extent necessary to fund the operations of the			
14	Welcome Centers, the Virginia Tourism Authority is			
15	authorized to collect fees paid by businesses for display			
16	space at the Welcome Centers.			
17	B. Upon authorization of the Governor, the Virginia			
18	Tourism Authority may transfer funds appropriated to it			
19	by this act to a nonstock corporation.			
20	C. Prior to July 1 of each fiscal year, the Virginia			
21	Tourism Authority shall provide to the Chairmen of the			
22	House Appropriations and Senate Finance Committees			
23	and the Director, Department of Planning and Budget a			
24	report of its operating plan. Prior to September 1 of			
25	each fiscal year, the Authority shall provide to the			
26	Chairmen of the House Appropriations and Senate			
27	Finance Committees and the Director, Department of			
28	Planning and Budget a detailed expenditure report and			
29	a listing of the salaries and bonuses for all Authority			
30	employees for the prior fiscal year. All three reports			
31	shall be prepared in the formats as previously approved			
32	by the Department of Planning and Budget.			
33	D. The State Comptroller shall disburse the first and			
34	second year appropriations in twelve equal monthly			
35	installments. The Director, Department of Planning and			
36	Budget may authorize an increase in disbursements for			
37	any month, not to exceed the total appropriation for the			
38	fiscal year, if such an advance is necessary to meet			
39	payment obligations.			
40	E. Out of the amounts for Tourist Promotion shall be			
41	provided \$1,700,000 the first year and \$1,700,000 the			
42	second year from the general fund to promote the			
43	Virginia tourism industries. These funds shall be used,			
44	among other purposes, to initiate strategies to expand			
45	growth tourism industries such as Virginia history			
46	tours, wine and epicurean tours and other packaged			
47	travel itineraries.			
48	F. Out of the amounts for Tourist Promotion shall be			
49	provided \$425,000 the first year and \$425,000 the			
50	second year from the general fund for grants to regional			
51	and local tourism authorities and other tourism entities			
52	to support their efforts.			
53	G. The Virginia Tourism Authority shall place a high			
54	priority on marketing rural areas of the state.			
55	H. Included in this Item is \$2,500,000 in the first year			

ITEM 130.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and \$2,500,000 in the second year from the Virginia				
2	Tourism Enhancement Fund, in accordance with Item				
3	443 C of this act. The Virginia Tourism Authority shall				
4	use these funds for marketing and advertising				
5	initiatives.				
6	I. Out of the amounts for Tourist Promotion shall be				
7	provided \$100,000 the first year and \$100,000 the				
8	second year from the general fund for the Daniel Boone				
9	Visitor Center.				
10	Total for Virginia Tourism Authority .....			<b>\$16,594,330</b>	<b>\$16,594,330</b>
11	Fund Sources: General .....	\$14,094,330	\$14,094,330		
12	Special .....	\$2,500,000	\$2,500,000		
13	TOTAL FOR OFFICE OF COMMERCE AND				
14	TRADE.....			<b>\$854,876,464</b>	<b>\$842,721,936</b>
15	General Fund Positions .....	419.16	419.16		
16	Nongeneral Fund Positions .....	1,234.84	1,234.84		
17	Position Level .....	1,654.00	1,654.00		
18	Fund Sources: General .....	\$147,377,276	\$130,261,429		
19	Special .....	\$19,320,186	\$19,320,186		
20	Trust and Agency .....	\$579,841,374	\$584,841,375		
21	Dedicated Special Revenue .....	\$28,169,180	\$28,170,498		
22	Federal Trust .....	\$80,168,448	\$80,128,448		

ITEM 131.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
<b>1</b>	<b>OFFICE OF EDUCATION</b>				
<b>2</b>	<b>§ 1-47. SECRETARY OF EDUCATION (185)</b>				
<b>3</b>	131. Administrative and Support Services (79900).....			\$654,068	\$654,068
<b>4</b>	General Management and Direction (79901).....	\$654,068	\$654,068		
<b>5</b>	Fund Sources: General.....	\$654,068	\$654,068		
<b>6</b>	Authority: Title 2.2, Chapter 2, § 2.2-208 Code of				
<b>7</b>	Virginia.				
<b>8</b>	A. The Secretary of Education is hereby authorized to				
<b>9</b>	make allocations to qualified zone academies of the				
<b>10</b>	portion of the national zone academy bond limitation				
<b>11</b>	amount to be allocated annually to the Commonwealth				
<b>12</b>	of Virginia pursuant to Section 1397E of the Internal				
<b>13</b>	Revenue Code of 1986, as amended, and to provide for				
<b>14</b>	carryovers of any unused limitation amount. In making				
<b>15</b>	such allocations, the Secretary of Education is directed				
<b>16</b>	to give priority to allocation requests for qualified zone				
<b>17</b>	academies having at least 35 percent free lunch				
<b>18</b>	participation or either located in federal enterprise				
<b>19</b>	communities or located in cities and counties within				
<b>20</b>	which federal enterprise communities are located.				
<b>21</b>	B. The Secretary of Education is hereby authorized to				
<b>22</b>	make allocations of the portion of the tax-exempt				
<b>23</b>	private activity bond limitation amount to be allocated				
<b>24</b>	annually to the Commonwealth of Virginia pursuant to				
<b>25</b>	the Economic Growth and Tax Relief Reconciliation				
<b>26</b>	Act of 2001 (PL 107-16)(Section 142(k)(5) of the				
<b>27</b>	Internal Revenue Code of 1986, as amended) for the				
<b>28</b>	development of education facilities using public-private				
<b>29</b>	partnerships, and to provide for carryovers of any				
<b>30</b>	unused limitation amount. In making such allocations,				
<b>31</b>	the Secretary is directed to give priority to				
<b>32</b>	public-private partnership proposals that will serve as				
<b>33</b>	demonstration projects concerning the leveraging of				
<b>34</b>	private sector contributions and resources, the				
<b>35</b>	achievement of economies or efficiencies associated				
<b>36</b>	with private sector innovation, and other benefits that				
<b>37</b>	are or may be derived from public-private partnerships				
<b>38</b>	in contrast to more traditional approaches to public				
<b>39</b>	school construction and renovation. The Secretary is				
<b>40</b>	directed to report annually not later than August 31 to				
<b>41</b>	the Chairmen of the Senate Finance and House				
<b>42</b>	Appropriations Committees regarding any guidelines				
<b>43</b>	implemented and any allocations made pursuant to this				
<b>44</b>	paragraph.				
<b>45</b>	Total for Secretary of Education.....			<b>\$654,068</b>	<b>\$654,068</b>
<b>46</b>	General Fund Positions.....	6.00	6.00		
<b>47</b>	Position Level.....	6.00	6.00		
<b>48</b>	Fund Sources: General.....	\$654,068	\$654,068		
<b>49</b>	<b>§ 1-48. DEPARTMENT OF EDUCATION, CENTRAL OFFICE OPERATIONS (201)</b>				
<b>50</b>	132. Instructional Services (18100).....			\$31,857,204	\$31,857,204
<b>51</b>	Public Education Instructional Services (18101).....	\$22,950,369	\$22,950,369		

ITEM 132.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Program Administration and Assistance for			
2	Instructional Services (18102).....			
	\$7,013,914	\$7,013,914		
3	Compliance and Monitoring of Instructional Services			
4	(18103).....			
	\$13,500	\$13,500		
5	Adult Education and Literacy (18104).....			
	\$1,879,421	\$1,879,421		
6	Fund Sources: General.....			
	\$6,907,045	\$6,907,045		
7	Special.....			
	\$1,464,565	\$1,464,565		
8	Commonwealth Transportation.....			
	\$240,942	\$240,942		
9	Trust and Agency.....			
	\$3,869	\$3,869		
10	Federal Trust.....			
	\$23,240,783	\$23,240,783		
11	Authority: Public Education Instructional Services: Title			
12	22.1, Chapter 13, Code of Virginia; P.L. 107-110, P.L.			
13	105-332, P.L.108-447, P.L. 102-305, Federal Code.			
14	Program Administration and Assistance for Instructional			
15	Services: Title 22.1, Chapter 13, Code of Virginia; P.L.			
16	107-110, P.L. 105-332, P.L. 108-447, P.L. 102-305,			
17	Federal Code.			
18	Compliance and Monitoring of Instructional Services:			
19	Title 22.1, Chapter 13, Code of Virginia; P.L. 107-110,			
20	P.L. 105-332, P.L. 108-447, Federal Code.			
21	Adult Education and Literacy: §§ 2.2-2670,			
22	22.1-223-226, 22.1-253.13:1, 22.1-254.2, Code of			
23	Virginia; P.L. 105-220, Federal Code.			
24	A. The Superintendent of Public Instruction is			
25	encouraged to implement school/community team			
26	training.			
27	B. The appropriation for Public Education Instructional			
28	Services includes \$20,000 the first year and \$20,000 the			
29	second year from the general fund to provide technical			
30	assistance to localities in developing a comprehensive,			
31	coordinated, quality preschool program for serving			
32	at-risk four-year-old children.			
33	C. Out of the amounts for Public Education			
34	Instructional Services, \$296,000 the first year and			
35	\$296,000 the second year from the general fund is			
36	provided for the Virginia VIEWS Program.			
37	D. The Superintendent of Public Instruction shall			
38	provide direction and technical assistance to local			
39	school divisions in the revision of their Vocational			
40	Education curriculum and instructional practices.			
41	E. The Superintendent of Public Instruction, in			
42	cooperation with the Commissioner of Social Services,			
43	shall encourage local departments of social services and			
44	local school divisions to work together to develop			
45	cooperative arrangements for the use of school			
46	resources, especially computer labs, for the purpose of			
47	training Temporary Assistance for Needy Families			
48	(TANF) recipients for the workforce.			
49	F. Notwithstanding § 4-1.05 b 3 of this act, the			
50	Superintendent of Public Instruction may apply for			
51	grant funding to be used by local school divisions			
52	consistent with the provisions of Chapter 447, 1999			
53	Acts of Assembly. The nongeneral fund appropriation			

ITEM 132.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	for this agency shall be adjusted by the amount of the				
2	proceeds of any such grant awards.				
3	G. Included in the amount for Item 140 of this act is				
4	\$613,439 the first year and \$613,439 the second year				
5	from the general fund for salary incentives for 10				
6	principals each year for a period of three years.				
7	H. In the event that existing funds are not available,				
8	additional nongeneral funds do not become available,				
9	and/or the contracts are not re-negotiated to lower				
10	amounts, the Department of Education is authorized to				
11	transfer up to \$150,890 the first year and \$150,890 the				
12	second year from the general fund appropriation for				
13	Item 140 in C. 23. a. to this Item for the contract with				
14	the University of Virginia Partnership for Leaders in				
15	Education - The Darden School Foundation for the				
16	turnaround specialists program.				
17	I. Out of this appropriation, \$356,512 the first year and				
18	\$356,512 the second year from the general fund is				
19	designated for administrative and contractual services				
20	for the support of Project Graduation.				
21	J. Out of this appropriation, \$340,100 the first year and				
22	\$340,100 the second year from the general fund is				
23	designated for administration of the Virginia Preschool				
24	Initiative.				
25	K. Out of this appropriation, \$379,550 the first year				
26	and \$379,550 the second year from the general fund is				
27	designated for The Phonological Awareness Literacy				
28	Screening (PALS) early childhood diagnostic				
29	assessments.				
30	133.	Special Education and Student Services (18200).....		\$15,630,335	\$15,630,335
31		Special Education Instructional Services (18201).....	\$6,331,223	\$6,331,223	
32		Special Education Administration and Assistance			
33		Services (18202).....	\$701,428	\$701,428	
34		Special Education Compliance and Monitoring Services			
35		(18203) .....	\$2,214,949	\$2,214,949	
36		Student Assistance and Guidance Services (18204).....	\$6,382,735	\$6,382,735	
37		Fund Sources: General.....	\$181,965	\$181,965	
38		Special.....	\$144,411	\$144,411	
39		Federal Trust.....	\$15,303,959	\$15,303,959	
40		Authority: Special Education Instructional Services:			
41		§§ 22.1-213 through 22.1-221, 22.1-253.13:1 through			
42		22.1-253.13:8, 22.1-319 through 22.1-332, Code of			
43		Virginia; P.L. 108-446, Federal Code.			
44		Special Education Administration and Assistance			
45		Services: §§ 22.1-253.13:1 through 22.1-253.13:8, Code			
46		of Virginia; P.L. 108-446, Federal Code.			
47		Special Education Compliance and Monitoring Services:			
48		§§ 22.1-213 through 22.1-221, 22.1-253.13:1 through			
49		22.1-253.13:8, 22.1-319 through 22.1-332, Code of			
50		Virginia; P.L. 108-446, Federal Code.			
51		Student Assistance and Guidance Services: Title 22.1,			
52		Chapters 1, 13, 14, 16; §§ 22.1-16.2, 22.1-17.1,			
53		22.1-17.2, 22.1-199.4, 22.1-206, 22.1-207.1,			

ITEM 133.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	22.1-208.01, 22.1-209.1, 22.1-209.2, Code of Virginia;				
2	P.L. 107-110 and P.L. 108-446, Federal Code.				
3	A. The Department of Education, in collaboration with				
4	the Office of Comprehensive Services, shall provide				
5	training to local staff serving on Family Assessment				
6	and Planning Teams and Community Policy and				
7	Management Teams. Training shall include, but need				
8	not be limited to, the federal and state requirements				
9	pertaining to the provision of the special education				
10	services funded under § 2.2-5211, Code of Virginia.				
11	The training shall also include written guidance				
12	concerning which services remain the financial				
13	responsibility of the local school divisions. In addition,				
14	the Department of Education shall provide ongoing				
15	local oversight of its federal and state requirements				
16	related to the provision of services funded under				
17	§ 2.2-5211, Code of Virginia.				
18	B. The Board of Education shall consider the caseload				
19	standards for speech-language pathologists as part of its				
20	review of the Standards of Quality, pursuant to				
21	§ 22.1-18.01, Code of Virginia.				
22	C. The Board of Education shall consider the inclusion				
23	of instructional positions needed for blind and visually				
24	impaired students enrolled in public schools and shall				
25	consider developing a caseload requirement for these				
26	instructional positions as part of its review of the				
27	Standards of Quality, pursuant to § 22.1-18.01, Code of				
28	Virginia.				
29	134. Pupil Assessment Services (18400) .....			\$44,398,406	\$44,398,406
30	Test Development and Administration (18401).....	\$44,398,406	\$44,398,406		
31	Fund Sources: General .....	\$29,977,864	\$29,977,864		
32	Federal Trust.....	\$14,420,542	\$14,420,542		
33	Authority: § 22.1-253.13:3, sections C and E, Code of				
34	Virginia; P.L. 107-110, Federal Code.				
35	A. Out of this appropriation, \$29,341,571 the first year				
36	and \$28,084,128 the second year from the general fund				
37	is provided to support the costs of contracts for test				
38	development, administration, scoring, and reporting as				
39	well as other program-related costs of the Standards of				
40	Learning testing program .				
41	B. Notwithstanding any contrary provisions of law, the				
42	Department of Education shall not be required to				
43	administer the Stanford 9 norm-referenced test.				
44	135. School and Division Assistance (18500) .....			\$4,319,459	\$4,319,459
45	School Improvement (18501) .....	\$2,608,459	\$2,608,459		
46	School Nutrition (18502) .....	\$1,505,231	\$1,505,231		
47	Pupil Transportation (18503) .....	\$205,769	\$205,769		
48	Fund Sources: General .....	\$2,510,243	\$2,510,243		
49	Special .....	\$30,436	\$30,436		
50	Federal Trust .....	\$1,778,780	\$1,778,780		
51	Authority: School Improvement: §22.1-253.13:1 et seq.,				
52	Code of Virginia; P. L. 107-110, Federal Code.				

ITEM 135.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	School Nutrition: §§ 22.1-24, 22.1-89.1, and 22.1-207.3,				
2	Code of Virginia; P.L. 79-396, P.L. 89-642, P.L.				
3	108-265, Federal Code.				
4	Pupil Transportation: Title 22.1, Chapter 12, and Title				
5	46.2, Code of Virginia; P. L. 103-272 and P.L. 109-20,				
6	Federal Code.				
7	A. Out of this appropriation, \$274,573 the first year and				
8	\$274,573 the second year from the general fund is				
9	designated to support the Partnership for Achieving				
10	Successful Schools initiative.				
11	B. This appropriation includes \$790,503 from the				
12	general fund and \$200,000 from federal funds the first				
13	year and \$790,503 from the general fund and \$200,000				
14	from federal funds the second year for contractual				
15	services related to assisting schools that do not meet				
16	the Standards of Accreditation as prescribed by the				
17	Board of Education.				
18	C. Notwithstanding the provisions of § 2.2-1502.1,				
19	Code of Virginia, the Board of Education, in				
20	cooperation with the Department of Planning and				
21	Budget, is authorized to invite a school division to				
22	participate in the school efficiency review program				
23	described in § 2.2-1502.1, Code of Virginia, as a				
24	component of a division level academic review				
25	pursuant to § 22.1-253.13:3, Code of Virginia.				
26	Commencing in fiscal year 2006, when a school				
27	division elects to undergo a school efficiency review				
28	pursuant to this provision, the school division shall not				
29	be charged the 25 percent for the costs of such review.				
30	However, a school division shall pay a separate 25				
31	percent of the total costs of such review if the school				
32	division's superintendent or superintendent's designee				
33	has not certified that at least half of the				
34	recommendations have been initiated within 24 months				
35	after the completion of the review.				
36	136. Technology Assistance Services (18600).....			\$2,026,333	\$2,026,333
37	Instructional Technology (18601) .....	\$1,142,600	\$1,142,600		
38	Distance Learning and Electronic Classroom (18602).....	\$883,733	\$883,733		
39	Fund Sources: General .....	\$1,674,631	\$1,674,631		
40	Special .....	\$2,866	\$2,866		
41	Trust and Agency .....	\$154,684	\$154,684		
42	Federal Trust.....	\$194,152	\$194,152		
43	Authority: Instructional Technology: §§ 2.2-2426,				
44	22.1-70.2, 22.1-199.1, 22.1-253.13:1 through				
45	22.1-253.13:8, Code of Virginia; P.L. 107-110, Federal				
46	Code.				
47	Distance Learning and Electronic Classroom:				
48	§ 22.1-212.2, Code of Virginia.				
49	137. Teacher Licensure and Education (56600) .....			\$3,155,349	\$3,169,799
50	Teacher Licensure and Certification (56601) .....	\$2,790,689	\$2,805,139		
51	Teacher Education and Assistance (56602).....	\$364,660	\$364,660		
52	Fund Sources: General .....	\$223,770	\$223,770		
53	Special .....	\$2,931,579	\$2,946,029		

ITEM 137.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Authority: Teacher Licensure and Certification:				
2	§§ 22-1.16, 22.1-298, 22.1-299, 299.2, 22.1-299.3,				
3	22.1-302, 22.1-303, 22.1-305.2, 22.1-316 to 22.1-318,				
4	Code of Virginia; P.L. 107-110, Federal Code.				
5	Teacher Education and Assistance: §§ 22.1-290;				
6	22.1-290.01; 22.1-290.1, 22.1-298, 22.1-305.2,				
7	22.1-305.1, 23-9.2:3.4, Code of Virginia; P. L. 108-446				
8	and P. L. 107-110, Federal Code.				
9	A. Proceeds from the fee schedule for the issuance of				
10	teaching certificates shall be utilized to defray all, or				
11	any part of, the expenses incurred by the Department of				
12	Education in issuing or accounting for teaching				
13	certificates. The fee schedule shall take into account the				
14	actual costs of issuing certificates. Any portion of the				
15	general fund appropriation for this Item may be				
16	supplemented by such fees.				
17	B. The Board of Education is authorized to approve				
18	changes in the licensure fee amounts charged to school				
19	personnel pursuant to 8VAC20-22-40 A.2.				
20	138.	Administrative and Support Services (19900).....		\$19,753,690	\$19,753,690
21		General Management and Direction (19901).....	\$5,886,879	\$5,886,879	
22		Information Technology Services (19902).....	\$8,983,804	\$8,983,804	
23		Accounting and Budgeting Services (19903).....	\$3,320,539	\$3,320,539	
24		Policy, Planning, and Evaluation Services (19929).....	\$1,562,468	\$1,562,468	
25		Fund Sources: General.....	\$15,579,799	\$15,579,799	
26		Special.....	\$1,445,512	\$1,445,512	
27		Trust and Agency.....	\$121,110	\$121,110	
28		Federal Trust.....	\$2,607,269	\$2,607,269	
29	Authority: Article VIII, Sections 2, 4, 5, 6, 8,				
30	Constitution of Virginia; Title 2.2, Chapters 10, 12, 29,				
31	30, 31, and 32; Title 22.1, 22.1-8 through 20, 22.1-21				
32	through 24; Title 51.1, Chapters 4, 5, 6.1, and 11; Title				
33	60.2, Chapters 60.2-100, 60.2-106; Title 65.2, Chapters				
34	1, 6, and 9, Code of Virginia; P.L. 108-446, P.L.				
35	107-110, Federal Code.				
36	A. Out of this appropriation, \$90,500 the first year and				
37	\$90,500 the second year from the general fund, is				
38	designated to support annual membership dues to the				
39	Education Commission of the States.				
40	In addition, \$5,000 the first year and \$5,000 the second				
41	year from the general fund is designated to pay				
42	registration and travel expenses of citizens appointed as				
43	either Virginia commissioners for the Education				
44	Commission of the States or to the Southern Regional				
45	Education Board.				
46	B. Out of this appropriation, \$9,000 the first year and				
47	\$9,000 the second year from the general fund, is				
48	designated to support annual membership dues to the				
49	Southern Regional Education Board.				
50	C. The Department of Education shall collect annually,				
51	as part of the financial section of the Annual School				
52	Report, data on the expenditures of local school				
53	divisions for educational technology, to include				
54	hardware, software, and required infrastructure				



ITEM 138.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	modifications.			
2	D. The Department of Education is authorized to use			
3	available balances up to \$81,000 each year for expenses			
4	associated with the Commission on Civics Education,			
5	established pursuant to Chapter 786, 2005 Acts of			
6	Assembly.			
7	Total for Department of Education, Central Office			
8	Operations.....		\$121,140,776	\$121,155,226
9	General Fund Positions.....		167.50	167.50
10	Nongeneral Fund Positions.....		175.50	175.50
11	Position Level .....		343.00	343.00
12	Fund Sources: General.....		\$57,055,317	\$57,055,317
13	Special.....		\$6,019,369	\$6,033,819
14	Commonwealth Transportation .....		\$240,942	\$240,942
15	Trust and Agency .....		\$279,663	\$279,663
16	Federal Trust.....		\$57,545,485	\$57,545,485
17	<b>Direct Aid to Public Education (197)</b>			
18	139.	Financial Assistance for Educational, Cultural,		
19		Community, and Artistic Affairs (14300).....		\$6,508,250
20		Financial Assistance for Supplemental Education		\$7,108,250
21		(14304) .....		\$6,508,250
22		Fund Sources: General.....		\$6,508,250
23	Authority: Discretionary Inclusion.			
24	A. Out of this appropriation, the Department of			
25	Education shall provide \$400,000 the first year and			
26	\$400,000 the second year from the general fund for the			
27	Jobs for Virginia Graduates initiative.			
28	B.1. Out of this appropriation, the Department of			
29	Education shall provide \$900,000 the first year and			
30	\$1,000,000 the second year from the general fund for			
31	Project Discovery. These funds are to fund			
32	approximately one-half of the cost of the program in			
33	Abingdon, Accomack/Northampton, Alexandria,			
34	Amherst, Appomattox, Arlington, Bedford, Bland,			
35	Campbell, Charlottesville, Cumberland,			
36	Danville/Pittsylvania, Fairfax, Franklin/Patrick,			
37	Goochland/Powhatan, Lynchburg, Newport News,			
38	Norfolk, Richmond City, Roanoke City, Smyth,			
39	Surry/Sussex, Tazewell, Williamsburg/James City, and			
40	Wythe and the salary of a fiscal officer for Project			
41	Discovery.			
42	2. The Department of Education shall determine the			
43	Project Discovery funding distributions to each			
44	community action agency. The contract with Project			
45	Discovery, Inc. should specify the allocations to each			
46	local Project Discovery program. Allocations shall be			
47	on a per pupil basis for students enrolled in the			
48	program.			
49	C. Out of this appropriation, the Department of			
50	Education shall provide \$200,000 the first year and			
51	\$200,000 the second year from the general fund for the			
52	Southwest Virginia Public Education Consortium at the			

ITEM 139.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	University of Virginia's College at Wise. An additional			
2	\$97,750 the first year and \$97,750 the second year			
3	from the general fund is provided to the Consortium to			
4	continue the Van Gogh Outreach program with Lee and			
5	Wise County Public Schools and expand the program			
6	to the twelve school divisions in Southwest Virginia.			
7	D. This appropriation includes \$95,000 the first year			
8	and \$95,000 the second year from the general fund for			
9	the Southside Virginia Regional Technology			
10	Consortium to expand the research and development			
11	phase of a technology linkage.			
12	E. This appropriation includes \$125,000 the first year			
13	and \$125,000 the second year from the general fund for			
14	the Virginia Career Education Foundation.			
15	F. An additional state payment of \$200,000 the first			
16	year and \$200,000 the second year from the general			
17	fund is provided as a Small School Division Assistance			
18	grant for the City of Norton. To receive these funds,			
19	the local school board shall certify to the			
20	Superintendent of Public Instruction that its division has			
21	entered into one or more educational, administrative or			
22	support service cost-sharing arrangements with another			
23	local school division.			
24	G. This appropriation includes \$500,000 in the second			
25	year from the general fund for the Communities in			
26	Schools of Virginia program, contingent upon securing			
27	the matching funds from private sources.			
28	H. Out of this appropriation, \$400,000 in the first year			
29	and \$400,000 in the second year from the general fund			
30	shall be allocated for the Career and Technical			
31	Education Resource Center to provide vocational			
32	curriculum and resource instructional materials free of			
33	charge to all school divisions.			
34	I.1. This appropriation includes \$75,000 the first year			
35	and \$75,000 the second year from the general fund for			
36	incentive grants for Virginia teachers seeking			
37	certification from the National Board for Professional			
38	Teaching Standards.			
39	2. It is the intent of the General Assembly that the			
40	Department of Education provide bonuses from state			
41	funds to classroom teachers in Virginia's public schools			
42	who hold certification from the National Board of			
43	Professional Teaching Standards. Such bonuses shall be			
44	\$5,000 the first year of the certificate and \$2,500			
45	annually thereafter for the life of the certificate. This			
46	appropriation includes an amount estimated at			
47	\$3,457,500 the first year and \$3,457,500 the second			
48	year from the general fund for the purpose of paying			
49	these bonuses. By September 30 of each year, school			
50	divisions shall notify the Department of Education of			
51	the number of classroom teachers under contract for			
52	that school year who hold such certification.			
53	J.1. This appropriation includes \$558,000 the first year			
54	and \$558,000 the second year from the general fund for			
55	the Virginia Teaching Scholarship Loan Program. These			
56	scholarships shall be for undergraduate students at or			

ITEM 139.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	beyond the sophomore year in college with a			
2	cumulative grade point average of at least 2.7 who are			
3	nominated by their college and students at the graduate			
4	level and who meet the criteria and qualifications,			
5	pursuant to § 22.1-290.01, Code of Virginia. Awards			
6	shall be made to students who are enrolled full-time or			
7	part-time in approved undergraduate or graduate teacher			
8	education programs for (i) critical teacher shortage			
9	disciplines, such as special education, chemistry,			
10	physics, earth and space science, foreign languages, or			
11	technology education or (ii) as students meeting the			
12	qualifications in § 22.1-290.01, Code of Virginia, who			
13	have been identified by a local school board to teach in			
14	any discipline or at any grade level in which the school			
15	board has determined that a shortage of teachers exists;			
16	however, such persons shall meet the qualifications for			
17	awards granted pursuant to this item. Minority students			
18	may be enrolled in any content area for teacher			
19	preparation and male students may be enrolled in any			
20	approved elementary or middle school teacher			
21	preparation program; therefore, this provision shall			
22	satisfy the requirements for the Diversity in Teaching			
23	Initiative and Fund, pursuant to Chapters 570, 597, 623,			
24	645, and 719 of the Acts of Assembly of 2000.			
25	Scholarship recipients may fulfill the teaching			
26	obligation by accepting a teaching position (i) in one of			
27	the critical teacher shortage disciplines; or (ii)			
28	regardless of teaching discipline, in a school with a			
29	high concentration of students eligible for free or			
30	reduced price lunch; or (iii) in any discipline or at			
31	grade levels with a shortage of teachers; or (iv) in a			
32	rural or urban region of the state with a teacher			
33	shortage. For the purposes of this item, "critical teacher			
34	shortage area and discipline" means subject areas and			
35	grade levels identified by the Board of Education in			
36	which the demand for classroom teachers exceeds the			
37	supply of teachers, as defined in the Board of			
38	Education's Regulations Governing the Determination of			
39	Critical Teacher Shortage Areas. Scholarship amounts			
40	are based on \$3,720 per year for full-time students, and			
41	shall be prorated for part-time students based on the			
42	number of credit hours. The Board of Education is			
43	authorized to recover total funds awarded as			
44	scholarships or the appropriate proportion thereof in the			
45	event that scholarship recipients fail to honor the			
46	stipulated teaching obligation. The Department of			
47	Education shall report annually on the critical shortage			
48	teaching areas in Virginia.			
49	2. The Board of Education is authorized to recover total			
50	funds awarded as scholarships, or the appropriate			
51	portion thereof, in the event that scholarship recipients			
52	fail to honor the stipulated teaching obligation. Any			
53	funds collected by the Board on behalf of this program			
54	shall revert to the general fund on June 30 each year.			
55	Such reversion shall be the net of any administrative or			
56	legal fees associated with the collection of these funds.			
57	140.	State Education Assistance Programs (17800) .....		\$6,399,847,793
58		Standards of Quality for Public Education (SOQ)		\$6,599,719,818
59		(17801) .....	\$5,476,072,793	\$5,532,289,605

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Financial Incentive Programs for Public Education			
2	(17802) .....			
3	\$374,606,941	\$519,118,989		
4	Financial Assistance for Categorical Programs (17803)...			
5	\$71,668,057	\$70,811,228		
6	Financial Assistance for School Facilities (17804) .....			
7	\$477,500,002	\$477,499,996		
8	Fund Sources: General .....			
9	\$6,225,621,758	\$6,505,493,783		
10	Special .....			
11	\$795,000	\$795,000		
12	Commonwealth Transportation .....			
13	\$2,173,000	\$2,173,000		
14	Trust and Agency .....			
15	\$171,258,035	\$91,258,035		
16	Authority: Standards of Quality for Public Education			
17	(SOQ) (17801): Article VIII, Section 2, Constitution of			
18	Virginia; Chapter 667, Acts of Assembly, 1980;			
19	§§ 22.1-176 through 22.1-198, 22.1-199.1, 22.1-199.2,			
20	22.1-213 through 22.1-221, 22.1-227 through 22.1-237,			
21	22.1-253.13:1 through 22.1-253.13:8, 22.1-254.01, Code			
22	of Virginia; Title 51.1, Chapters 1, 5, 6.2, 7, and 14,			
23	Code of Virginia; P.L. 91-230, as amended; P.L.			
24	93-380, as amended; P.L. 94-142, as amended; P.L.			
25	98-524, as amended, Federal Code.			
26	Financial Incentive Programs for Public Education			
27	(17802): §§ 22.1-24, 22.1-289.1 through 22.1-318, Code			
28	of Virginia; P.L. 79-396, as amended; P.L. 89-10, as			
29	amended; P.L. 89-642, as amended; P.L. 108-265, as			
30	amended; Title II P.L. 99-159, as amended, Federal			
31	Code.			
32	Financial Assistance for Categorical Programs (17803):			
33	Discretionary Inclusion; Treaty of 1677 between			
34	Virginia and the Indians; §§ 22.1-3.4, 22.1-101,			
35	22.1-108, 22.1-199 through 22.1-212.2:3, 22.1-213			
36	through 22.1-221, 22.1-223 through 22.1-237, 22.1-254,			
37	Code of Virginia; P.L. 89-10, as amended; P.L. 91-230,			
38	as amended; P.L. 93-380, as amended; P.L. 94-142, as			
39	amended; P.L. 94-588; P.L. 95-561, as amended; P.L.			
40	98-211, as amended; P.L. 98-524, as amended; P.L.			
41	99-570; P.L. 100-297, as amended; P.L. 102-73, as			
42	amended; P.L. 105-220, as amended, Federal Code.			
43	Financial Assistance for School Facilities (17804):			
44	§§ 58.1-638, 58.1-638.1, and 58.1-4022, Code of			
45	Virginia.			
46	<b>Appropriation Detail of Education</b>			
47	<b>Assistance Programs</b>			
48		<b>FY 2009</b>		<b>FY 2010</b>
49	<b>Standards of Quality</b>			
50	Basic Aid	\$3,165,324,548		\$3,143,184,497
51	Sales Tax	\$1,220,200,000		\$1,289,200,000
52	Textbooks	\$80,256,306		\$80,555,120
53	Vocational Education	\$66,926,359		\$67,063,403
54	Gifted Education	\$30,941,096		\$31,072,799
55	Special Education	\$368,574,827		\$369,543,193
56	Prevention, Intervention, and Remediation	\$50,228,752		\$50,045,226
57	VRS Retirement	\$241,347,011		\$242,186,005
58	Social Security	\$176,281,968		\$176,973,137
59	Group Life	\$8,245,024		\$8,275,508
60	English as a Second Language	\$38,893,696		\$44,107,117
61	Remedial Summer School	\$28,853,206		\$30,083,600
62	<b>Total</b>	<b>\$5,476,072,793</b>		<b>\$5,532,289,605</b>
63	<b>Incentive Programs</b>			
64	Alternative Education	\$6,770,996		\$7,209,098

ITEM 140.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	At-Risk	\$67,237,504		\$66,789,153	
2	Virginia Preschool Initiative	\$68,164,169		\$83,019,801	
3	Compensation Supplements	\$ 0		\$130,564,600	
4	Early Reading Intervention	\$17,023,075		\$17,064,944	
5	Enrollment Loss	\$12,161,196		\$11,122,979	
6	Governor's School	\$13,800,568		\$14,322,717	
7	ISAEF	\$2,247,581		\$2,247,581	
8	Clinical Faculty & Mentor Teacher	\$1,804,392		\$1,804,392	
9	No Child Left Behind/Education for a				
10	Lifetime	\$7,853,362		\$8,813,362	
11	K-3 Class Size Reduction	\$93,016,112		\$92,676,268	
12	Project Graduation	\$2,774,478		\$2,774,478	
13	School Breakfast	\$1,699,557		\$1,996,551	
14	SOL Algebra Readiness	\$8,984,732		\$8,971,127	
15	Special Education - Inservice	\$600,000		\$600,000	
16	Special Education - Regional Tuition	\$64,733,191		\$70,713,860	
17	Special Education - Voc Ed	\$200,089		\$200,089	
18	Supplemental Basic Aid	\$618,301		\$586,251	
19	Data Coordinators in At-Risk High				
20	Schools	\$0		\$2,060,234	
21	<b>Total</b>	<b>\$369,689,303</b>		<b>\$521,477,251</b>	
22					
23	<b><u>Categorical Programs</u></b>				
24	Adult Education	\$1,051,800		\$1,051,800	
25	Adult Literacy	\$2,652,500		\$2,652,500	
26	Virtual Virginia	\$2,256,908		\$2,256,908	
27	Foster Care	\$11,739,134		\$12,639,727	
28	American Indian Treaty Commitment	\$53,805		\$53,805	
29	School Lunch	\$5,801,932		\$5,801,932	
30	Special Education - Homebound	\$5,765,773		\$6,256,372	
31	Special Education - Jails	\$2,954,553		\$2,954,553	
32	Special Education -				
33	State Operated Programs	\$33,906,381		\$37,177,857	
34	Vocational Education - Categorical	\$10,400,829		\$10,400,829	
35	<b>Total</b>	<b>\$76,583,615</b>		<b>\$81,246,283</b>	
36					
37	<b><u>School Facilities</u></b>				
38	Lottery	\$450,000,000		\$450,000,000	
39	School Construction	\$27,500,002		\$27,499,996	
40	<b>Total</b>	<b>\$477,500,002</b>		<b>\$477,499,996</b>	
41					
42	Note: The above distributions do not include projected				
43	VPSA Technology Grants.				
44	Payments out of the above amounts shall be subject to				
45	the following conditions:				
46	<b>A. Definitions</b>				
47	1. "March 31 Average Daily Membership," or "March				
48	31 ADM" - The responsible school division's average				
49	daily membership for grades K-12 including (1)				
50	handicapped students ages 5-21 and (2) students for				
51	whom English is a second language who entered school				
52	for the first time after reaching their twelfth birthday,				
53	and who have not reached twenty-two years of age on				
54	or before August 1 of the school year, for the first				
55	seven (7) months (or equivalent period) of the school				
56	year through March 31 in which state funds are				
57	distributed from this appropriation. Preschool and				
58	postgraduate students shall not be included in March 31				
59	ADM.				

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	a. School divisions shall take a count of September 30			
2	fall membership and report this information to the			
3	Department of Education no later than October 15 of			
4	each year.			
5	b. Except as otherwise provided herein, by statute, or			
6	by precedent, all appropriations to the Department of			
7	Education shall be calculated using March 31 ADM			
8	unadjusted for half-day kindergarten programs,			
9	estimated at 1,200,102 the first year and 1,207,692 the			
10	second year.			
11	c. March 31 ADM adjusted for half-day kindergarten at			
12	85 percent of March 31 ADM, is estimated at			
13	1,199,370 the first year and 1,206,914 the second year.			
14	d. Students who are either (i) enrolled in a nonpublic			
15	school or (ii) receiving home instruction pursuant to			
16	§ 22.1-254.1 and who are enrolled in a public school on			
17	less than a full-time basis in any mathematics, science,			
18	English, history, social science, vocational education,			
19	health education or physical education, fine arts or			
20	foreign language course shall be counted in the funded			
21	fall membership and March 31 ADM of the relevant			
22	school division. Each course shall be counted as 0.25,			
23	up to a cap of 0.5 of a student.			
24	e. Students enrolled in an Individualized Student			
25	Alternative Education Program (ISAE) pursuant to			
26	§ 22.1-254 D shall be counted in the March 31 Average			
27	Daily Membership of the relevant school division.			
28	School divisions shall report these students separately			
29	in their March 31 reports of Average Daily			
30	Membership.			
31	2. "Standards of Quality" - Operations standards for			
32	grades kindergarten through 12 as prescribed by the			
33	Board of Education subject to revision by the General			
34	Assembly.			
35	3.a. "Basic Operation Cost" - The cost per pupil,			
36	including provision for the number of instructional			
37	personnel required by the Standards of Quality for each			
38	school division with a minimum ratio of 51			
39	professional personnel for each 1,000 pupils or			
40	proportionate number thereof, in March 31 ADM for			
41	the same fiscal year for which the costs are computed,			
42	and including provision for driver, gifted,			
43	occupational-vocational, and special education, library			
44	materials and other teaching materials, teacher sick			
45	leave, general administration, division superintendents'			
46	salaries, free textbooks (including those for free and			
47	reduced price lunch pupils), school nurses, operation			
48	and maintenance of school plant, transportation of			
49	pupils, instructional television, professional and staff			
50	improvement, remedial work, fixed charges and other			
51	costs in programs not funded by other state and/or			
52	federal aid.			
53	b. The amount resulting from the support cost			
54	calculation for school nurses shall be specifically			
55	identified as such and reported to school divisions			
56	annually. School divisions will allocate these funds for			
57	licensed school nurse positions employed by the school			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	division or for licensed nurses contracted by the local school division to provide school health services.			
3	4.a. "Composite Index of Local Ability-to-Pay" - An			
4	index figure computed for each locality. The composite			
5	index is the sum of 2/3 of the index of wealth per pupil			
6	in unadjusted March 31 ADM reported for the first			
7	seven (7) months of the 2005-2006 school year and 1/3			
8	of the index of wealth per capita (population estimates			
9	for 2005 as determined by the Center for Public Service			
10	of the University of Virginia) multiplied by the local			
11	nominal share of the costs of the Standards of Quality			
12	of 0.45 in each year. The indices of wealth are			
13	determined by combining the following constituent			
14	index elements with the indicated weighting: (1) true			
15	values of real estate and public service corporations as			
16	reported by the State Department of Taxation for the			
17	calendar year 2005 - 50 percent; (2) adjusted gross			
18	income for the calendar year 2005 as reported by the			
19	State Department of Taxation - 40 percent; (3) the sales			
20	for the calendar year 2005 which are subject to the			
21	state general sales and use tax, as reported by the State			
22	Department of Taxation - 10 percent. Each constituent			
23	index element for a locality is its sum per March 31			
24	ADM, or per capita, expressed as a percentage of the			
25	state average per March 31 ADM, or per capita, for the			
26	same element. A locality whose composite index			
27	exceeds 0.8000 shall be considered as having an index			
28	of 0.8000 for purposes of distributing all payments			
29	based on the composite index of local ability-to-pay.			
30	Each constituent index element for a locality used to			
31	determine the composite index of local ability-to-pay			
32	for the current biennium shall be the latest available			
33	data for the specified official base year provided to the			
34	Department of Education by the responsible source			
35	agencies no later than November 15, 2007.			
36	b. For any locality whose total calendar year 2005			
37	Virginia Adjusted Gross Income is comprised of at			
38	least 3 percent or more by nonresidents of Virginia,			
39	such nonresident income shall be excluded in			
40	computing the composite index of ability-to-pay. The			
41	Department of Education shall compute the composite			
42	index for such localities by using adjusted gross income			
43	data which exclude nonresident income, but shall not			
44	adjust the composite index of any other localities. The			
45	Department of Taxation shall furnish to the Department			
46	of Education such data as are necessary to implement			
47	this provision.			
48	c.1) Pursuant to § 15.2-1302, Code of Virginia, and in			
49	the event that two or more school divisions become one			
50	school division, whether by consolidation of only the			
51	school divisions or by consolidation of the local			
52	governments, such resulting division shall be paid			
53	Standard of Quality payments for all pupils in the			
54	combined division on the basis of a composite index			
55	determined by the Board of Education, which shall not			
56	be less than the lowest nor higher than the highest			
57	composite index of any of the individual school			
58	divisions involved in such consolidation. In the event of			
59	a consolidation of local governments, this index shall			
60	remain in effect for a period of fifteen years, unless a			
61	lower composite index is calculated for the combined			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	division through the process for computing an index			
2	figure as set forth above. The Governor shall approve			
3	the composite index determined by the Board of			
4	Education prior to disbursement of funds under such			
5	index. The department shall report to the Chairmen of			
6	the House Appropriations and Senate Finance			
7	Committees the composite indices approved by the			
8	Governor and the Board in the event this provision is			
9	implemented.			
10	2) In the case of the consolidation of Clifton Forge and			
11	Alleghany County school divisions, the fifteen year			
12	period for the application of a new composite index			
13	pursuant to paragraph c.1) above shall apply beginning			
14	with the fiscal year that starts on July 1, 2004.			
15	3) Pursuant to paragraph c.1) above, if the composite			
16	index of a consolidated school division is reduced			
17	during the course of the fifteen year period to a level			
18	that would entitle the school division to a lower interest			
19	rate for a Literary Fund loan than it received when the			
20	loan was originally released, the Board of Education			
21	shall reduce the interest rate of such loan for the			
22	remainder of the period of the loan. Such reduction			
23	shall be based on the interest rate that would apply at			
24	the time of such adjustment. This rate shall remain in			
25	effect for the duration of the loan and shall apply only			
26	to those years remaining to be paid.			
27	d. When it is determined that a substantial error exists			
28	in a constituent index element, the Department of			
29	Education will make adjustments in funding for the			
30	current school year only in the division where the error			
31	occurred. The composite index of any other locality			
32	shall not be changed as a result of the adjustment. No			
33	adjustment during the biennium will be made as a			
34	result of updating of data used in a constituent index			
35	element.			
36	e. In the event that any school division consolidates			
37	two or more small schools, the division shall continue			
38	to receive Standards of Quality funding and provide for			
39	the required local expenditure for a period of five years			
40	as if the schools had not been consolidated. Small			
41	schools are defined as any elementary, middle, or high			
42	school with enrollment below 200, 300 and 400			
43	students, respectively.			
44	5. "Required Local Expenditure for the Standards of			
45	Quality" - The locality's share based on the composite			
46	index of local ability-to-pay of the cost required by all			
47	the Standards of Quality minus its estimated revenues			
48	from the state sales and use tax dedicated to public			
49	education and those sales tax revenues transferred to			
50	the general fund from the Public Education Standards			
51	of Quality/Local Real Estate Property Tax Relief Fund			
52	and appropriated in this Item, both of which are			
53	returned on the basis of the triennial census of school			
54	age population, as specified in this Item, collected by			
55	the Department of Education and distributed to school			
56	divisions in the fiscal year in which the school year			
57	begins.			
58	6. "Required Local Match" - The locality's required			



ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	share of program cost based on the composite index of			
2	local ability-to-pay for all School Facilities and			
3	Incentive programs, where required, in which the school			
4	division has elected to participate in a fiscal year.			
5	7. "Planning District Eight"—The nine localities which			
6	comprise Planning District Eight are Arlington County,			
7	Fairfax County, Loudoun County, Prince William			
8	County, Alexandria City, Fairfax City, Falls Church			
9	City, Manassas City, and Manassas Park City.			
10	8. "State Share for the Standards of Quality" - The state			
11	share for a locality shall be equal to the cost for that			
12	locality less the locality's estimated revenues from the			
13	state sales and use tax dedicated to public education			
14	and those sales tax revenues transferred to the general			
15	fund from the Public Education Standards of			
16	Quality/Local Real Estate Property Tax Relief Fund and			
17	appropriated in this Item, both of which are returned on			
18	the basis of the triennial census of school age			
19	population, as specified in this Item, collected by the			
20	Department of Education and distributed to school			
21	divisions in the fiscal year in which the school year			
22	begins and less the required local expenditure.			
23	9. In the event that the appropriations in Item 139 and			
24	Item 140 are not sufficient to meet the entitlements			
25	payable to school divisions pursuant to the provisions			
26	of each Item, the Department of Education is authorized			
27	to transfer any available funds between these Items to			
28	address such insufficiencies. If the total appropriations			
29	after such transfers remain insufficient to meet the			
30	entitlements of any program, the Department of			
31	Education is authorized to prorate such shortfall			
32	proportionately across all of the school divisions			
33	participating in the program where such shortfall			
34	occurred.			
35	<b>B. General Conditions</b>			
36	1. The Standards of Quality cost in this Item related to			
37	fringe benefits shall be limited for instructional staff			
38	members to the employer's cost for a number not			
39	exceeding the number of instructional positions required			
40	by the Standards of Quality for each school division			
41	and for their salaries at the statewide prevailing salary			
42	levels as printed below.			
43	Instructional Position	First Year Salary	Second Year Salary	
44	Elementary Teachers	\$44,337	\$44,337	
45	Elementary Assistant Principals	\$62,556	\$62,556	
46	Elementary Principals	\$77,259	\$77,259	
47	Secondary Teachers	\$46,230	\$46,230	
48	Secondary Assistant Principals	\$66,907	\$66,907	
49	Secondary Principals	\$84,326	\$84,326	
50	Aides	\$15,875	\$15,875	
51	a.1) Payment by the state to a local school division			
52	shall be based on the state share of fringe benefit costs			
53	of 55 percent of the employer's cost distributed on the			
54	basis of the composite index.			
55	2) A locality whose composite index exceeds 0.8000			
56	shall be considered as having an index of 0.8000 for			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
2	purposes of distributing fringe benefit funds under this provision.			
3				
4	3) The state payment to each school division for retirement, social security, and group life insurance costs for non-instructional personnel is included in and distributed through Basic Aid.			
5				
6				
7				
8	b. Payments to school divisions from this Item shall be calculated using March 31 Average Daily Membership adjusted for half-day kindergarten programs.			
9				
10				
11	c. Payments for health insurance fringe benefits are included in and distributed through Basic Aid.			
12				
13	2. Each locality shall offer a school program for all its eligible pupils which is acceptable to the Department of Education as conforming to the Standards of Quality program requirements.			
14				
15				
16				
17	3. In the event the statewide number of pupils in March 31 ADM exceeds the number estimated as the basis for this appropriation, the locality's state share of the Basic Operation Cost and the required local share shall be reduced proportionately so that this appropriation will not be exceeded.			
18				
19				
20				
21				
22				
23	4. The Department of Education shall make equitable adjustments in the computation of indices of wealth and in other state-funded accounts for localities affected by annexation, unless a court of competent jurisdiction makes such adjustments. However, only the indices of wealth and other state-funded accounts of localities party to the annexation will be adjusted.			
24				
25				
26				
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28				
29				
30	5. In the event that the actual 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 2005 triennial census of school age population in the first year and the 2008 triennial census in the second year) for sales in the fiscal year in which the school year begins are different from the number estimated as the basis for this appropriation, the estimated state sales and use tax revenues shall not be adjusted.			
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42				
43	6. This appropriation shall be apportioned to the public schools with guidelines established by the Department of Education consistent with legislative intent as expressed in this act.			
44				
45				
46				
47	7.a. Appropriations of state funds in this Item include the number of positions required by the Standards of Quality. This Item includes a minimum of 51 professional instructional positions and aide positions (C 2); Education of the Gifted, 1.0 professional instructional position (C 3); Occupational-Vocational Education Payments and Special Education Payments; a minimum of 6.0 professional instructional positions and aide positions (C 4 and C 5) for each 1,000 pupils in March 31 ADM each year in support of the current			
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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
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2	the fiscal year will be added to the amount calculated in paragraph a. above.			
3				
4	d. Federal funds, and any federal funds carried forward from the previous fiscal year, will also be deducted from the amount calculated in paragraph a above.. Any federal funds that remain unspent at the end of the fiscal year and any capital expenditures paid from federal funds will be added to the amount calculated in paragraph a. above.			
5				
6				
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9				
10				
11	e. Tuition receipts, receipts from payments from other cities or counties, and fund transfers will also be deducted from the amount calculated in paragraph a, then			
12				
13				
14				
15	f. The final amount calculated as described above must be equal to or greater than the required local expenditure defined in paragraph A. 5.			
16				
17				
18	g. The Department of Education shall collect the data necessary to perform the calculations of required local expenditure as required by this section.			
19				
20				
21	h. A locality whose expenditure in fact exceeds the required amount from local funds may not reduce its expenditures unless it first complies with all of the Standards of Quality.			
22				
23				
24				
25	9.a. Any sum which a locality, as of the end of a school year, has not expended, pursuant to this Item, for the Standards of Quality shall be paid by the locality into the general fund of the state treasury. Such payments shall be made not later than the end of the school year following that in which the under expenditure occurs.			
26				
27				
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31				
32	b. Whenever the Department of Education has recovered funds as defined in the preceding paragraph a, the Secretary of Education is authorized to repay to the locality affected by that action, seventy-five percent (75%) of those funds upon his determination that:			
33				
34				
35				
36				
37	1) The local school board agrees to include the funds in its June 30 ending balance for the year following that in which the under expenditure occurs;			
38				
39				
40	2) The local governing body agrees to reappropriate the funds as a supplemental appropriation to the approved budget for the second year following that in which the under expenditure occurs, in an appropriate category as requested by the local school board, for the direct benefit of the students;			
41				
42				
43				
44				
45				
46	3) The local school board agrees to expend these funds, over and above the funds required to meet the required local expenditure for the second year following that in which the under expenditure occurs, for a special project, the details of which must be furnished to the Department of Education for review and approval;			
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48				
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52				
53	4) The local school board agrees to submit quarterly reports to the Department of Education on the use of			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
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1				
	funds provided through this project award; and			
2				
3	5) The local governing body and the local school			
4	board agree that the project award will be cancelled and			
5	the funds withdrawn if the above conditions have not			
6	been met as of June 30 of the second year following			
	that in which the under expenditure occurs.			
7				
8	c. There is hereby appropriated, for the purposes of the			
9	foregoing repayment, a sum sufficient, not to exceed 75			
10	percent of the funds deposited in the general fund			
	pursuant to the preceding paragraph a.			
11				
12	10. The Department of Education shall specify the			
13	manner for collecting the required information and the			
14	method for determining if a school division has			
15	appropriated and expended the local funds required to			
16	support the actual local match based on all School			
17	Facilities and Incentive programs in which the school			
18	division has elected to participate. Unless specifically			
19	stated otherwise in this Item, school divisions electing			
20	to participate in any School Facilities or Incentive			
21	program that requires a local funding match in order to			
22	receive state funding, shall certify to the Department of			
23	Education its intent to participate in each program by			
24	October 1 each fiscal year in a manner prescribed by			
25	the Department of Education. Upon receipt of the			
26	certifications, the Department of Education shall make			
27	calculations to ensure that school divisions have			
28	appropriated adequate local funds, above the required			
29	local effort for the Standards of Quality, to support the			
30	projected required local match based on the School			
31	Facilities and Incentive programs in which the school			
32	division has elected to participate. If the Department of			
33	Education's calculations indicate that insufficient local			
34	funds are appropriated to meet the required local			
35	funding match for one or more programs, state funding			
36	for such program(s) shall not be made until such time			
37	that the school division can certify that sufficient local			
38	funding has been appropriated to meet required local			
39	match. The Department of Education shall also make			
40	calculations after the close of the fiscal year to verify			
41	that the required local match was met based on the			
	state funds that were received.			
42				
43	11. Any sum of local matching funds for School			
44	Facilities and Incentive program which a locality has			
45	not expended as of the end of a fiscal year in support			
46	of the required local match pursuant to this Item shall			
47	be paid by the locality into the general fund of the state			
48	treasury unless the carryover of those unspent funds is			
49	specifically permitted by other provisions of this act.			
50	Such payments shall be made no later than the end of			
51	the school year following that in which the under			
	expenditure occurred.			
52				
53	12. The Superintendent of Public Instruction shall			
54	provide a report annually on the status of teacher			
55	salaries, by local school division, to the Governor and			
56	the Chairmen of the Senate Finance and House			
	Appropriations Committees.			
57				
58	13. All local matching funds required by the programs			
	in this Item shall be appropriated to the budget of the			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
	local school board.			
2	14. By November 15 of each year, the Department of			
3	Planning and Budget, in cooperation with the			
4	Department of Education, shall prepare and submit a			
5	preliminary forecast of Standards of Quality			
6	expenditures, based upon the most current data			
7	available, to the Chairmen of the House Appropriations			
8	and Senate Finance Committees. In odd-numbered			
9	years, the forecast for the current and subsequent two			
10	fiscal years shall be provided. In even-numbered years,			
11	the forecast for the current and subsequent fiscal year			
12	shall be provided. The forecast shall detail the projected			
13	March 31 Average Daily Membership and the resulting			
14	impact on the education budget.			
15	15. School divisions may choose to use state payments			
16	provided for Standards of Quality prevention,			
17	intervention, and remediation in both years as a block			
18	grant for remediation purposes, without restrictions or			
19	reporting requirements, other than reporting necessary			
20	as a basis for determining funding for the program.			
21	16. Except as otherwise provided in this act, the			
22	Superintendent of Public Instruction shall provide			
23	guidelines for the distribution and expenditure of			
24	general fund appropriations and such additional federal,			
25	private and other funds as may be made available to			
26	aid in the establishment and maintenance of the public			
27	schools.			
28	17. At the Department of Education's option, fees for			
29	audio-visual services may be deducted from state aid			
30	payments for individual local school divisions.			
31	18. For distributions not otherwise specified, the			
32	Department of Education, at its option, may use prior			
33	year data to calculate actual disbursements to individual			
34	localities.			
35	19. Payments for accounts related to the Standards of			
36	Quality made to localities for public education from the			
37	general fund, as provided herein, shall be payable in			
38	twenty-four approximately equal bimonthly installments			
39	at the middle and end of each month.			
40	20. The Department of Education shall, for purposes of			
41	calculating the state and local shares of the Standards			
42	of Quality, apportion state sales and use tax dedicated			
43	to public education and those sales tax revenues			
44	transferred to the general fund from the Public			
45	Education Standards of Quality/Local Real Estate			
46	Property Tax Relief Fund based on the 2005 triennial			
47	census of school age population in the first year and			
48	the 2008 triennial census in the second year of the			
49	biennium.			
50	The State Comptroller shall distribute the state sales			
51	and use tax revenues dedicated to public education and			
52	those sales tax revenues transferred to the general fund			
53	from the Public Education Standards of Quality/Local			
54	Real Estate Property Tax Relief Fund based on the			
55	2005 triennial census of school age population in the			
56	first year and the 2008 triennial census in the second			

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1				
	year of the biennium.			
2	21. In the second year, the school divisions within the			
3	Tobacco Region, as defined by the Tobacco			
4	Indemnification and Community Revitalization			
5	Commission, shall jointly explore ways to maximize			
6	their collective expenditure reimbursement totals for all			
7	eligible E-Rate funding.			
8	<b>C. Apportionment</b>			
9	1. Subject to the conditions stated in this paragraph and			
10	in paragraph B of this Item, each locality shall receive			
11	sums as listed above within this program for the basic			
12	operation cost and payments in addition to that cost.			
13	The apportionment herein directed shall be inclusive of,			
14	and without further payment by reason of, state funds			
15	for library and other teaching materials.			
16	2. School Employee Retirement Contributions			
17	a. This Item provides funds to each local school board			
18	for the state share of the employer's retirement cost			
19	incurred by it, on behalf of instructional personnel, for			
20	subsequent transfer to the retirement allowance account			
21	as provided by Title 51.1, Chapter 1, Code of Virginia.			
22	b. Notwithstanding § 51.1-1401 of the Code of			
23	Virginia, the Commonwealth shall provide payments for			
24	only the state share of the Standards of Quality fringe			
25	benefit cost of the retiree health care credit. This Item			
26	includes payments in both years based on the state			
27	share of fringe benefit costs of 55 percent of the			
28	employer's cost on funded Standards of Quality			
29	instructional positions, distributed based on the			
30	composite index of the local ability-to-pay.			
31	c. As a part of the review of the Virginia Retirement			
32	System pursuant to House Joint Resolution No. 34 the			
33	joint subcommittee shall review: 1) the			
34	Commonwealth's responsibilities for funding the teacher			
35	retirement system beyond the actuarial normal rate and			
36	2) the Commonwealth's appropriate share for retirement			
37	payments by school divisions. In making this review,			
38	the joint subcommittee shall review the impact of the			
39	blended retirement rates on the retirement system,			
40	school divisions, and the Commonwealth.			
41	d. Appropriations for contributions in Paragraphs 2			
42	include payments from funds derived from the principal			
43	of the Literary Fund in accordance with Article VIII,			
44	Section 8, of the Constitution of Virginia. The amounts			
45	set aside from the Literary Fund for these purposes are			
46	approximately \$171,128,935 the first year and			
47	\$91,128,935 the second year.			
48	3. School Employee Social Security Contributions			
49	This Item provides funds to each local school board for			
50	the state share of the employer's Social Security cost			
51	incurred by it, on behalf of the instructional personnel			
52	for subsequent transfer to the Contribution Fund			
53	pursuant to Title 51.1, Chapter 7, Code of Virginia.			

ITEM 140.		Item Details(\$)		Appropriations(\$)	
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1	4. School Employee Insurance Contributions				
2	This Item provides funds to each local school board for				
3	the state share of the employer's Group Life Insurance				
4	cost incurred by it on behalf of instructional personnel				
5	who participate in group insurance under the provisions				
6	of Title 51.1, Chapter 5, Code of Virginia.				
7	5. Basic Aid Payments				
8	a.1) A state share of the Basic Operation Cost, which				
9	cost per pupil in March 31 ADM is established				
10	individually for each local school division based on the				
11	number of instructional personnel required by the				
12	Standards of Quality and the statewide prevailing salary				
13	levels (adjusted in Planning District Eight for the cost				
14	of competing) as well as recognized support costs				
15	calculated on a prevailing basis for an estimated March				
16	31 ADM (adjusted for half-day kindergarten programs).				
17	2) This appropriation includes funding to recognize the				
18	common labor market in the Washington				
19	-Baltimore-Northern Virginia, DC-MD-VA-WV				
20	Combined Statistical Area. Standards of Quality salary				
21	payments for instructional and support positions in				
22	school divisions of the localities set out below have				
23	been adjusted for the equivalent portion of the Cost of				
24	Competing Adjustment (COCA) rates that are paid to				
25	local school divisions in Planning District 8. For the				
26	counties of Stafford, Fauquier, Spotsylvania, Clarke,				
27	Warren, Frederick, and Culpeper and the Cities of				
28	Fredericksburg and Winchester, the SOQ payments				
29	have been increased by 25 percent each year of the				
30	COCA rates paid to school divisions in Planning				
31	District 8.				
32	b.1) The state share for a locality shall be equal to the				
33	Basic Operation Cost for that locality less the locality's				
34	estimated revenues from the state sales and use tax				
35	(returned on the basis of the 2005 triennial census of				
36	school age population in the first year and the 2008				
37	triennial census in the second year, as specified in this				
38	Item), in the fiscal year in which the school year begins				
39	and less the required local expenditure.				
40	2) In addition to this appropriation, \$264,789,786 the				
41	first year and \$264,789,786 the second year are				
42	transferred from Lottery Funds appropriated in this Item				
43	pursuant to paragraph 28.b.1) to Basic Aid Payments to				
44	provide for the state share of the Basic Operations Cost				
45	as defined in paragraphs a. and b.1) above.				
46	c. For the purpose of this paragraph, the Department of				
47	Taxation's fiscal year sales and use tax estimates are as				
48	cited in this Item.				
49	d.1) In accordance with the provisions of §§ 22.1-281				
50	and 37.1-96, Code of Virginia, the Department of				
51	Education shall deduct the locality's share for the				
52	education of handicapped pupils residing in institutions				
53	within the Department of Mental Health, Mental				
54	Retardation and Substance Abuse Services from the				
55	locality's Basic Aid appropriation.				



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	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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 \$80,256,306			
41	the first year and \$80,555,120 the second year from the			
42	general fund as the state's share of the cost of textbooks			
43	based on a per pupil amount of \$119.39 the first year			
44	and \$119.39 the second year. The state's distributions			
45	for textbooks shall be based on adjusted March 31			
46	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.			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
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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 the first year and \$255,750,000 the			
15	second year from the amounts transferred to the general			
16	fund from the Public Education Standards of			
17	Quality/Local Real Estate Property Tax Relief Fund			
18	pursuant to Part 3 of this Act which are derived from			
19	the 1/4 cent increase in the state sales and use tax			
20	levied pursuant to Chapter 3, 2004 Special Session I.			
21	These additional funds are provided to local school			
22	divisions and local governments in order to relieve the			
23	financial pressure education programs place on local			
24	real estate taxes.			
25	i. From the total amounts in paragraph h. above, an			
26	amount estimated at \$121,950,000 the first year and			
27	\$128,850,000 the second year (approximately 1/8 cent			
28	of sales and use tax) is appropriated to support a			
29	portion of the cost of the state's share of the following			
30	revisions to the Standards of Quality pursuant to			
31	Chapters 939 & 955 of the Acts of Assembly of 2004:			
32	five elementary resource teachers per 1,000 students;			
33	one support and one instructional technology position			
34	per 1,000 students; a full daily planning period for			
35	teachers at the middle and high school levels in order			
36	to relieve the pressure on local real estate taxes and			
37	shall be taken into account by the governing body of			
38	the county, city, or town in setting real estate tax rates.			
39	j. From the total amounts in paragraph h. above, an			
40	amount estimated at \$120,100,000 the first year and			
41	\$126,900,000 the second year (approximately 1/8 cent			
42	of sales and use tax) is appropriated in this Item to			
43	distribute the remainder of the revenues collected and			
44	deposited into the Public Education Standards of			
45	Quality/Local Real Estate Property Tax Relief Fund on			
46	the basis of the 2005 triennial census of school age			
47	population in the first year and the 2008 triennial			
48	census in the second year as specified in this Item.			
49	6. Compensation Supplements			
50	a. The appropriation in this Item includes \$130,564,600			
51	the second year from the general fund for an equivalent			
52	payment for the following salary increase and related			
53	fringe benefit costs for funded SOQ instructional and			
54	support positions and other funded incentive program			
55	positions:			
56	1) For the second year, the state share of a payment			
57	equivalent to a 3.0 percent salary increase effective July			
58	1, 2009, for all funded positions.			

ITEM 140.	Item Details(\$)		Appropriations(\$)	
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1	2) For the second year, the state share of a payment			
2	equivalent to an additional 0.5 percent salary increase			
3	effective July 1, 2009, for funded SOQ instructional			
4	positions only. Funded SOQ instructional positions			
5	shall include the teacher, guidance counselor, librarian,			
6	instructional aide, principal, and assistant principal			
7	positions funded through the SOQ staffing standards for			
8	each school division in both years of the biennium.			
9	3) It is the intent of the General Assembly that the			
10	average instructional position salaries be improved			
11	throughout the state by at least 3.5 percent the second			
12	year. Sufficient funds are appropriated in this act to			
13	finance, on a statewide basis, the state share of a 3.0			
14	percent salary increase for all funded positions and an			
15	additional 0.5 percent for funded SOQ instructional			
16	positions effective July 1, 2009, to school divisions			
17	which certify to the Department of Education, no later			
18	than December 1, 2009, that equivalent increases have			
19	been granted in the second year.			
20	b. These funds shall be matched by the local			
21	government, based on the composite index of local			
22	ability-to-pay.			
23	c. This funding is not intended as a mandate to increase			
24	salaries.			
25	7. Education of the Gifted Payments			
26	a. An additional payment shall be disbursed by the			
27	Department of Education to local school divisions to			
28	support the state share of one full-time equivalent			
29	instructional position per 1,000 students in adjusted			
30	March 31 ADM.			
31	b. Local school divisions are required to spend, as part			
32	of the required local expenditure for the Standards of			
33	Quality the established per pupil cost for gifted			
34	education (state and local share) on approved programs			
35	for the gifted.			
36	8. Occupational-Vocational Education Payments			
37	a. An additional payment shall be disbursed by the			
38	Department of Education to the local school divisions			
39	to support the state share of the number of Vocational			
40	Education instructors required by the Standards of			
41	Quality. These funds shall be disbursed on the same			
42	basis as the payment is calculated.			
43	b. An amount estimated at \$110,339,507 the first year			
44	and \$111,149,327 the second year from the general			
45	fund included in Basic Aid Payments relates to			
46	vocational education programs in support of the			
47	Standards of Quality.			
48	9. Special Education Payments			
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 Special			
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. Out of the amounts for special education payments,			
3	general fund support is provided to fund the caseload			
4	standards for speech pathologists at 68 students for			
5	each year of the biennium.			
6	10. Enrollment Loss			
7	An additional state payment in each year equal to the			
8	state share per pupil of Basic Aid for each locality, for			
9	a percentage of the enrollment loss (as determined			
10	below) in March 31 ADM from the prior year.			
11	Composite Index	Percentage		
12	0.0000-0.1999	85%		
13	0.2000-0.3499	70%		
14	0.3500-0.4999	45%		
15	0.5000 or more	30%		
16	11. Remedial Education Payments			
17	a. An additional payment estimated at \$69,746,251 the			
18	first year and \$69,562,725 the second year from the			
19	general fund shall be disbursed by the Department of			
20	Education to support the Board of Education's			
21	Standards of Quality prevention, intervention, and			
22	remediation program adopted in June 2003.			
23	b. The payment shall be calculated based on one hour			
24	of additional instruction per day for identified students,			
25	using the three year average percent of students eligible			
26	for the federal Free Lunch program as a proxy for			
27	students needing such services. Fall membership shall			
28	be multiplied by the three year average division-level			
29	Free Lunch eligibility percentage to determine the			
30	estimated number of students eligible for services.			
31	Pupil-teacher ratios shall be applied to the estimated			
32	number of eligible students to determine the number of			
33	instructional positions needed for each school division.			
34	The pupil-teacher ratio applied for each school division			
35	shall range from 10:1 for those divisions with the most			
36	severe combined three year average failure rates for			
37	English and math Standards of Learning test scores to			
38	18:1 for those divisions with the lowest combined three			
39	year average failure rates for English and math			
40	Standards of Learning test scores.			
41	c. Funding shall be matched by the local government			
42	based on the composite index of local ability-to-pay.			
43	d. An amount estimated at \$19,517,499 the first year			
44	and \$19,517,499 the second year for Lottery proceeds			
45	appropriated in this act shall be added to general funds			
46	appropriated in this Item, to provide for the state share			
47	of the Standards of Quality prevention, intervention,			
48	and remediation program.			
49	e. An additional state payment estimated at \$67,237,504			
50	the first year and \$66,789,153 the second year from the			
51	general fund shall be disbursed based on the estimated			
52	number of federal Free Lunch participants, in support			
53	of programs for students who are educationally at risk.			
54	The additional payment shall be based on the state			

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1	share of:			
2	1) A minimum one percent add-on, as a percent of the			
3	per pupil basic aid cost, for each child who qualifies			
4	for the federal Free Lunch Program; and			
5	2) An addition to the add-on, based on the			
6	concentration of children qualifying for the federal Free			
7	Lunch Program. Based on its percentage of Free Lunch			
8	participants, each school division will receive between			
9	1 and 12 percent in additional basic aid per Free Lunch			
10	participant. These funds shall be matched by the local			
11	government, based on the composite index of local			
12	ability-to-pay.			
13	3a) Local school divisions are required to spend the			
14	established at-risk payment (state and local share) on			
15	approved programs for students who are educationally			
16	at risk.			
17	b) To receive these funds, each school division shall			
18	certify to the Department of Education that the state			
19	and local shares of the at-risk payment will be used to			
20	support approved programs for students who are			
21	educationally at risk. These programs may include:			
22	Dropout Prevention, community and school-based			
23	truancy officer programs, Advancement Via Individual			
24	Determination (AVID), Project Discovery, Reading			
25	Recovery, programs for students who speak English as			
26	a second language, or programs related to increasing			
27	the success of disadvantaged students in completing a			
28	high school degree and providing opportunities to			
29	encourage further education and training. Further, any			
30	new funds a school division receives in excess of the			
31	amounts received in fiscal year 2008 shall be used first			
32	to provide data coordinators consistent with the			
33	provisions described in paragraph C.35. of this Item or			
34	to purchase similar services for schools that have not			
35	met Adequate Yearly Progress (AYP) under the federal			
36	No Child Left Behind Act or are not fully accredited			
37	under the Standards of Accreditation.			
38	f. Regional Alternative Education Programs			
39	1) An additional state payment of \$6,770,996 the first			
40	year and \$7,209,098 the second year from the general			
41	fund shall be disbursed for regional alternative			
42	education programs. Such programs shall be for the			
43	purpose of educating certain expelled students and, as			
44	appropriate, students who have received suspensions			
45	from public schools and students returned to the			
46	community from the Department of Juvenile Justice.			
47	2) Each regional program shall have a small			
48	student/staff ratio. Such staff shall include, but not be			
49	limited to education, mental health, health, and law			
50	enforcement professionals, who will collaborate to			
51	provide for the academic, psychological and social			
52	needs of the students. Each program shall be designed			
53	to ensure that students make the transition back into the			
54	"mainstream" within their local school division.			
55	3)a) Regional alternative education programs are funded			
56	through this Item based on the state's share of the			

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1	incremental per pupil cost for providing such programs.			
2	This incremental per pupil payment shall be adjusted			
3	for the composite index of local ability-to-pay of the			
4	school division that counts such students attending such			
5	program in its March 31 Average Daily Membership. It			
6	is the intent of the General Assembly that this			
7	incremental per pupil amount be in addition to the			
8	basic aid per pupil funding provided to the affected			
9	school division for such students. Therefore, local			
10	school divisions are encouraged to provide the			
11	appropriate portion of the basic aid per pupil funding to			
12	the regional programs for students attending these			
13	programs, adjusted for costs incurred by the school			
14	division for transportation, administration, and any			
15	portion of the school day or school year that the			
16	student does not attend such program.			
17	b) In the event a school division does not use all of the			
18	student slots it is allocated under this program, the			
19	unused slots may be reallocated or transferred to			
20	another school division.			
21	1. A school division must request from the Department			
22	of Education the availability and possible use of any			
23	unused student slots. If any unused slots are available			
24	and if the requesting school division chooses to utilize			
25	any of the unused slots, the requesting school division			
26	shall only receive the state's share of tuition for the			
27	unused slot that was allocated in this Item for the			
28	originally designated school division.			
29	2. However, no requesting school division shall receive			
30	more tuition funding from the state for any requested			
31	unused slot than what would have been the calculated			
32	amount for the requesting school division had the			
33	unused slot been allocated to the requesting school			
34	division in the original budget. Furthermore, the			
35	requesting school division shall pay for any remaining			
36	tuition payment necessary for using a previously unused			
37	slot.			
38	3. The Department of Education shall report by June 30			
39	each year, to the Chairmen of the House Appropriations			
40	and Senate Finance Committees, the number of			
41	available student slots, students placed, the request of			
42	unused slots, and the number of unused slots			
43	subsequently used by each school division for each			
44	Regional Alternative Education program.			
45	4) The Department of Education shall provide			
46	assistance for the state share of the incremental cost of			
47	regional alternative education program operations based			
48	on the composite index of local ability-to-pay.			
49	g. Remedial Summer School			
50	1) This appropriation includes \$28,853,206 the first			
51	year and \$30,083,600 the second year from the general			
52	fund for the state's share of Remedial Summer School			
53	Programs. These funds are available to school divisions			
54	for the operation of programs designed to remediate			
55	students who are required to attend such programs			
56	during a summer school session or during an			
57	intersession in the case of year-round schools. These			

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1 funds may be used in conjunction with other sources of  
 2 state funding for remediation or intervention. School  
 3 divisions shall have maximum flexibility with respect to  
 4 the use of these funds and the types of remediation  
 5 programs offered; however, in exercising this flexibility,  
 6 students attending these programs shall not be charged  
 7 tuition and no high school credit may be awarded to  
 8 students who participate in this program.

9 2) For school divisions charging students tuition for  
 10 summer high school credit courses, consideration shall  
 11 be given to students from households with extenuating  
 12 financial circumstances who are repeating a class in  
 13 order to graduate.

14 12. Primary Class Size Payments

15 a. An additional payment estimated at \$93,016,112 the  
 16 first year and \$92,676,268 the second year from the  
 17 general fund shall be disbursed by the Department of  
 18 Education as an incentive payment for reducing class  
 19 sizes in the primary grades.

20 b. The Department of Education shall calculate the  
 21 payment based on the incremental cost of providing the  
 22 lower class sizes based on the lower of the division  
 23 average per pupil cost of all divisions or the actual  
 24 division per pupil cost.

25 c. Localities are required to provide a match for these  
 26 funds based on the composite index of local  
 27 ability-to-pay.

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

33 Qualifying School Percentage of Students  
 34 Approved

	Grades K-3 School Ratio	Maximum Individual Class Size
35 Eligible for Free Lunch		
36 16% but less than 30%	20 to 1	25
37 30% but less than 45%	19 to 1	24
38 45% but less than 55%	18 to 1	23
39 55% but less than 65%	17 to 1	22
40 65% but less than 70%	16 to 1	21
41 70% but less than 75%	15 to 1	20
42 75% or more	14 to 1	19

44 e. School divisions may elect to have eligible schools  
 45 participate at a higher ratio, or only in a portion of  
 46 grades kindergarten through three, with a commensurate  
 47 reduction of state and required local funds, if local  
 48 conditions do not permit participation at the established  
 49 ratio and/or maximum individual class size. Special  
 50 education teachers shall not be counted towards  
 51 meeting these required pupil/teacher ratios in grades  
 52 kindergarten through three.

53 f. The Superintendent of Public Instruction may grant  
 54 waivers to school divisions for the class size  
 55 requirement in eligible schools that have only one class

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	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	in an affected grade level in the school.			
2	13. Literary Fund Subsidy Program			
3	a. The Board of Education and the Virginia Public			
4	School Authority (VPSA) shall provide a program of			
5	funding for school construction and renovation through			
6	the Literary Fund and through VPSA bond sales. The			
7	program shall be used to provide funds, through			
8	Literary Fund loans and subsidies, and through VPSA			
9	bond sales, to fund a portion of the projects on the			
10	First or Second Literary Fund Waiting List, or other			
11	critical projects which may receive priority placement			
12	on the First or Second Literary Fund Waiting List by			
13	the Board of Education. Interest rate subsidies will			
14	provide school divisions with the present value			
15	difference in debt service between a Literary Fund loan			
16	and a borrowing through the VPSA. To qualify for an			
17	interest rate subsidy, the school division's project must			
18	be eligible for a Literary Fund loan and shall be subject			
19	to the same restrictions. The VPSA shall work with the			
20	Board of Education in selecting those projects to be			
21	funded through the interest rate subsidy/bond financing			
22	program, so as to ensure the maximum leverage of			
23	Literary Fund moneys and a minimum impact on the			
24	VPSA Bond Pool.			
25	b. The Virginia Public School Authority shall provide			
26	an interest rate subsidy program in fiscal year 2009 and			
27	fiscal year 2010 for projects that are on the Board of			
28	Education's First Priority Waiting List. Projects on the			
29	Literary Fund Second Priority Waiting List may			
30	participate in the Interest Rate Subsidy Program if			
31	unused subsidy appropriation remains once the			
32	participation of projects on the First Priority Waiting			
33	List is confirmed. However, the cost of the subsidy			
34	shall not exceed \$20,000,000 in the first year and			
35	\$15,000,000 in the second year including the subsidy			
36	payments and related issuance costs.			
37	c. The Board of Education may offer Literary Fund			
38	loans from the uncommitted balances of the Literary			
39	Fund after meeting the obligations of the interest rate			
40	subsidy sales and the amounts set aside from the			
41	Literary Fund for Debt Service Payments for Education			
42	Technology in this Item.			
43	d.1) In the event that on any scheduled payment date of			
44	bonds of the Virginia Public School Authority (VPSA)			
45	authorized under the provisions of a bond resolution			
46	adopted subsequent to June 30, 1997, issued subsequent			
47	to June 30, 1997, and not benefiting from the			
48	provisions of either § 22.1-168 (iii), (iv), and (v), Code			
49	of Virginia, or § 22.1-168.1, Code of Virginia, the sum			
50	of (i) the payments on general obligation school bonds			
51	of cities, counties, and towns (localities) paid to the			
52	VPSA and (ii) the proceeds derived from the			
53	application of the provisions of § 15.2-2659, Code of			
54	Virginia, to such bonds of localities, is less than the			
55	debt service due on such bonds of the VPSA on such			
56	date, there is hereby appropriated to the VPSA, first,			
57	from available moneys of the Literary Fund and,			
58	second, from the general fund a sum equal to such			
59	deficiency.			



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1	2) The Commonwealth shall be subrogated to the			
2	VPSA to the extent of any such appropriation paid to			
3	the VPSA and shall be entitled to enforce the VPSA's			
4	remedies with respect to the defaulting locality and to			
5	full recovery of the amount of such deficiency, together			
6	with interest at the rate of the defaulting locality's			
7	bonds.			
8	e. The chairman of the Board of Commissioners of the			
9	VPSA shall, on or before November 1 of each year,			
10	make and deliver to the Governor and the Secretary of			
11	Finance a certificate setting forth his estimate of total			
12	debt service during each fiscal year of the biennium on			
13	bonds of the VPSA issued and projected to be issued			
14	during such biennium pursuant to the bond resolution			
15	referred to in paragraph a above. The Governor's budget			
16	submission each year shall include provisions for the			
17	payment of debt service pursuant to paragraph 1)			
18	above.			
19	14. Educational Technology Payments			
20	a. Any unobligated amounts transferred to the			
21	educational technology fund shall be disbursed on a pro			
22	rata basis to localities. The additional funds shall be			
23	used for technology needs identified in the division's			
24	technology plan approved by the Department of			
25	Education.			
26	b. The Board of Education shall provide amounts			
27	estimated at \$12,656,800 the first year from the			
28	Literary Fund to provide debt service payments for the			
29	education technology grant program conducted through			
30	the Virginia Public School Authority in 2004.			
31	c. The Board of Education shall provide amounts			
32	estimated at \$12,634,750 the first year and \$12,636,750			
33	the second year from the Literary Fund to provide debt			
34	service payments for the education technology grant			
35	program conducted through the Virginia Public School			
36	Authority in 2005.			
37	d.1) The Board of Education shall provide amounts			
38	estimated at \$12,821,000 the first year and \$12,822,250			
39	the second year from the Literary Fund to provide debt			
40	service payments for the education technology grant			
41	program conducted through the Virginia Public School			
42	Authority in 2006.			
43	2) It is the intent of the General Assembly to			
44	appropriate Literary Fund revenues sufficient to pay			
45	debt service on the Virginia Public School Authority			
46	bonds or notes authorized for this program. In			
47	developing the proposed 2010-12 biennial budget for			
48	public education, the Board of Education shall include			
49	a recommendation to the Governor to appropriate			
50	Literary Fund revenues sufficient to make debt service			
51	payments for this program in fiscal year 2011.			
52	e.1) The Board of Education shall provide amounts			
53	estimated at \$12,986,500 the first year and \$12,977,250			
54	the second year from the Literary Fund to provide debt			
55	service payments for the education technology grant			
56	program conducted through the Virginia Public School			

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1	Authority in 2007.			
2	2) It is the intent of the General Assembly to			
3	appropriate Literary Fund revenues sufficient to pay			
4	debt service on the Virginia Public School Authority			
5	bonds or notes authorized for this program. In			
6	developing the proposed 2010-12 biennial budget for			
7	public education, the Board of Education shall include			
8	a recommendation to the Governor to appropriate			
9	Literary Fund revenues sufficient to make debt service			
10	payments for this program in fiscal year 2011 and fiscal			
11	year 2012.			
12	f.1) The Board of Education shall provide amounts			
13	estimated at \$13,483,288 the first year and \$13,485,869			
14	the second year from the Literary Fund to provide debt			
15	service payments for the education technology grant			
16	program conducted through the Virginia Public School			
17	Authority in 2008.			
18	2) It is the intent of the General Assembly to			
19	appropriate Literary Fund revenues sufficient to pay			
20	debt service on the Virginia Public School Authority			
21	bonds or notes authorized for this program. In			
22	developing the proposed 2010-12 and 2012-14 biennial			
23	budgets for public education, the Board of Education			
24	shall include a recommendation to the Governor to			
25	appropriate Literary Fund revenues sufficient to make			
26	debt service payments for this program in fiscal years			
27	2011, 2012, and 2013.			
28	g.1) An education technology grant program shall be			
29	conducted through the Virginia Public School			
30	Authority, through the issuance of equipment notes in			
31	an amount estimated at \$60,184,000 in fiscal year 2009			
32	and \$60,496,000 in fiscal year 2010. Proceeds of the			
33	notes will be used to establish a computer-based			
34	instructional and testing system for the Standards of			
35	Learning (SOL) and to develop the capability for high			
36	speed Internet connectivity at high schools followed by			
37	middle schools followed by elementary schools.			
38	2) The Board of Education shall provide amounts			
39	estimated at \$13,485,869 the second year from the			
40	Literary Fund to provide debt service payments for the			
41	education technology grant program conducted through			
42	the Virginia Public School Authority in fiscal year			
43	2009.			
44	3) It is the intent of the General Assembly to			
45	appropriate Literary Fund revenues sufficient to pay			
46	debt service on the Virginia Public School Authority			
47	bonds or notes authorized for education technology			
48	grant programs in fiscal year 2009 and in fiscal year			
49	2010. In developing the proposed 2010-12, 2012-2014,			
50	and 2014-2016 biennial budgets for public education,			
51	the Board of Education shall include a recommendation			
52	to the Governor to appropriate Literary Fund revenues			
53	sufficient to make debt service payments for these			
54	programs in fiscal years 2011, 2012, 2013, 2014, and			
55	2015.			
56	4) Grant funds from the issuance of \$60,184,000 in			
57	fiscal year 2009 and \$60,496,000 in fiscal year 2010 in			

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ITEM 140.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	The Department of Education shall report on the			
2	implementation of this program to the Chairmen of the			
3	Senate Finance and House Appropriations Committees			
4	by September 1 of each year.			
5	i.1) In the event that, on any scheduled payment date of			
6	bonds or notes of the Virginia Public School Authority			
7	(VPSA) issued for the purpose described in			
8	§ 22.1-166.2, Code of Virginia, and not benefiting from			
9	the provisions of either § 22.1-168 (iii), (iv) and (v),			
10	Code of Virginia, or § 22.1-168.1, Code of Virginia, the			
11	available moneys in the Literary Fund are less than the			
12	appropriations for debt service due on such bonds or			
13	notes of the VPSA on such date, there is hereby			
14	appropriated to the VPSA from the general fund a sum			
15	equal to such deficiency.			
16	2) The Chairman of the Board of Commissioners of the			
17	VPSA shall, on or before November 1 of each year,			
18	make and deliver to the Governor and the Secretary of			
19	Finance a certificate setting forth his estimate of total			
20	debt service during each fiscal year of the biennium on			
21	bonds and notes of the VPSA issued and projected to			
22	be issued during such biennium pursuant to the			
23	resolution referred to in paragraph 1) above. The			
24	Governor's budget submission each year shall include			
25	provisions for the payment of debt service pursuant to			
26	paragraph 1) above.			
27	j. Unspent proceeds of the notes, including investment			
28	income derived from the proceeds of the notes may be			
29	used to pay interest on, or to decrease principal of the			
30	notes.			
31	k.1) For the purposes of § 56-232, Code of Virginia,			
32	"Contracts of Telephone Companies with State			
33	Government" and for the purposes of § 56-234			
34	"Contracts for Service Rendered by a Telephone			
35	Company for the State Government" shall be deemed to			
36	include communications lines into public schools which			
37	are used for educational technology. The rate structure			
38	for such lines shall be negotiated by the Superintendent			
39	of Public Instruction and the Chief Information Officer			
40	of the Virginia Information Technologies Agency.			
41	Further, the Superintendent and Director are authorized			
42	to encourage the development of "by-pass"			
43	infrastructure in localities where it fails to obtain			
44	competitive prices or prices consistent with the best			
45	rates obtained in other parts of the state.			
46	2) The State Corporation Commission, in its			
47	consideration of the discount for services provided to			
48	elementary schools, secondary schools, and libraries and			
49	the universal service funding mechanisms as provided			
50	under § 254 of the Telecommunications Act of 1996, is			
51	hereby encouraged to make the discounts for intrastate			
52	services provided to elementary schools, secondary			
53	schools, and libraries for educational purposes as large			
54	as is prudently possible and to fund such discounts			
55	through the universal fund as provided in § 254. The			
56	Commission shall proceed as expeditiously as possible			
57	in implementing these discounts and the funding			
58	mechanism for intrastate services, consistent with the			
59	rules of the Federal Communications Commission			

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1				
2	aimed at the preservation and advancement of universal			
3	service.			
4				
5	15. Virginia Preschool Initiative			
6	a.1) It is the intent of the General Assembly that an			
7	additional payment shall be disbursed by the			
8	Department of Education to school divisions, local			
9	governments, or community-based providers, which			
10	may include private providers, to provide quality			
11	preschool programs for at-risk four-year-olds unserved			
12	by Head Start program funding. It is the further intent			
13	of the General Assembly that by fiscal year 2012, all			
14	providers of state-funded preschool programs, whether			
15	public or private, shall demonstrate the quality of their			
16	programs by participating in the Quality Rating and			
17	Improvement System (QRIS).			
18	2) These grants shall be used to provide comprehensive			
19	programs for at-risk four-year-old children which			
20	include quality preschool education, health services,			
21	social services, parental involvement, and			
22	transportation. Programs must provide full-day or			
23	half-day and, at least, school-year services.			
24	3) The Department of Education shall establish			
25	academic standards that are in accordance with			
26	appropriate preparation for students to be ready to			
27	successfully enter into kindergarten. These standards			
28	shall be established in such a manner as to be			
29	measurable for student achievement and success.			
30	Students shall be evaluated at specified times as			
31	determined appropriate by the Department of Education.			
32	4) Superintendents of each participating school division			
33	or the chief administrators of each participating local			
34	government, or their respective designee, must certify			
35	that the Virginia Preschool Initiative program follows			
36	the established standards and criteria for the service			
37	components in order to receive the funding for quality			
38	preschool education. Such guidelines shall be consistent			
39	with the findings of the November 1993 study by the			
40	Board of Education, the Department of Education, and			
41	the Council on Child Day Care and Early Childhood			
42	Programs and provisions of Section 22.1-199.1 C.,			
43	<u>Code of Virginia.</u>			
44	b.1) Funding provided to school divisions or local			
45	governments shall be distributed based on an allocation			
46	formula providing the state share of per pupil funding			
47	ranging from \$5,700 to \$6,790 per pupil for unserved			
48	at-risk four-year-olds in each locality for a full-day			
49	program. Federal free and reduced-priced lunch			
50	program eligibility data from the 2006-2007 school year			
51	is used as the at-risk criterion in the funding formula			
52	for determining the number of at-risk four-year-olds.			
53	For purposes of the allocation formula, a child shall be			
54	considered at-risk if he or she qualifies for the Federal			
55	free or reduced-price lunch program.			
56	2) A minimum of nine student slots per grantee are			
	funded to ensure that at least one preschool classroom			

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1	is funded in each locality. School divisions or local			
2	governments must apply for the amount of requested			
3	per pupil funding to be received in the following fiscal			
4	year through the funding allocations in paragraphs c.1)			
5	through c.3) in the required program application due to			
6	the Department of Education on May 15 of each year.			
7	3) Applicants for funding must certify the per pupil			
8	amount for which they are applying within the range of			
9	\$5,700 to \$6,790 per pupil and they must certify that			
10	the required matching funds will be obligated for the			
11	selected per pupil amount and the number of slots for			
12	which they are applying. In determining the state and			
13	local shares of funding, the composite index of local			
14	ability-to-pay is capped at 0.5000. No tuition shall be			
15	charged by public or private providers for the			
16	instructional services supported by this program.			
17	4) Programs provided by school divisions or local			
18	governments operating half-day shall receive state funds			
19	based on a fractional basis determined by the pro-rata			
20	portion of a full-day, school year program that is			
21	provided. For new programs in the first year of			
22	implementation only, programs operating less than a			
23	full school year shall receive state funds on a fractional			
24	basis determined by the pro-rata portion of a school			
25	year program that is provided. In determining the			
26	prorated state funds to be received, a full day program			
27	shall be 5.5 hours of instructional time and a school			
28	year shall be 180 days.			
29	5) A required local match, based on the composite			
30	index of local ability-to-pay capped at 0.5000, shall be			
31	required for school division and local government			
32	grantees. For purposes of meeting the local match,			
33	localities may use local expenditures for existing			
34	qualifying programs. In-kind contributions of local			
35	funds may be applied to meet up to 25 percent of the			
36	required local match amount. Private funds contributed			
37	for use in the program qualify as local funds toward			
38	meeting the required local match. The applicant must			
39	certify the amount and source of any private funds.			
40	6) To receive funding, school divisions or local			
41	governments are required to submit a report to the			
42	Department of Education by October 15 each year			
43	certifying the total number of eligible four-year-old			
44	children served in preschool programs that meet all			
45	standards and requirements of this program for the			
46	current fiscal year. The number of eligible students			
47	submitted in this report will be used in calculating the			
48	funding allocations pursuant to paragraphs c.1) through			
49	c.3).			
50	7) Within a local school division or locality, at least 10			
51	percent of any additional student slots funded each year			
52	above the number of slots served in fiscal year 2008			
53	must be offered to local private providers through a			
54	locally established public-private partnership. School			
55	divisions and local governments are waived from this			
56	requirement when no QRIS rated private preschool			
57	programs serving four-year-old children exist in the			
58	locality or no private provider agrees to participate.			
59	This requirement does not apply when the total number			

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1				
2	of funded slots in either year is less than 10.			
3	Compliance with this requirement must be certified in			
4	the application submitted to the Department of			
5	Education by May 15 each year and/or in the			
6	enrollment report submitted to the department by			
7	October 15 each year. Where a local public-private			
8	partnership is established and student slots are utilized			
9	in private provider settings, school division or local			
10	government grantees are required to serve as the fiscal			
11	agent for any public funds received and are required to			
12	provide on-going program monitoring and oversight of			
	the private provider.			
13				
14	c. The Department of Education is authorized to			
15	distribute state or federal funding to eligible school			
16	divisions or local governments under this program in			
	the following manner:			
17				
18	1) An initial allocation of student slots incorporating			
19	the provisions of paragraphs b.1) through b.7) and the			
20	actual number of funded student slots determined based			
	on an estimated participation factor;			
21				
22	2) a) If a balance of funds remains after the allocations			
23	authorized in c.1) are claimed, additional funds may be			
24	allocated with the intent to provide school divisions or			
25	local governments the same amount of funding in both			
26	years that they received in state funds under the			
27	program in fiscal year 2008. Eligible school divisions			
28	or local governments may receive additional funding			
29	not to exceed the amount of state funding they received			
30	under the program in fiscal year 2008 based on the			
31	certified number of eligible students served in a			
32	qualifying program as reported to the Department of			
33	Education by October 15 each year. The number of			
34	students reported on the October 15 report must be			
35	served in a preschool program that meets all standards			
36	and requirements of this program. Any additional			
37	student slots funded through this allocation are not			
38	subject to the 10 percent private placement requirement			
	in paragraph b.7).			
39				
40	b) If there are no balances after the allocations are			
41	claimed in paragraph c.1) above, a school division			
42	receiving less funds than it was paid in fiscal year 2008			
43	shall be adjusted to the amount paid in fiscal year 2008			
44	if it is serving at least the same number of students			
45	served in fiscal year 2008. The resulting payment for			
46	the remaining school divisions shall be prorated			
47	proportionally if funds are not sufficient to fully fund			
48	all allocations of additional funding resulting from this			
	calculation.			
49				
50	3) If a balance of funds remains after the allocation			
51	authorized in c.2) is completed, additional funds may			
52	be allocated with the intent to provide school divisions			
53	or local governments funding for additional student			
54	slots beyond those provided through the initial			
55	allocation in c.1). Eligible school divisions or local			
56	governments may receive additional funding for			
57	additional student slots based on the state share of			
58	\$5,700 to \$6,790 per pupil not to exceed their total			
59	student slot allocation assuming a 100 percent			
	participation rate applied to the funding formula and			

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1	based on the certified number of eligible students			
2	served as reported by October 15 each year. The			
3	number of students reported on the October 15 report			
4	must be served in a preschool program that meets all			
5	standards and requirements of this program. Any			
6	additional student slots funded in this allocation are not			
7	subject to the 10 percent private placement requirement			
8	in paragraph b.7). Under this allocation, payments will			
9	be prorated proportionally if funds are not sufficient to			
10	fully fund all requests for additional funding.			
11	d.1) If a balance of funds remains after the allocations			
12	authorized in c.1) through c.3) are completed each year,			
13	an allocation of per pupil funds may be provided			
14	directly to private preschool providers. Notification will			
15	be provided to private preschool providers statewide in			
16	the event funds are available for allocation under this			
17	paragraph.			
18	2) Funds under this paragraph will be provided on a			
19	competitive application basis using criteria determined			
20	by the Department of Education and the Department of			
21	Social Services. Private providers requesting per pupil			
22	funds may apply to receive the lesser of the state share			
23	of \$6,790 per pupil or the state share of the actual per			
24	student tuition cost currently charged for the private			
25	program.			
26	3) The state share of per pupil payments will be based			
27	on the composite index of local ability-to-pay of the			
28	school division in which the private provider is located			
29	not to exceed 0.5000. Demonstration of private			
30	matching funds from sources other than parent paid			
31	tuition shall be required. The funds will be paid			
32	directly to the private preschool provider to provide			
33	preschool services to four-year-old children, with			
34	priority given to at-risk children. The funds shall be			
35	used to directly off-set the per student tuition cost of			
36	four-year-old children attending private preschool			
37	programs in order to facilitate participation of at-risk			
38	four-year-old children. Per pupil payments will be			
39	prorated for instructional services provided for only part			
40	of the state fiscal year or part of a full instructional			
41	day. Under this allocation, applications shall be			
42	reviewed and ranked by the Department of Education			
43	based upon criteria that it establishes for these			
44	competitive grants. Grants shall be awarded in rank			
45	order in a manner that does not exceed the available			
46	funds. Private providers requesting funding under this			
47	paragraph must submit an application to the Department			
48	of Education by a date determined by the department.			
49	e.1) Any school division or local government which			
50	desires to participate in this program must submit an			
51	application through its Superintendent or the chief			
52	administrative officer of the local government by May			
53	15 of each year. If a joint application is submitted, the			
54	chief administrator, in conjunction with the school			
55	superintendent, shall identify a lead agency for this			
56	program within the locality. The lead agency shall be			
57	responsible for developing a local plan for the delivery			
58	of quality preschool services to at-risk children which			
59	demonstrates the coordination of resources and the			
60	combination of funding streams in an effort to serve the			



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1	greatest number of at-risk four-year-old children.				
2	2) The local application must demonstrate coordination				
3	with all parties necessary for the successful delivery of				
4	comprehensive services, including the schools, child				
5	care providers, local social services agency, Head Start,				
6	local health department, and other groups identified by				
7	the lead agency.				
8	3) School divisions and local governments shall also				
9	continue to pursue and coordinate other funding				
10	sources, including child care subsidies. Funds received				
11	through this program must be used to supplement, not				
12	supplant, any funds currently provided for programs				
13	within the locality. However, in the event a locality is				
14	prohibited from continuing the previous level of support				
15	to programs for at-risk four-year-olds from Title I of				
16	the Elementary and Secondary Education Act (ESEA),				
17	the state and local funds provided in this grants				
18	program may be used to continue services to these Title				
19	I students. Such prohibition may occur due to				
20	amendments to the allocation formula in the				
21	reauthorization of ESEA as the No Child Left Behind				
22	Act of 2001 or due to a percentage reduction in a				
23	locality's Title I allocation in fiscal year 2009 or fiscal				
24	year 2010. Any locality so affected shall provide				
25	written evidence to the Superintendent of Public				
26	Instruction and request his approval to continue the				
27	services to Title I students.				
28	f. Local plans must provide clear methods of service				
29	coordination for the purpose of reducing the per child				
30	cost for the service, increasing the number of at-risk				
31	children served and/or extending services for the entire				
32	year. Examples of these include:				
33	1) "Wraparound Services" — methods for combining				
34	funds such as child care subsidy dollars administered				
35	by local social service agencies with dollars for quality				
36	preschool education programs.				
37	2) "Wrapout Services" — methods for using grant				
38	funds to purchase quality preschool services for at-risk				
39	four-year-old children through an existing child care				
40	setting by purchasing comprehensive services within a				
41	setting which currently provides quality preschool				
42	education.				
43	3) "Expansion of Service" — methods for using grant				
44	funds to purchase slots within existing programs, such				
45	as Head Start, which provide comprehensive services to				
46	at-risk four-year-old children.				
47	Local applications must indicate the number of at-risk				
48	four-year-old children to be served, and the criteria by				
49	which they will be determined to be at risk.				
50	g.1) The Department of Education shall provide				
51	technical assistance to school divisions and localities in				
52	developing a comprehensive, coordinated, quality				
53	preschool program for serving at-risk four-year-old				
54	children and in developing the required program				
55	application.				

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1	2) The Department of Education shall provide school			
2	divisions and local governments with information on			
3	models for service delivery, methods of coordinating			
4	funding streams, such as funds to match federal IV-A			
5	child care dollars, to maximize funding without			
6	supplanting existing sources of funding for the			
7	provision of services to at-risk four-year-old children. A			
8	priority for technical assistance in the design of			
9	programs and development of applications shall be			
10	given to localities where the majority of the at-risk			
11	four-year-old population is currently unserved.			
12	h. The Department of Education is authorized to expend			
13	unobligated balances in this Item to increase payments			
14	made pursuant to paragraphs c.2) and c.3) that were			
15	initially reduced on a prorated basis due to the lack of			
16	available funding.			
17	i. An estimated \$14,855,632 in federal funds is			
18	appropriated in the Item for Federal Education			
19	Assistance Programs as a source of funds for the			
20	Virginia Preschool Initiative program in the second			
21	year.			
22	j. Private providers who serve children who qualify for			
23	free or reduced-price lunch and who participate in the			
24	QRIS may apply directly to the Department of			
25	Education for funds not claimed by local governments			
26	or school divisions. From such funds as are available,			
27	the Department of Education shall base its payment on			
28	the same calculation that it would pay to the local			
29	government or school division in which the private			
30	provider is located.			
31				
32	16. Early Reading Intervention			
33	a. An additional incentive payment of \$17,023,075 the			
34	first year and \$17,064,944 the second year from the			
35	general fund shall be disbursed by the Department of			
36	Education to local school divisions for the purposes of			
37	providing early reading intervention services to students			
38	in grades kindergarten through 3 who demonstrate			
39	deficiencies based on their individual performance on			
40	diagnostic tests which have been approved by the			
41	Department of Education. The Department of Education			
42	shall review the tests of any local school board which			
43	requests authority to use a test other than the			
44	state-provided test to ensure that such local test uses			
45	criteria for the early diagnosis of reading deficiencies			
46	which are similar to those criteria used in the			
47	state-provided test. The Department of Education shall			
48	make the state-provided diagnostic test used in this			
49	program available to local school divisions. School			
50	divisions shall report the results of the diagnostic tests			
51	to the Department of Education on an annual basis at a			
52	time to be determined by the Superintendent of Public			
53	Instruction.			
54	b. These incentive payments shall be based on the			
55	state's share of the cost of providing two and one-half			
56	hours of additional instruction each week for an			
57	estimated number of students in each school division at			

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1 a student to teacher ratio of five to one. The estimated  
 2 number of students in each school division in each year  
 3 shall be determined by multiplying the projected  
 4 number of students reported in each school division's  
 5 fall membership in grades kindergarten, 1, 2, and 3 by  
 6 the percent of students who are determined to need  
 7 services based on diagnostic tests administered in the  
 8 previous year in that school division and adjusted in the  
 9 following manner:

	Year 1	Year 2
10 Kindergarten	100%	100%
11 Grade 1	100%	100%
12 Grade 2	100%	100%
13 Grade 3	25%	25%

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

32 17. Standards of Learning Algebra Readiness

33 a. An additional incentive payment of \$8,984,732 the  
 34 first year and \$8,971,127 the second year from the  
 35 general fund shall be disbursed by the Department of  
 36 Education to local school divisions for the purposes of  
 37 providing math intervention services to students in  
 38 grades 6, 7, 8 and 9 who are at-risk of failing the  
 39 Algebra 1 end-of-course test, as demonstrated by their  
 40 individual performance on diagnostic tests which have  
 41 been approved by the Department of Education. The  
 42 Department of Education shall review the tests to  
 43 ensure that such local test uses state-provided criteria  
 44 for diagnosis of math deficiencies which are similar to  
 45 those criteria used in the state-provided test. The  
 46 Department of Education shall make the state-provided  
 47 diagnostic test used in this program available to local  
 48 school divisions. School divisions shall report the  
 49 results of the diagnostic tests to the Department of  
 50 Education on an annual basis at a time to be  
 51 determined by the Superintendent of Public Instruction.

52 b. These incentive payments shall be based on the  
 53 state's share of the cost of providing two and one-half  
 54 hours of additional instruction each week for an  
 55 estimated number of students in each school division at  
 56 a student to teacher ratio of ten to one. The estimate  
 57 number of students in each school division shall be  
 58 determined by multiplying the projected number of  
 59 students reported in each school division's fall

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1	membership by the percent of students that qualify for			
2	the federal Free Lunch Program.			
3	c. These incentive payments are available to any school			
4	division that certifies to the Department of Education			
5	that an intervention program will be offered to such			
6	students and that each student who receives an			
7	intervention will be assessed again at the end of that			
8	school year. Localities receiving these incentive			
9	payments are required to match these funds based on			
10	the composite index of local ability-to-pay.			
11	18. School Construction Grants Program			
12	a. This appropriation includes an amount estimated at			
13	\$27,500,002 the first year and \$27,499,996 the second			
14	year from the general fund to provide grants to school			
15	divisions for nonrecurring expenditures by the relevant			
16	school division. Nonrecurring costs shall include school			
17	construction, additions, infrastructure, site acquisition,			
18	renovations, technology, and other expenditures related			
19	to modernizing classroom equipment, payments to			
20	escrow accounts pursuant to Chapter 391, Acts of			
21	Assembly of 1999, school safety equipment or school			
22	safety renovations, and debt service payments on school			
23	projects completed during the last ten years.			
24	b. School divisions are encouraged to utilize value			
25	engineering in school construction projects funded with			
26	these grant proceeds.			
27	c. Any funds provided to school divisions for school			
28	construction that are unexpended as of June 30, 2009,			
29	and June 30, 2010, shall be carried on the books of the			
30	locality to be appropriated to the school division the			
31	following year for use for the same purpose.			
32	d. Pursuant to § 15.2-1302, Code of Virginia, and in			
33	the event that two or more school divisions became one			
34	school division, whether by consolidation of only the			
35	school divisions or by consolidation of the local			
36	governments, such resulting division shall be paid			
37	School Construction Grant payments on the basis of			
38	having the same number of school divisions as existed			
39	prior to September 30, 2000.			
40	19. English as a Second Language Payments			
41	A payment of \$38,893,696 the first year and			
42	\$44,107,117 the second year from the general fund			
43	shall be disbursed by the Department of Education to			
44	local school divisions to support the state share of 17			
45	professional instructional positions per 1,000 students			
46	for whom English is a second language. Local school			
47	divisions shall provide a local match based on the			
48	composite index of local ability-to-pay.			
49	20. Special Education Instruction Payments			
50	a. The Department of Education shall establish rates for			
51	all elements of Special Education Instruction Payments.			
52	b. Out of the appropriations in this Item, the			
53	Department of Education shall make available, subject			

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1	to implementation by the Superintendent of Public			
2	Instruction, an amount estimated at \$64,733,191 the			
3	first year and \$70,713,860 the second year from the			
4	general fund for the purpose of the state's share of the			
5	tuition rates for approved public school regional			
6	programs. Notwithstanding any contrary provision of			
7	law, the state's share of the tuition rates shall be based			
8	on the composite index of local ability-to-pay.			
9	c. Out of the amounts for Financial Assistance for			
10	Categorical Programs, \$33,906,381 the first year and			
11	\$37,177,857 the second year from the general fund is			
12	appropriated to permit the Department of Education to			
13	enter into agreements with selected local school boards			
14	for the provision of educational services to children			
15	residing in certain hospitals, clinics, and detention			
16	homes by employees of the local school boards. The			
17	selection and employment of instructional and			
18	administrative personnel under such agreements will be			
19	the responsibility of the local school board in			
20	accordance with procedures as prescribed by the local			
21	school board.			
22	21. Vocational Education Instruction Payments			
23	a. It is the intention of the General Assembly that the			
24	Department of Education explore initiatives that will			
25	encourage greater cooperation between jurisdictions and			
26	the Virginia Community College System in meeting the			
27	needs of public school systems.			
28	b. This appropriation includes \$1,800,000 each year			
29	from the general fund for secondary			
30	vocational-technical equipment. A base allocation of			
31	\$2,000 each year shall be available for all divisions,			
32	with the remainder of the funding distributed on the			
33	basis of student enrollment in secondary			
34	vocational-technical courses. State funds received for			
35	secondary vocational-technical equipment must be used			
36	to supplement, not supplant, any funds currently			
37	provided for secondary vocational-technical equipment			
38	within the locality.			
39	22. Adult Education Payments			
40	State funds shall be used to reimburse general adult			
41	education programs on a fixed cost per pupil or cost			
42	per class basis. No state funds shall be used to support			
43	vocational noncredit courses.			
44	23. General Education Payments			
45	a.1) This appropriation includes \$7,853,362 the first			
46	year and \$8,813,362 the second year from the general			
47	fund for targeted education initiatives to improve			
48	student achievement and teacher quality, including a			
49	mentoring program for teachers with no experience			
50	working in schools that are at-risk of not meeting			
51	adequate yearly progress, a middle school math teacher			
52	initiative in at-risk schools, turnaround specialists to			
53	enhance the leadership in schools that have consistently			
54	failed to show improvement in student progress, virtual			
55	Advanced Placement courses, student acquisition of			
56	industry certifications and GED tests as required by the			

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1	No Child Left Behind Act.			
2	2) General funds are provided in this Item to support			
3	the cost of individuals to obtain a Turnaround Specialist			
4	credential from training programs approved by the			
5	Department of Education and to provide salary			
6	incentives and school improvement funding for			
7	individuals obtaining a Turnaround Specialist credential			
8	from an approved program who are assigned to serve as			
9	a Turnaround Specialist in a low-performing public			
10	school in Virginia that meets the eligibility criteria			
11	established by the Department of Education to			
12	participate in the Turnaround Specialist Program.			
13	3) In the event that existing funds are not available,			
14	additional nongeneral funds do not become available,			
15	and/or the contracts are not re-negotiated to lower			
16	amounts, the Department of Education is authorized to			
17	transfer up to \$487,200 each year from the general fund			
18	appropriation authorized in C. 23. a. 1) to Item 132 for			
19	the contract for the on-line student career planning			
20	program.			
21	b.1) In addition, the appropriation includes \$500,000			
22	the first year and \$500,000 the second year from the			
23	general fund for competitive grants of \$100,000 each to			
24	be awarded to school divisions which demonstrate a			
25	partnership agreement with a Virginia institution of			
26	higher learning and/or other entity for a defined			
27	leadership development training program that addresses			
28	the leadership standards established for such training as			
29	defined by the Board of Education. Such competitive			
30	grants may be awarded to the existing leadership			
31	development training programs. The Department of			
32	Education shall establish the guidelines for school			
33	divisions to apply for these grants. These grants shall			
34	be allocated over the biennium.			
35	2) School divisions that are awarded a competitive			
36	leadership grant in either fiscal year shall be allowed to			
37	retain any unspent balances at the end of that fiscal			
38	year in which the grant was awarded and shall be			
39	permitted to spend any remaining balances for the			
40	intended purposes during the ensuing two fiscal years.			
41	c. This appropriation includes \$2,774,478 the first year			
42	and \$2,774,478 the second year from the general fund			
43	to support Project Graduation.			
44	24. Virtual Virginia			
45	a. From appropriations in this Item, the Department of			
46	Education shall provide assistance for the Virtual			
47	Virginia program.			
48	b. The local share of costs associated with the operation			
49	of the Virtual Virginia program shall be computed			
50	using the composite index of local ability-to-pay.			
51	25. Individual Student Alternative Education Program			
52	Out of this appropriation, \$2,247,581 the first year and			
53	\$2,247,581 in the second year from the general fund			
54	shall be provided for the secondary schools' Individual			

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1	Student Alternative Education Program (ISAEP),				
2	pursuant to Chapter 488 and Chapter 552 of the 1999				
3	Session of the General Assembly. The Department of				
4	Education shall report the status of this program along				
5	with any recommendations for determining the cost of				
6	this program to the Governor and the Chairmen of the				
7	Senate Finance, Senate Education and Health, House				
8	Appropriations, and House Education Committees and				
9	the Department of Planning and Budget no later than				
10	October 15 of each year.				
11	26. Foster Children Education Payments				
12	a. An additional state payment is provided from the				
13	general fund for the prior year's local operations costs,				
14	as determined by the Department of Education, for each				
15	pupil not a resident of the school division providing his				
16	education (a) who has been placed in foster care or				
17	other custodial care within the geographical boundaries				
18	of such school division by a Virginia agency, whether				
19	state or local, which is authorized under the laws of				
20	this Commonwealth to place children; (b) who has been				
21	placed in an orphanage or children's home which				
22	exercises legal guardianship rights; or (c) who is a				
23	resident of Virginia and has been placed, not solely for				
24	school purposes, in a child-caring institution or group				
25	home.				
26	b. This appropriation provides \$11,739,134 the first				
27	year and \$12,639,727 the second year from the general				
28	fund to support children attending public school who				
29	have been placed in foster care or other such custodial				
30	care across jurisdictional lines, as provided by				
31	subsections A and B of § 22.1-101.1, Code of Virginia.				
32	To the extent these funds are not adequate to cover the				
33	full costs specified therein, the department is authorized				
34	to expend unobligated balances in this Item for this				
35	support.				
36	27. Sales Tax				
37	a. This is a sum-sufficient appropriation for distribution				
38	to counties, cities and towns a portion of net revenue				
39	from the state sales and use tax, in support of the				
40	Standards of Quality (Title 22.1, Chapter 13.2, Code of				
41	Virginia) (See the Attorney General's opinion of August				
42	3, 1982).				
43	b. Certification of payments and distribution of this				
44	appropriation shall be made by the State Comptroller.				
45	c. The distribution of state sales tax funds shall be				
46	made in equal bimonthly payments at the middle and				
47	end of each month.				
48	28. Lottery				
49	a. This appropriation includes \$450,000,000 the first				
50	year and \$450,000,000 the second year from the				
51	general fund as the state payment for the lottery profits,				
52	to be deposited into the general fund pursuant to				
53	§ 3-1.01 G of this act.				
54	b. Out of this appropriation, \$264,789,786 the first year				

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1	and \$264,789,786 the second year shall be transferred			
2	and used to fund the state's share of Basic Aid			
3	Payments as defined in paragraph 5.b.2) above.			
4	c. \$19,517,499 the first year and \$19,517,499 the			
5	second year in Lottery proceeds appropriated in this			
6	Item shall be added to general funds appropriated in			
7	this Item, to provide for the state share of cost of the			
8	Standards of Quality prevention, intervention, and			
9	remediation program.			
10	d. Out of this appropriation, an amount estimated at			
11	\$165,692,715 the first year and \$165,692,715 the			
12	second year shall be disbursed by the Department of			
13	Education to local school divisions to support the state			
14	share of an estimated \$246.48 per pupil the first year			
15	and \$245.57 per pupil the second year in adjusted			
16	March 31 average daily membership. These per pupil			
17	amounts are subject to change for the purpose of			
18	payment to school divisions based on the actual March			
19	31 ADM collected each year. These funds shall be			
20	matched by the local government, based on the			
21	composite index of local ability-to-pay. Further, in			
22	order to receive this funding, the locality in which the			
23	school division is located shall appropriate these funds			
24	solely for educational purposes and shall not use such			
25	funds to reduce total local operating expenditures for			
26	public education below the amount expended by the			
27	locality for such purposes in the year upon which the			
28	2008-10 biennial Standards of Quality expenditure data			
29	were based; provided however, that no locality shall be			
30	required to maintain a per pupil expenditure which is			
31	greater than the per pupil amount expended by the			
32	locality for such purposes in the year upon which the			
33	2008-10 biennial Standards of Quality expenditure data			
34	were based.			
35	e. Of the amounts listed above, no more than 50			
36	percent shall be used for recurring costs and at least 50			
37	percent shall be spent on nonrecurring expenditures by			
38	the relevant school divisions. Nonrecurring costs shall			
39	include school construction, additions, infrastructure,			
40	site acquisition, renovations, technology, and other			
41	expenditures related to modernizing classroom			
42	equipment, and debt service payments on school			
43	projects completed during the last 10 years.			
44	f. Any lottery funds provided to school divisions from			
45	this Item that are unexpended as of June 30, 2009, and			
46	June 30, 2010, shall be carried on the books of the			
47	locality to be appropriated to the school division in the			
48	following year.			
49	29. Adult Literacy			
50	a. Appropriations in this Item include \$125,000 the first			
51	year and \$125,000 the second year from the general			
52	fund for the ongoing literacy programs conducted by			
53	Mountain Empire Community College, and \$125,000			
54	the first year and \$125,000 the second year from the			
55	general fund will be transferred to the Department of			
56	Housing and Community Development to support			
57	workforce literacy and training.			



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1	b. Out of this appropriation, the Department of				
2	Education shall provide \$100,000 the first year and				
3	\$100,000 the second year from the general fund for the				
4	Virginia Literacy Foundation grants to support				
5	programs for adult literacy including those delivered by				
6	community-based organizations and school divisions				
7	providing services for adults with 0-9th grade reading				
8	skills.				
9	c. Out of this appropriation, the Department of				
10	Education shall provide \$47,500 the first year and				
11	\$47,500 the second year from the general fund to				
12	Virginia Tech as the fiscal agent for the Virginia				
13	Educational Technology Alliance to provide teacher				
14	training opportunities in the effective use of educational				
15	technologies to full-time, part-time and volunteer				
16	teachers involved in adult education and literacy				
17	programs in the Commonwealth.				
18	30. Governor's School Payments				
19	a. Out of the amounts for Governor's School Payments,				
20	the Department of Education shall provide assistance				
21	for the state share of the incremental cost of regular				
22	school year Governor's Schools based on each				
23	participating locality's composite index of local				
24	ability-to-pay. Participating school divisions must				
25	certify that no tuition is assessed students for				
26	participation in this program.				
27	b. Out of the amounts for Governor's School Payments,				
28	the Department of Education shall provide assistance				
29	for the state share of the incremental cost of summer				
30	residential Governor's Schools and Foreign Language				
31	Academies to be based on the greater of the state's				
32	share of the composite index of local ability-to-pay or				
33	50 percent. Participating school divisions must certify				
34	that no tuition is assessed students for participation in				
35	this program if they are enrolled in a public school.				
36	c. It shall be the policy of the Commonwealth that state				
37	general fund appropriations not be used for capital				
38	outlay, structural improvements, renovations, or fixed				
39	equipment costs associated with initiation of existing or				
40	proposed Governor's schools. State general fund				
41	appropriations may be used for the purchase of				
42	instructional equipment for such schools, subject to				
43	certification by the Superintendent of Public Instruction				
44	that at least an equal amount of funds has been				
45	committed by participating school divisions to such				
46	purchases.				
47	d. The Board of Education shall not take any action				
48	that would increase the state's share of costs associated				
49	with the Governor's Schools as set forth in this Item.				
50	This provision shall not prohibit the Department of				
51	Education from submitting requests for the increased				
52	costs of existing programs resulting from updates to				
53	student enrollment for school divisions currently				
54	participating in existing programs or for school				
55	divisions that begin participation in existing programs.				
56	e.1) Regular school year Governor's Schools are funded				
57	through this Item based on the state's share of the				

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1	incremental per pupil cost for providing such programs			
2	for each student attending a Governor's School up to a			
3	cap of 1,500 students per Governor's School. This			
4	incremental per pupil payment shall be adjusted for the			
5	composite index of the school division that counts such			
6	students attending an academic year Governor's School			
7	in their March 31 Average Daily Membership. It is the			
8	intent of the General Assembly that this incremental per			
9	pupil amount be in addition to the basic aid per pupil			
10	funding provided to the affected school division for			
11	such students. Therefore, local school divisions are			
12	encouraged to provide the appropriate portion of the			
13	basic aid per pupil funding to the Governor's Schools			
14	for students attending these programs, adjusted for costs			
15	incurred by the school division for transportation,			
16	administration, and any portion of the day that the			
17	student does not attend a Governor's School.			
18	2) Students attending a revolving Academic Year			
19	Governor's School program for only one semester shall			
20	be counted as 0.50 of a full-time equivalent student and			
21	will be funded for only fifty percent of the full-year			
22	funded per pupil amount. Funding for students			
23	attending a revolving Academic Year program will be			
24	adjusted based upon actual September 30th and January			
25	30th enrollment each fiscal year. For purposes of this			
26	Item, revolving programs shall mean Academic Year			
27	Governor's School programs that admit students on a			
28	semester basis.			
29	3) Students attending a continuous, non-revolving			
30	Academic Year Governor's School program shall be			
31	counted as a full-time equivalent student and will be			
32	funded for the full-year funded per pupil amount.			
33	Funding for students attending a continuous,			
34	non-revolving Academic Year Governor's School			
35	program will be adjusted based upon actual September			
36	30th student enrollment each fiscal year. For purposes			
37	of this Item, continuous, non-revolving programs shall			
38	mean Academic Year Governor's School programs that			
39	only admit students at the beginning of the school year.			
40	Fairfax County Public Schools shall not reduce local			
41	per pupil funding for the Thomas Jefferson Governor's			
42	School below the amounts appropriated for the			
43	2003-2004 school year.			
44	31. School Nutrition			
45	It is provided that, subject to implementation by the			
46	Superintendent of Public Instruction, no disbursement			
47	shall be made out of the appropriation for school			
48	nutrition to any locality in which the schools permit the			
49	sale of competitive foods in food service facilities or			
50	areas during the time of service of food funded			
51	pursuant to this Item.			
52	32. School Breakfast			
53	1. Out of this appropriation, \$1,699,557 the first year			
54	and \$1,996,551 the second year from the general fund			
55	is included for the purpose of establishing a state			
56	funded incentive program to maximize federal school			
57	nutrition revenues and increase student participation in			
58	the school breakfast program. These funds are available			

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- 1 to any school division as a reimbursement for breakfast  
 2 meals served that are in excess of the baseline  
 3 established by the Department of Education. The per  
 4 meal reimbursement shall be \$0.20; however, the  
 5 department is authorized to reduce this amount  
 6 proportionately in the event that the actual number of  
 7 meals to be reimbursed exceeds the number on which  
 8 this appropriation is based so that this appropriation is  
 9 not exceeded.
- 10 2. In order to receive these funds, school divisions  
 11 must certify that these funds will be used to supplement  
 12 existing funds provided by the local governing body  
 13 and that local funds derived from sources that are not  
 14 generated by the school nutrition programs have not  
 15 been reduced or eliminated. The funds shall be used to  
 16 improve student participation in the school breakfast  
 17 program. These efforts may include, but are not limited  
 18 to, reducing the per meal price paid by students,  
 19 reducing competitive food sales in order to improve the  
 20 quality of nutritional offerings in schools, increasing  
 21 access to the school breakfast program, or providing  
 22 programs to increase parent and student knowledge of  
 23 good nutritional practices. In no event shall these funds  
 24 be used to reduce local tax revenues below the level  
 25 appropriated to school nutrition programs in the prior  
 26 year. Further, these funds must be provided to the  
 27 school nutrition programs and may not be used for any  
 28 other school purpose.
- 29 33. Clinical Faculty and Mentor Teacher Programs
- 30 This appropriation includes \$1,375,000 the first year  
 31 and \$1,375,000 the second year from the general fund  
 32 for statewide Clinical Faculty and Mentor Teacher  
 33 Programs to assist preservice teachers and beginning  
 34 teachers to make a successful transition into full-time  
 35 teaching. Such programs shall include elements which  
 36 are consistent with the following:
- 37 a. An application process for localities and  
 38 school/higher education partnerships that wish to  
 39 participate in the programs;
- 40 b. Provisions for a local funding or institutional  
 41 commitment of 50 percent, to match state grants of 50  
 42 percent;
- 43 c. Program plans which include a description of the  
 44 criteria for selection of clinical faculty and mentor  
 45 teachers, training, support, and compensation for  
 46 clinical faculty and mentor teachers, collaboration  
 47 between the school division and institutions of higher  
 48 education, the clinical faculty and mentor teacher  
 49 assignment process, and a process for evaluation of the  
 50 programs;
- 51 d. The Department of Education shall allow flexibility  
 52 to local school divisions and higher education  
 53 institutions regarding compensation for clinical faculty  
 54 and mentor teachers consistent with these elements of  
 55 the programs; and
- 56 e. It is the intent of the General Assembly that no

ITEM 140.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	preference between preservice or beginning teacher				
2	programs be construed by the language in this Item.				
3	School divisions operating beginning teacher mentor				
4	programs shall receive equal consideration for funding.				
5	34. Appropriations in this Item include \$429,392 the				
6	first year and \$429,392 the second year from the				
7	general fund to provide grants to school divisions or				
8	Virginia institutions of higher education that employ				
9	mentor teachers for new teachers entering the				
10	profession through the alternative route to licensure as				
11	prescribed by the Board of Education.				
12	35. Data Coordinators in At-Risk High Schools				
13	a. An additional incentive payment of \$2,060,234 the				
14	second year from the general fund shall be disbursed by				
15	the Department of Education to local school divisions				
16	for data coordinators assigned to high schools that have				
17	not met Adequate Yearly Progress (AYP) under the				
18	federal No Child Left Behind Act or are not fully				
19	accredited under the Standards of Accreditation. The				
20	data coordinator position is intended to provide schools				
21	with needed support in the area of data analysis and				
22	interpretation for instructional purposes, as well as				
23	overall data management and the administration of state				
24	assessments. The position would primarily focus on				
25	data related to instruction and school improvement,				
26	including: student assessment, student attendance,				
27	student/teacher engagement, behavior referrals,				
28	suspensions, retention, and graduation rates. School				
29	divisions will allocate these funds for data coordinator				
30	positions employed by the school division or contracted				
31	by the local school division to provide these services in				
32	the identified high schools.				
33	b. Individuals serving in this role must hold a current				
34	Virginia instructional license.				
35	c. Localities receiving these incentive payments are				
36	required to match these funds based on the composite				
37	index of local ability-to-pay.				
38	141.			\$834,092,100	\$848,947,732
39					
40		\$834,092,100	\$848,947,732		
41		\$834,092,100	\$848,947,732		
42					
43					
44					
45					
46					
47					
48					
49					
50					
51				\$7,240,448,143	\$7,455,775,800

ITEM 141.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General .....	\$6,232,130,008	\$6,512,602,033		
2	Special .....	\$795,000	\$795,000		
3	Commonwealth Transportation .....	\$2,173,000	\$2,173,000		
4	Trust and Agency .....	\$171,258,035	\$91,258,035		
5	Federal Trust.....	\$834,092,100	\$848,947,732		
6	<b>Virginia School for the Deaf, Blind and Multi-Disabled at Hampton (219)</b>				
7	142. Instruction (19700).....			\$1,070,202	\$0
8	Classroom Instruction (19701).....	\$1,070,202	\$0		
9	Fund Sources: General .....	\$1,070,202	\$0		
10	Authority: §§ 22.1-346 through 22.1-349, Code of				
11	Virginia.				
12	143. Administrative and Support Services (19900).....			\$2,498,022	\$0
13	General Management and Direction (19901).....	\$2,498,022	\$0		
14	Fund Sources: General .....	\$2,498,022	\$0		
15	Authority: Title 22.1, Chapter 19, Code of Virginia.				
16	Any appropriation from the general fund in the first				
17	year shall be administered by the Department of				
18	Education. An operation plan for funds in the first year				
19	shall be submitted to the Department of Planning and				
20	Budget to be approved by the Secretary of Finance.				
21	Such funds may be used for, but are not limited to,				
22	personnel, necessary upkeep to the facility, and student				
23	placement expenditures associated with consolidation of				
24	the Schools for the Deaf, Blind and Multi-Disabled.				
25	Total for Virginia School for the Deaf, Blind and			\$3,568,224	\$0
26	Multi-Disabled at Hampton .....				
27	Fund Sources: General .....	\$3,568,224	\$0		
28	<b>Virginia School for the Deaf and the Blind at Staunton (218)</b>				
29	144. Instruction (19700).....			\$5,989,257	\$5,989,058
30	Classroom Instruction (19701).....	\$5,713,221	\$5,713,022		
31	Occupational-Vocational Instruction (19703) .....	\$151,836	\$151,836		
32	Outreach and Community Assistance (19710) .....	\$124,200	\$124,200		
33	Fund Sources: General .....	\$5,229,426	\$5,229,426		
34	Special .....	\$235,785	\$235,785		
35	Federal Trust.....	\$524,046	\$523,847		
36	Authority: §§ 22.1-346 through 22.1-349, Code of				
37	Virginia.				
38	145. Residential Support (19800).....			\$5,094,944	\$5,094,944
39	Food and Dietary Services (19801) .....	\$416,409	\$416,409		
40	Medical and Clinical Services (19802).....	\$422,138	\$422,138		
41	Physical Plant Services (19803).....	\$1,477,370	\$1,477,370		
42	Residential Services (19804).....	\$2,348,548	\$2,348,548		
43	Transportation Services (19805).....	\$430,479	\$430,479		
44	Fund Sources: General .....	\$4,512,589	\$4,512,589		
45	Special.....	\$318,862	\$318,862		
46	Federal Trust.....	\$263,493	\$263,493		
47	Authority: Title 22.1, Chapter 19, Code of Virginia.				

ITEM 145.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 146.	Administrative and Support Services (19900).....		\$1,610,759	\$1,324,238
2	General Management and Direction (19901).....	\$1,610,759	\$1,324,238	
3	Fund Sources: General.....	\$1,610,759	\$1,324,238	
4	Authority: Title 22.1, Chapter 19, Code of Virginia.			
5	Total for Virginia School for the Deaf and the Blind at			
6	Staunton.....		<b>\$12,694,960</b>	<b>\$12,408,240</b>
7	General Fund Positions.....	196.00	196.00	
8	Position Level.....	196.00	196.00	
9	Fund Sources: General.....	\$11,352,774	\$11,066,253	
10	Special.....	\$554,647	\$554,647	
11	Federal Trust.....	\$787,539	\$787,340	
12	Grand Total for Department of Education, Central			
13	Office Operations.....		<b>\$7,377,852,103</b>	<b>\$7,589,339,266</b>
14	General Fund Positions.....	363.50	363.50	
15	Nongeneral Fund Positions.....	175.50	175.50	
16	Position Level.....	539.00	539.00	
17	Fund Sources: General.....	\$6,304,106,323	\$6,580,723,603	
18	Special.....	\$7,369,016	\$7,383,466	
19	Commonwealth Transportation.....	\$2,413,942	\$2,413,942	
20	Trust and Agency.....	\$171,537,698	\$91,537,698	
21	Federal Trust.....	\$892,425,124	\$907,280,557	
22	<b>§ 1-49. STATE COUNCIL OF HIGHER EDUCATION FOR VIRGINIA (245)</b>			
23 147.	Higher Education Student Financial Assistance (10800)..		\$67,265,295	\$67,265,295
24	Scholarships (10810).....	\$67,068,655	\$67,068,655	
25	Regional Financial Assistance for Education (10813).....	\$196,640	\$196,640	
26	Fund Sources: General.....	\$65,286,323	\$65,286,323	
27	Special.....	\$10,000	\$10,000	
28	Dedicated Special Revenue.....	\$250,000	\$250,000	
29	Federal Trust.....	\$1,718,972	\$1,718,972	
30	Authority: College Scholarship Assistance Program:			
31	Title 23, Chapter 4.4, Code of Virginia; Tuition			
32	Assistance Grant Program: Title 23, Chapter 4.1, Code			
33	of Virginia, Regional Grants and Contracts:			
34	Discretionary Inclusion; Undergraduate and Graduate			
35	Assistance: Discretionary Inclusion; § 23-38.19:1;			
36	§ 23-31.1; and § 23-7.4:1			
37	A. Appropriations in this Item are subject to the			
38	conditions specified in paragraphs B, C, D, E, F and G			
39	hereof.			
40	B. Those private institutions which participate in the			
41	programs provided by the appropriations in this Item			
42	shall, upon request by the State Council of Higher			
43	Education, submit financial and other information			
44	which the Council deems appropriate.			
45	C.1. Out of the amounts for Scholarships the following			
46	sums shall be made available for:			
47	a.1) College Scholarship Assistance Program,			
48	\$4,413,750 from the general fund and \$1,718,972 in			

ITEM 147.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	federal funds the first year and \$4,413,750 from the				
2	general fund and \$1,718,972 in federal funds the				
3	second year.				
4	2) Any general fund amounts designated for the				
5	College Scholarship Assistance Program not required				
6	for federal maintenance of effort dollars shall be used				
7	for Virginia's discretionary financial aid program.				
8	Allocations of the discretionary financial aid funds shall				
9	be based on the need-based model approved by the				
10	State Council of Higher Education for Virginia.				
11	b. Tuition Assistance Grant Program, \$59,505,933 the				
12	first year and \$59,505,933 the second year from the				
13	general fund is designated for undergraduate and				
14	graduate students.				
15	c. Virginia Space Grant Consortium Scholarships,				
16	\$170,000 the first year and \$170,000 the second year				
17	from the general fund.				
18	d. Optometry scholarships, \$26,640 the first year, and				
19	\$26,640 the second year from the general fund. The				
20	State Council of Higher Education shall determine if				
21	the number of contract slots with schools and colleges				
22	of optometry meets the State's optometric needs.				
23	Additionally, the State Council of Higher Education				
24	shall determine the cost effectiveness and benefits of				
25	contracting directly with schools and colleges of				
26	optometry for slots for Virginia students rather than				
27	contracting through the Southern Regional Educational				
28	Board.				
29	2. No amount, or part of an amount, listed for any				
30	program specified in paragraph C 1 above shall be				
31	expended for any other program in this appropriation				
32	except for the amounts identified in C 1 a2).				
33	D. College Scholarship Assistance Program payments to				
34	students out of this appropriation shall not exceed				
35	\$5,000 each year per undergraduate and graduate				
36	student.				
37	E. Tuition Assistance Grant Program				
38	1. Payments to students out of this appropriation shall				
39	not exceed \$3,200 for qualified undergraduate students				
40	and \$2,200 for qualified graduate and medical students				
41	attending not-for-profit, independent institutions in				
42	accordance with §§ 23-38.12 through 23-38.19, Code of				
43	Virginia.				
44	2. Any appropriations in the Tuition Assistance Grant				
45	Program which are unexpended at the close of business				
46	on June 30, 2008, and June 30, 2009, shall be				
47	reappropriated for use in the program in the following				
48	year.				
49	3. The private institutions which participate in this				
50	program shall, during the spring semester previous to				
51	the commencement of a new academic year or as soon				
52	as a student is admitted for that year, whichever is				
53	later, notify their enrolled and newly admitted Virginia				
54	students about the availability of tuition assistance				

ITEM 147.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	awards under the program. The information provided to			
2	students and their parents must include information			
3	about the eligibility requirements, the application			
4	procedures, and the fact that the amount of the award is			
5	an estimate and is not guaranteed. The number of			
6	students applying for participation and the funds			
7	appropriated for the program determine the amount of			
8	the award. Conditions for reduction of award amount			
9	and award eligibility are described in this Item and in			
10	the regulations issued by the State Council of Higher			
11	Education. The institutions shall certify to the Council			
12	that such notification has been completed and shall			
13	indicate the method by which it was carried out.			
14	4. Institutions participating in this program must submit			
15	annually to the Council copies of audited financial			
16	statements.			
17	5. To be eligible for a fall or full-year award out of this			
18	appropriation, a student's application must have been			
19	received by a participating independent college or by			
20	the State Council of Higher Education by July 31.			
21	Returning students who received the award in the			
22	previous year will be prioritized with the July 31			
23	award. Applications for a fall or full-year award			
24	received after July 31 but no later than September 14			
25	will be held for consideration if funds are available			
26	after July 31 and returning student awards have been			
27	made. Applications for spring semester only awards			
28	must be received by December 1 and will be			
29	considered only if funds remain available.			
30	6. Students at the Virginia Women's Institute for			
31	Leadership at Mary Baldwin College are not eligible			
32	for Tuition Assistance Grants.			
33	7. No limitations shall be placed on the award of			
34	Tuition Assistance Grants other than those set forth			
35	herein or in the Code of Virginia.			
36	8. All eligible institutions not previously approved by			
37	the State Council of Higher Education to participate in			
38	the Tuition Assistance Grant Program shall have			
39	received accreditation by a nationally recognized			
40	regional accrediting agency, prior to participation in the			
41	program.			
42	9. Payments to undergraduate students shall be greater			
43	than payments to graduate and medical students and			
44	shall be based on a differential established by the State			
45	Council of Higher Education for Virginia.			
46	F.1 Regional Grants and Contracts: Out of this			
47	appropriation, \$170,000 the first year and \$170,000 the			
48	second year from the general fund is designated to			
49	support Virginia's participation in the Southern			
50	Regional Education Board initiative to increase the			
51	number of minority doctoral graduates.			
52	2. The amounts listed in paragraph 1 shall be expended			
53	in accordance with the agreements between the			
54	Commonwealth of Virginia and the Southern Regional			
55	Education Board.			



ITEM 147.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	G.1. Out of this appropriation, \$1,000,000 the first year				
2	and \$1,000,000 the second year from the general fund				
3	is designated for the Virginia Military Survivors and				
4	Dependents program, § 23-7.4:1, Code of Virginia, to				
5	provide up to a \$1,500 annual stipend to offset the				
6	costs of room, board, books and supplies for qualified				
7	survivors and dependents of military service members.				
8	2. The amount of the stipend is an estimate depending				
9	on the number of students eligible under § 23-7.4:1,				
10	Code of Virginia. Changes that increase or decrease the				
11	grant amount shall be determined by the State Council				
12	of Higher Education for Virginia.				
13	3. The Director, State Council of Higher Education for				
14	Virginia, shall allocate these funds to public institutions				
15	of higher education on behalf of students qualifying				
16	under this provision.				
17	4. Each institution of higher education shall report the				
18	number of recipients for this program to the State				
19	Council of Higher Education for Virginia by April 1 of				
20	each year. The State Council of Higher Education for				
21	Virginia shall report this information to the Chairmen				
22	of the House Appropriations and Senate Finance				
23	Committees by May 15 of each year.				
24	5. The Department of Veterans Services shall consult				
25	with the State Council of Higher Education for Virginia				
26	prior to the dissemination of any information related to				
27	the financial benefits provided under this program.				
28	148. Financial Assistance for Educational and General				
29	Services (11000).....			\$6,101,466	\$6,101,466
30	Eminent Scholars (11001).....	\$6,026,466	\$6,026,466		
31	Outstanding Faculty Recognition (11009).....	\$75,000	\$75,000		
32	Fund Sources: General.....	\$6,026,466	\$6,026,466		
33	Special.....	\$75,000	\$75,000		
34	Authority: Eminent Scholars: Discretionary Inclusion;				
35	Outstanding Faculty Recognition Program:				
36	Discretionary Inclusion.				
37	A. No amount, or part of an amount, listed for any				
38	subprogram in this appropriation shall be expended for				
39	any other service level in this appropriation.				
40	Appropriations in this Item are subject to the conditions				
41	specified in paragraphs B, and C, hereof.				
42	B. Eminent Scholars				
43	1. Out of this appropriation, \$6,026,466 the first year				
44	and \$6,026,466 the second year from the general fund				
45	is designated for attracting and retaining eminent				
46	scholars in institutions of higher education.				
47	2. These sums shall be appropriated, in accordance with				
48	plans approved by the Secretary of Education, to				
49	institutions of higher education, to match interest by				
50	endowments created for this purpose after June 30,				
51	1966. Community college foundations will also be				
52	eligible to create endowments for which the investment				

ITEM 148.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	earnings on qualified gifts by donors would be eligible			
2	for up to a 100 percent match by the state, if such			
3	endowments are created for the purpose of enhancing			
4	selected academic offerings to provide education and			
5	training for high cost or demand occupations identified			
6	as critical to the economic vitality of the			
7	Commonwealth. The Virginia Community College			
8	System shall report annually to the State Council of			
9	Higher Education for Virginia the name of the			
10	community college foundation created, and the amount			
11	contributed and interest earnings for each endowment.			
12	3. This stipulation shall not prohibit the appropriation			
13	and expenditure of interest earned on these endowments			
14	that exceed the match for the state appropriation.			
15	C. Outstanding Faculty Recognition Program			
16	1. The State Council of Higher Education for Virginia			
17	shall annually provide a grant to faculty members			
18	selected to be honored under this program from such			
19	private funds as may be designated for this purpose.			
20	2. The faculty members shall be selected from public			
21	and private institutions of higher education in Virginia,			
22	but recipients of Outstanding Faculty Recognition			
23	Awards shall not be eligible for the awards in			
24	subsequent years.			
25	149.	Higher Education Academic, Fiscal, and Facility		
26		Planning and Coordination (11100).....		\$11,719,318
27		Higher Education Coordination and Review (11104).....	\$10,893,952	\$10,893,952
28		Regulation of Private and Out-Of-State Institutions		
29		(11105) .....	\$825,366	\$825,366
30		Fund Sources: General.....	\$10,893,952	\$10,893,952
31		Special.....	\$825,366	\$825,366
32		Authority: §§ 23-9.3, 23-9.6:1, 23-20, , 23-38.13, and		
33		23-38.45, Code of Virginia; SJR 22 (1949).		
34		A. 1. It is the intent of the General Assembly to		
35		provide general fund support to contract with Mary		
36		Baldwin College for Virginia women resident students		
37		to participate in the Virginia Women's Institute for		
38		Leadership at Mary Baldwin College.		
39		2. The amounts included in this Item is \$571,899 the		
40		first year and \$571,899 the second year from the		
41		general fund for the programmatic administration of		
42		this program.		
43		3. General fund appropriations provided under this		
44		contract include financial incentive for the participating		
45		students at Mary Baldwin College in the Virginia		
46		Women's Institute for Leadership program. Students		
47		receiving this financial incentive will not be eligible for		
48		Tuition Assistance Grants.		
49		B. The State Council of Higher Education for Virginia		
50		(SCHEV), with direction from the Secretary of		
51		Education, shall develop a six-year statewide strategic		
52		plan for higher education. As part of this planning		
53		process and consistent with the provisions of Chapters		

ITEM 149.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	933 and 945, 2005 Acts of Assembly, Virginia's public				
2	colleges and universities shall develop six-year				
3	financial, enrollment, and academic plans that include				
4	strategies to meet statewide higher education goals. In				
5	this planning process and consistent with the provisions				
6	of Chapters 933 and 945, 2005 Acts of Assembly,				
7	SCHEV shall also require institutions to provide annual				
8	updates on their strategic plans. Such reports shall				
9	include (i) progress in meeting both state and				
10	institutional goals and (ii) specific actions to restructure				
11	institutional activities and programs to meet state and				
12	institutional goals.				
13	C. In discharging the responsibilities specified in				
14	§ 23-272 D, Code of Virginia, the State Council of				
15	Higher Education for Virginia shall provide exemptions				
16	to individual proprietorships, associations,				
17	copartnerships or corporations which are now or in the				
18	future will be using the words "college" or "university"				
19	in their training programs solely for their employees or				
20	customers, which do not offer degree-granting				
21	programs, and whose name includes the word "college"				
22	or "university" in a context from which it clearly				
23	appears that such entity is not an educational				
24	institution.				
25	D. Out of this appropriation, \$91,493 the first year and				
26	one position from the general fund and \$91,493 and				
27	one position from the general fund the second year is				
28	designated for the purpose of coordination of				
29	articulation activities from the state's community				
30	colleges and Richard Bland College to ensure				
31	compliance with the 2005 Restructured Higher				
32	Education Financial and Administrative Operations Act.				
33	E. Out of the appropriation for Higher Education				
34	Coordination and Review, \$6,003,177 the first year and				
35	\$6,003,177 the second year from the general fund is				
36	provided for continuation of the Virtual Library of				
37	Virginia. Funding for the Virtual Library of Virginia is				
38	provided for the benefit of students and faculty at the				
39	Commonwealth's public institutions of higher education				
40	and participating nonprofit, independent private colleges				
41	and universities. Out of this amount, \$396,785 in each				
42	year is earmarked to allow the participation of				
43	nonprofit, independent private colleges and universities.				
44	F.1. The State Council of Higher Education for Virginia				
45	and the Secretary of Education, in conjunction with the				
46	three medical schools, University of Virginia, Virginia				
47	Commonwealth University, and Eastern Virginia				
48	Medical School, shall monitor the results of the				
49	Generalist Initiative, especially the decisions of				
50	graduates from the undergraduate medical programs to				
51	enter generalist residencies, and the composition of the				
52	residencies in the two associated academic health				
53	centers. The three medical schools shall report				
54	biennially to the State Council by October 1. It is the				
55	intent of the General Assembly that:				
56	a. The three medical schools shall maintain the efforts				
57	to educate and train sufficient generalist physicians to				
58	meet the needs of the Commonwealth, recognizing the				
59	Commonwealth's need for generalist physicians in				

ITEM 149.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	medically underserved regions of the state. Further, the			
2	medical schools shall support medical education and			
3	training in the principles of generalist medicine for all			
4	undergraduate medical students, regardless of their			
5	chosen specialty or field of study.			
6	b. The three medical schools shall jointly collect and			
7	report on their production of generalist residents to the			
8	Secretary of Education and the State Council of Higher			
9	Education biennially.			
10	c. The State Council of Higher Education for Virginia			
11	shall set forth the reporting requirements in consultation			
12	with the three medical schools.			
13	d. The State Council shall, in consultation with the			
14	University of Virginia, Virginia Commonwealth			
15	University, and Eastern Virginia Medical School,			
16	provide a summary of the biennial report to the			
17	Chairmen of the House Appropriations and Senate			
18	Finance Committees by November 1, and shall include			
19	policy and funding recommendations, as appropriate, to			
20	address the need for medical education and training in			
21	the Commonwealth.			
22	G. Out of this appropriation, \$825,366 the first year			
23	and four positions from nongeneral funds and \$825,366			
24	the second year and four positions from nongeneral			
25	funds is provided to support higher education			
26	coordination and review services, including expenses			
27	incurred in the regulation and oversight of the private			
28	and out-of-state postsecondary institutions and			
29	proprietary schools operating in Virginia. These funds			
30	will be generated through fee schedules developed			
31	pursuant to § 23-276.9, Code of Virginia.			
32	H.1. Out of this appropriation, \$586,870 and six			
33	positions each year from the general fund are provided			
34	in recognition of the increased role that the State			
35	Council of Higher Education must play in: (i)			
36	coordinating Virginia's system of higher education; (ii)			
37	aligning statewide enrollment demand with institutional			
38	enrollment projections; (iii) providing guidance and			
39	oversight in the development and routine update of			
40	six-year financial, academic, and enrollment plans; and			
41	(iv) making policy recommendations to the Governor			
42	and General Assembly that ensure the Commonwealth's			
43	needs with respect to higher education are met			
44	consistently.			
45	2. Specifically, these funds are provided to enhance the			
46	agency's capacity to: (i) collect and analyze data; (ii)			
47	conduct rigorous policy reviews, as needed; and (iii)			
48	evaluate and make recommendations related to resource			
49	needs, allocations, and systemwide funding policies. In			
50	addition to these funds, existing agency resources shall			
51	be reallocated and reprioritized in order to meet the			
52	needs of the Governor and General Assembly for			
53	routine assessments of the academic program and			
54	strategic planning efforts of Virginia's colleges and			
55	universities.			
56	I. The State Council of Higher Education for Virginia			
57	(SCHEV), in consultation with the House			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 149.</b>					
1	Appropriations Committee, the Senate Finance				
2	Committee, the Department of General Services and the				
3	Department of Planning and Budget, shall develop a				
4	six-year capital outlay plan for higher education				
5	institutions including affiliated entities. As a part of				
6	this plan SCHEV shall consider (i) current funding				
7	mechanisms for capital projects and improvements at				
8	the Commonwealth's institutions of higher education,				
9	including general obligation bonds and other viable				
10	funding methods; (ii) mechanisms to assist private				
11	institutions of higher education in the Commonwealth				
12	with their capital needs.				
13	J. The Executive Director of the State Council of				
14	Higher Education for Virginia (SCHEV) may appoint				
15	an advisory committee to assist the Council with				
16	technology-enriched learning initiatives. The advisory				
17	committee may assist the Council in (i) developing				
18	innovative, cost-effective, technology-enriched teaching				
19	and learning initiatives, including distance and				
20	distributed learning initiatives; (ii) improving				
21	cooperation among and between the public and private				
22	institutions of higher education in the Commonwealth;				
23	(iii) improving efficiency and expand the availability of				
24	technology-enriched courses; and (iv) facilitating the				
25	sharing of research and experience to improve student				
26	learning.				
27	150. Higher Education Federal Programs Coordination				
28	(11200) .....			\$2,440,426	\$2,440,426
29	Higher Education Federal Programs Coordination				
30	(11201) .....	\$2,440,426	\$2,440,426		
31	Fund Sources: Federal Trust.....	\$2,440,426	\$2,440,426		
32	Authority: Title 23, Chapter 20, Code of Virginia.				
33	Out of this appropriation, \$2,440,426 the first year from				
34	nongeneral funds and \$2,440,426 the second year from				
35	nongeneral funds is designated for grants to improve				
36	teacher quality (No Child Left Behind Act).				
37	151. Financial Assistance for Public Education (Categorical)				
38	(17100) .....			\$2,623,635	\$2,623,635
39	Early Awareness and Readiness Programs (17117) .....	\$2,623,635	\$2,623,635		
40	Fund Sources: Federal Trust.....	\$2,623,635	\$2,623,635		
41	Authority: Discretionary Inclusion				
42	Out of this appropriation, \$2,623,635 the first year from				
43	nongeneral funds and \$2,623,635 the second year from				
44	nongeneral funds is designated for the Gaining Early				
45	Awareness and Readiness for Undergraduate Programs				
46	(GEAR-UP) grant.				
47	Total for State Council of Higher Education for				
48	Virginia.....			<b>\$90,150,140</b>	<b>\$90,150,140</b>
49	General Fund Positions.....	37.00	37.00		
50	Nongeneral Fund Positions.....	14.00	14.00		
51	Position Level .....	51.00	51.00		

ITEM 151.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$82,206,741	\$82,206,741		
2	Special.....	\$910,366	\$910,366		
3	Dedicated Special Revenue.....	\$250,000	\$250,000		
4	Federal Trust.....	\$6,783,033	\$6,783,033		
5	<b>§ 1-50. CHRISTOPHER NEWPORT UNIVERSITY (242)</b>				
6	152. Educational and General Programs (10000).....			\$52,247,795	\$53,564,328
7	Higher Education Instruction (100101).....	\$28,104,764	\$29,421,047		
8	Higher Education Public Services (100103).....	\$8,299	\$8,299		
9	Higher Education Academic Support (100104).....	\$8,170,780	\$8,170,780		
10	Higher Education Student Services (100105).....	\$4,443,968	\$4,444,218		
11	Higher Education Institutional Support (100106).....	\$5,371,592	\$5,371,592		
12	Operation and Maintenance of Plant (100107).....	\$6,148,392	\$6,148,392		
13	Fund Sources: General.....	\$28,554,471	\$28,554,471		
14	Higher Education Operating.....	\$23,693,324	\$25,009,857		
15	Authority: Title 23, Chapter 5.3, Code of Virginia.				
16	A. This item includes general and nongeneral fund				
17	appropriations to support institutional initiatives that				
18	help meet statewide goals described in the Restructured				
19	Higher Education Financial and Administrative				
20	Operations Act of 2005 (Chapters 933 and 945, 2005				
21	Acts of Assembly).				
22	B. Out of this appropriation, \$159,840 the first year and				
23	\$159,840 the second year from the general fund is				
24	designated for the costs to lease and equip space for				
25	activities related to technology transfer, research, and				
26	graduate work.				
27	C. As Virginia's public colleges and universities				
28	approach full funding of the base adequacy guidelines				
29	and as the General Assembly strives to fully fund the				
30	general fund share of the base adequacy guidelines,				
31	these funds are provided with the intent that, in				
32	exercising their authority to set tuition and fees, the				
33	Board of Visitors shall take into consideration the				
34	impact of escalating college costs for Virginia students				
35	and families. In accordance with the cost-sharing goals				
36	set forth in § 4-2.01 b. of this act, the Board of Visitors				
37	is encouraged to limit increases on tuition and				
38	mandatory educational and general fees for in-state,				
39	undergraduate students to the extent possible.				
40	153. Higher Education Student Financial Assistance (10800)..			\$3,773,990	\$3,773,990
41	Scholarships (10810).....	\$3,773,990	\$3,773,990		
42	Fund Sources: General.....	\$3,773,990	\$3,773,990		
43	Authority: Title 23, Chapter 5.3, Code of Virginia.				
44	154. Financial Assistance for Educational and General			\$3,537,720	\$3,537,720
45	Services (11000).....				
46	Sponsored Programs (11004).....	\$3,537,720	\$3,537,720		
47	Fund Sources: General.....	\$237,500	\$237,500		
48	Higher Education Operating.....	\$3,300,220	\$3,300,220		
49	Authority: Title 23, Chapter 5.3, Code of Virginia.				
50	The Higher Education Operating fund source listed in				

ITEM 154.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	this Item is considered to be a sum sufficient				
2	appropriation, which is an estimate of funding required				
3	by the University to cover sponsored program				
4	operations.				
5	155. Higher Education Auxiliary Enterprises (80900)				
6	a sum sufficient, estimated at.....			\$50,885,481	\$50,885,481
7	Food Services (80910).....	\$8,992,980	\$8,992,980		
8	Bookstores and other Stores (80920).....	\$4,709,300	\$4,709,300		
9	Residential Services (80930).....	\$17,722,784	\$17,722,784		
10	Parking and Transportation Systems and Services				
11	(80940).....	\$1,249,238	\$1,249,238		
12	Recreational and Intramural Programs (80980).....	\$135,000	\$135,000		
13	Other Enterprise Functions (80990).....	\$10,078,617	\$10,078,617		
14	Intercollegiate Athletics (80995).....	\$7,997,562	\$7,997,562		
15	Fund Sources: Higher Education Operating.....	\$40,189,718	\$40,189,718		
16	Debt Service.....	\$10,695,763	\$10,695,763		
17	Authority: Title 23, Chapter 5.3, Code of Virginia.				
18	Total for Christopher Newport University.....			\$110,444,986	\$111,761,519
19	General Fund Positions.....	330.96	330.96		
20	Nongeneral Fund Positions.....	455.78	473.78		
21	Position Level.....	786.74	804.74		
22	Fund Sources: General.....	\$32,565,961	\$32,565,961		
23	Higher Education Operating.....	\$67,183,262	\$68,499,795		
24	Debt Service.....	\$10,695,763	\$10,695,763		
25	<b>§ 1-51. THE COLLEGE OF WILLIAM AND MARY IN VIRGINIA (204)</b>				
26	156. Educational and General Programs (10000).....			\$131,775,424	\$131,775,424
27	Higher Education Instruction (100101).....	\$73,647,857	\$73,647,857		
28	Higher Education Research (100102).....	\$1,427,772	\$1,427,772		
29	Higher Education Public Services (100103).....	\$8,298	\$8,298		
30	Higher Education Academic Support (100104).....	\$22,892,870	\$22,892,870		
31	Higher Education Student Services (100105).....	\$5,859,330	\$5,859,330		
32	Higher Education Institutional Support (100106).....	\$13,603,220	\$13,603,220		
33	Operation and Maintenance of Plant (100107).....	\$14,336,077	\$14,336,077		
34	Fund Sources: General.....	\$49,153,986	\$49,153,986		
35	Higher Education Operating.....	\$82,370,219	\$82,370,219		
36	Debt Service.....	\$251,219	\$251,219		
37	Authority: Title 23, Chapter 5, 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 the amounts for Higher Education Research,				
45	\$342,201 the first year and \$342,201 the second year				
46	from the general fund shall be made available as				
47	administrative support for the operation of the Thomas				
48	Jefferson National Accelerator Facility (Jefferson Lab).				
49	C. Out of this appropriation, \$279,072 the first year and				
50	\$279,072 the second year from the general fund is				
51	designated for the costs to lease and equip space for				

ITEM 156.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	activities related to technology transfer, research, and				
2	graduate work.				
3	D. 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	E. The appropriation for the fund source Higher				
17	Education Operating in this Item shall be considered a				
18	sum sufficient appropriation, which is an estimate of				
19	the amount of revenues to be collected for the				
20	educational and general program under the terms of the				
21	management agreement between the College of William				
22	and Mary and the Commonwealth, as set forth in				
23	Chapters 933 and 943 of the 2006 Acts of Assembly.				
24	157. Higher Education Student Financial Assistance (10800)..			\$8,097,981	\$8,097,981
25	Scholarships (10810).....	\$7,113,662	\$7,113,662		
26	Fellowships (10820).....	\$984,319	\$984,319		
27	Fund Sources: General.....	\$3,417,694	\$3,417,694		
28	Higher Education Operating.....	\$4,680,287	\$4,680,287		
29	Authority: Title 23, Chapter 5, Code of Virginia.				
30	Higher education operating funds appropriated in this				
31	program may be allocated for need-based aid to				
32	Virginia undergraduate students to enhance the quality				
33	and diversity of the student body.				
34	158. Financial Assistance for Educational and General			\$31,946,609	\$31,746,609
35	Services (11000).....				
36	Eminent Scholars (11001).....	\$2,355,581	\$2,355,581		
37	Sponsored Programs (11004).....	\$29,591,028	\$29,391,028		
38	Fund Sources: General.....	\$200,000	\$0		
39	Higher Education Operating.....	\$31,561,415	\$31,561,415		
40	Debt Service.....	\$185,194	\$185,194		
41	Authority: Title 23, Chapter 5, Code of Virginia.				
42	A. Out of this appropriation, \$200,000 from the general				
43	fund and \$400,000 from nongeneral funds the first year				
44	and \$400,000 the second year from nongeneral funds is				
45	designated to support research capacity in biomedical				
46	research and biomaterials engineering. This reflects the				
47	Commonwealth's commitment to research with an				
48	emphasis on the development of self-sustaining				
49	enterprises that continue beyond the 2008-2010				
50	biennium.				
51	B. The Higher Education Operating fund source listed				



ITEM 158.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	in this Item is considered to be a sum sufficient				
2	appropriation, which is an estimate of funding required				
3	by the college to cover sponsored program operations.				
4	159. Higher Education Auxiliary Enterprises (80900)				
5	a sum sufficient, estimated at.....			\$55,834,029	\$55,834,029
6	Food Services (80910).....	\$9,834,700	\$9,834,700		
7	Bookstores and other Stores (80920).....	\$1,289,618	\$1,289,618		
8	Residential Services (80930).....	\$17,941,130	\$17,941,130		
9	Parking and Transportation Systems and Services				
10	(80940) .....	\$1,924,715	\$1,924,715		
11	Telecommunications Systems and Services (80950).....	\$4,548,498	\$4,548,498		
12	Student Health Services (80960).....	\$2,171,074	\$2,171,074		
13	Student Unions and Recreational Facilities (80970).....	\$5,629,570	\$5,629,570		
14	Recreational and Intramural Programs (80980).....	\$458,349	\$458,349		
15	Other Enterprise Functions (80990).....	\$4,218,433	\$4,218,433		
16	Intercollegiate Athletics (80995) .....	\$7,817,942	\$7,817,942		
17	Fund Sources: Higher Education Operating.....	\$44,277,768	\$44,277,768		
18	Debt Service.....	\$11,556,261	\$11,556,261		
19	Authority: Title 23, Chapter 5, Code of Virginia.				
20	Nongeneral fund revenue in excess of operating costs				
21	for the National Planned Giving Institute may be				
22	transferred to the Endowment Association of The				
23	College of William and Mary in Virginia in accordance				
24	with the wishes of the donor. At the close of each				
25	fiscal year, the College shall notify the Director,				
26	Department of Planning and Budget, of the amount				
27	transferred.				
28	Total for The College of William and Mary in Virginia..			\$227,654,043	\$227,454,043
29	General Fund Positions.....	542.66	542.66		
30	Nongeneral Fund Positions.....	859.79	859.79		
31	Position Level .....	1,402.45	1,402.45		
32	Fund Sources: General .....	\$52,771,680	\$52,571,680		
33	Higher Education Operating.....	\$162,889,689	\$162,889,689		
34	Debt Service.....	\$11,992,674	\$11,992,674		
35	<b>Richard Bland College (241)</b>				
36	160. Educational and General Programs (10000).....			\$9,253,816	\$9,253,816
37	Higher Education Instruction (100101).....	\$3,692,278	\$3,692,278		
38	Higher Education Public Services (100103).....	\$4,500	\$4,500		
39	Higher Education Academic Support (100104).....	\$508,800	\$508,800		
40	Higher Education Student Services (100105).....	\$1,008,422	\$1,008,422		
41	Higher Education Institutional Support (100106).....	\$2,734,373	\$2,734,373		
42	Operation and Maintenance of Plant (100107).....	\$1,305,443	\$1,305,443		
43	Fund Sources: General .....	\$6,043,982	\$6,043,982		
44	Higher Education Operating.....	\$3,209,834	\$3,209,834		
45	Authority: Title 23, Chapter 5, Code of Virginia.				
46	A. This Item includes general and nongeneral fund				
47	appropriations to support institutional initiatives that				
48	help meet statewide goals described in the Restructured				
49	Higher Education Financial and Administrative				
50	Operations Act of 2005 (Chapters 933 and 945, 2005				
51	Acts of Assembly).				

ITEM 160.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. Out of this appropriation \$109,256 from the general				
2	fund and \$54,056 from nongeneral funds the first year				
3	and \$109,256 from the general fund and \$54,056 from				
4	nongeneral funds the second year is provided for the				
5	third and fourth of five annual payments for the				
6	procurement of several information technology support				
7	items totaling \$720,000. The annual payment in year				
8	five is expected to be \$109,256 from the general fund				
9	and \$54,056 from nongeneral funds.				
10	C. 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 Section 4-2.01 b. of this act, the Board of				
20	Visitors 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	161. Higher Education Student Financial Assistance (10800)..			\$291,144	\$291,144
24	Scholarships (10810).....	\$291,144	\$291,144		
25	Fund Sources: General.....	\$291,144	\$291,144		
26	Authority: Title 23, Chapter 5, Code of Virginia.				
27	162. Financial Assistance for Educational and General				
28	Services (11000)				
29	a sum sufficient, estimated at.....			\$335,110	\$335,110
30	Sponsored Programs (11004).....	\$335,110	\$335,110		
31	Fund Sources: Higher Education Operating.....	\$335,110	\$335,110		
32	Authority: Title 23, Chapter 5, Code of Virginia.				
33	163. Higher Education Auxiliary Enterprises (80900)				
34	a sum sufficient, estimated at.....			\$1,284,000	\$2,722,000
35	Food Services (80910).....	\$6,000	\$6,000		
36	Bookstores and other Stores (80920).....	\$200,000	\$200,000		
37	Residential Services (80930).....	\$956,500	\$2,394,500		
38	Parking and Transportation Systems and Services				
39	(80940).....	\$83,500	\$83,500		
40	Recreational and Intramural Programs (80980).....	\$4,000	\$4,000		
41	Other Enterprise Functions (80990).....	\$34,000	\$34,000		
42	Fund Sources: Higher Education Operating.....	\$1,284,000	\$2,722,000		
43	Authority: Title 23, Chapter 5, Code of Virginia.				
44	Total for Richard Bland College.....			<b>\$11,164,070</b>	<b>\$12,602,070</b>
45	General Fund Positions.....	70.43	70.43		
46	Nongeneral Fund Positions.....	40.73	40.73		
47	Position Level .....	111.16	111.16		
48	Fund Sources: General.....	\$6,335,126	\$6,335,126		
49	Higher Education Operating.....	\$4,828,944	\$6,266,944		

ITEM 164.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>Virginia Institute of Marine Science (268)</b>				
2	164. Educational and General Programs (10000).....			\$22,961,326	\$22,961,326
3	Higher Education Instruction (100101).....	\$1,983,395	\$1,983,395		
4	Higher Education Research (100102).....	\$10,166,934	\$10,166,934		
5	Higher Education Academic Support (100104).....	\$4,318,074	\$4,318,074		
6	Higher Education Institutional Support (100106).....	\$2,893,343	\$2,893,343		
7	Operation and Maintenance of Plant (100107).....	\$3,599,580	\$3,599,580		
8	Fund Sources: General.....	\$21,200,138	\$21,200,138		
9	Higher Education Operating.....	\$1,761,188	\$1,761,188		
10	Authority: Title 23, Chapter 5, and Title 28.2, Chapter				
11	11, Code of Virginia.				
12	A. This Item includes general and nongeneral fund				
13	appropriations to support institutional initiatives that				
14	help meet statewide goals described in the Restructured				
15	Higher Education Financial and Administrative				
16	Operations Act of 2005 (Chapters 933 and 945, 2005				
17	Acts of Assembly).				
18	B. If sufficient appropriations are not made available by				
19	the Commonwealth, it shall not be necessary for the				
20	Virginia Institute of Marine Science to reallocate funds				
21	from existing research projects to provide the funding				
22	for research mandated in the Code of Virginia or in the				
23	Appropriation Act.				
24	C. Out of this appropriation, \$280,000 and four				
25	positions the first year and \$280,000 and four positions				
26	the second year from the general fund is designated to				
27	support an Aquaculture Genetics and Breeding				
28	Technology Center at the Virginia Institute of Marine				
29	Science. The center shall coordinate its efforts with the				
30	repletion program of the Virginia Marine Resources				
31	Commission.				
32	D. It is the intent of the General Assembly that the				
33	development of a disease resistant native oyster remains				
34	a high priority for oyster-related research activities at				
35	the Virginia Institute of Marine Science.				
36	E. Out of this appropriation, \$90,000 the first year and				
37	\$90,000 the second year from the general fund is				
38	provided for the continuation of the Clean Marina				
39	Program. This additional funding will allow the				
40	Virginia Institute of Marine Science to provide				
41	education, outreach, and technical assistance to the				
42	Commonwealth's marinas in an effort to improve water				
43	quality.				
44	F. Out of this appropriation, \$185,000 the first year and				
45	\$185,000 the second year from the general fund is				
46	designated for the monitoring of the Chesapeake Bay's				
47	blue crab population. This additional support will				
48	permit the Virginia Institute of Marine Science to				
49	generate the data necessary to develop fishery				
50	management plans, determine in-danger habitats, and				
51	project the annual blue crab catch.				
52	G. Notwithstanding Chapter 719, 1999 Acts of				
53	Assembly, out of this appropriation, \$210,000 the first				

ITEM 164.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	year and \$210,000 the second year from the general				
2	fund shall be provided to the Virginia Institute of				
3	Marine Science to support the Fishery Resource Grant				
4	Fund and Program. Expenditures and disbursements				
5	from the Fund shall be made by the State Treasurer on				
6	warrants issued by the Comptroller upon written request				
7	of the President of the College of William and Mary.				
8	165. Higher Education Student Financial Assistance (10800)..			\$238,527	\$238,527
9	Fellowships (10820).....	\$238,527	\$238,527		
10	Fund Sources: General.....	\$238,527	\$238,527		
11	166. Financial Assistance for Educational and General				
12	Services (11000).....			\$23,054,059	\$23,054,059
13	Sponsored Programs (11004).....	\$23,054,059	\$23,054,059		
14	Fund Sources: Higher Education Operating.....	\$23,054,059	\$23,054,059		
15	Authority: Title 23, Chapter 5 and Title 28.2, Chapter				
16	11, Code of Virginia.				
17	A. 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 Institute to cover sponsored program operations.				
21	B. Out of the amounts for sponsored programs \$50,000				
22	the first year and \$50,000 the second year in				
23	nongeneral funds shall be paid from the Marine Fishing				
24	Improvement Fund to support the Mariculture and				
25	Marine Product Advisory Program.				
26	Total for Virginia Institute of Marine Science.....			<b>\$46,253,912</b>	<b>\$46,253,912</b>
27	General Fund Positions.....	270.77	270.77		
28	Nongeneral Fund Positions.....	99.30	99.30		
29	Position Level.....	370.07	370.07		
30	Fund Sources: General.....	\$21,438,665	\$21,438,665		
31	Higher Education Operating.....	\$24,815,247	\$24,815,247		
32	Grand Total for The College of William and Mary in				
33	Virginia.....			<b>\$285,072,025</b>	<b>\$286,310,025</b>
34	General Fund Positions.....	883.86	883.86		
35	Nongeneral Fund Positions.....	999.82	999.82		
36	Position Level.....	1,883.68	1,883.68		
37	Fund Sources: General.....	\$80,545,471	\$80,345,471		
38	Higher Education Operating.....	\$192,533,880	\$193,971,880		
39	Debt Service.....	\$11,992,674	\$11,992,674		
40					
	<b>§ 1-52. GEORGE MASON UNIVERSITY (247)</b>				
41	167. Educational and General Programs (10000).....			\$344,362,694	\$344,362,694
42	Higher Education Instruction (100101).....	\$204,909,427	\$204,909,427		
43	Higher Education Public Services (100103).....	\$1,486,323	\$1,486,323		
44	Higher Education Academic Support (100104).....	\$50,964,706	\$50,964,706		
45	Higher Education Student Services (100105).....	\$17,431,349	\$17,431,349		
46	Higher Education Institutional Support (100106).....	\$41,060,402	\$41,060,402		
47	Operation and Maintenance of Plant (100107).....	\$28,510,487	\$28,510,487		

ITEM 167.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$139,778,482	\$139,778,482		
2	Higher Education Operating.....	\$204,584,212	\$204,584,212		
3	Authority: Title 23, Chapter 9.1, Code of Virginia.				
4	A. This Item includes general and nongeneral fund				
5	appropriations to support institutional initiatives that				
6	help meet statewide goals as described in the				
7	Restructured Higher Education Financial and				
8	Administrative Operations Act of 2005 (Chapters 933				
9	and 945, 2005 Acts of Assembly).				
10	B. Out of this appropriation, an amount estimated at				
11	\$289,614 from the general fund and \$124,120 from				
12	nongeneral funds the first year and \$289,614 from the				
13	general fund and \$124,120 from nongeneral funds the				
14	second year is designated for the educational				
15	telecommunications project to provide graduate				
16	engineering education, subject to a plan approved by				
17	the State Council of Higher Education for Virginia.				
18	C. Out of this appropriation, \$459,125 the first year and				
19	\$459,125 the second year from the general fund is				
20	designated for the Institute for Conflict Analysis				
21	D. As Virginia's public colleges and universities				
22	approach full funding of the base adequacy guidelines				
23	and as the General Assembly strives to fully fund the				
24	general fund share of the base adequacy guidelines,				
25	these funds are provided with the intent that, in				
26	exercising their authority to set tuition and fees, the				
27	Board of Visitors shall take into consideration the				
28	impact of escalating college costs for Virginia students				
29	and families. In accordance with the cost-sharing goals				
30	set forth in § 4-2.01 b. of this act, the Board of Visitors				
31	is encouraged to limit increases on tuition and				
32	mandatory educational and general fees for in-state,				
33	undergraduate students to the extent possible.				
34	168. Higher Education Student Financial Assistance (10800)..			\$14,229,203	\$14,229,203
35	Scholarships (10810).....	\$12,608,485	\$12,608,485		
36	Fellowships (10820).....	\$1,620,718	\$1,620,718		
37	Fund Sources: General.....	\$13,029,203	\$13,029,203		
38	Higher Education Operating.....	\$1,200,000	\$1,200,000		
39	Authority: Title 23, Chapter 9.1, Code of Virginia.				
40	169. Financial Assistance for Educational and General				
41	Services (11000).....			\$164,812,223	\$161,812,223
42	Eminent Scholars (11001).....	\$1,000,000	\$1,000,000		
43	Sponsored Programs (11004).....	\$163,812,223	\$160,812,223		
44	Fund Sources: General.....	\$3,000,000	\$0		
45	Higher Education Operating.....	\$161,812,223	\$161,812,223		
46	Authority: Title 23, Chapter 9.1, Code of Virginia.				
47	A. Out of this appropriation, \$3,000,000 from the				
48	general fund and \$5,850,000 from nongeneral funds the				
49	first year and \$5,850,000 the second year from				
50	nongeneral funds is designated to support research				
51	capacity in biomedical and biomaterials engineering.				
52	This reflects the Commonwealth's commitment to				

ITEM 169.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	research with an emphasis on the development of				
2	self-sustaining enterprises that continue beyond the				
3	2008-2010 biennium.				
4	B. The Higher Education Operating fund source listed				
5	in this Item is considered to be a sum sufficient				
6	appropriation, which is an estimate of funding required				
7	by the university to cover sponsored program				
8	operations.				
9	170. Higher Education Auxiliary Enterprises (80900)				
10	a sum sufficient, estimated at .....			\$123,311,732	\$136,611,732
11	Food Services (80910).....	\$10,400,000	\$11,400,000		
12	Bookstores and other Stores (80920).....	\$2,235,319	\$2,235,319		
13	Residential Services (80930).....	\$34,957,620	\$38,328,810		
14	Parking and Transportation Systems and Services				
15	(80940) .....	\$7,617,088	\$10,917,088		
16	Telecommunications Systems and Services (80950).....	\$4,458,252	\$4,458,252		
17	Student Health Services (80960).....	\$2,293,467	\$2,543,467		
18	Student Unions and Recreational Facilities (80970).....	\$14,999,579	\$16,699,579		
19	Recreational and Intramural Programs (80980).....	\$5,923,103	\$5,923,103		
20	Other Enterprise Functions (80990).....	\$28,114,918	\$31,793,728		
21	Intercollegiate Athletics (80995).....	\$12,312,386	\$12,312,386		
22	Fund Sources: Higher Education Operating.....	\$111,369,532	\$124,669,532		
23	Debt Service.....	\$11,942,200	\$11,942,200		
24	Authority: Title 23, Chapter 9.1, Code of Virginia.				
25	Total for George Mason University .....			<b>\$646,715,852</b>	<b>\$657,015,852</b>
26	General Fund Positions.....	1,081.14	1,081.14		
27	Nongeneral Fund Positions.....	2,383.57	2,383.57		
28	Position Level .....	3,464.71	3,464.71		
29	Fund Sources: General.....	\$155,807,685	\$152,807,685		
30	Higher Education Operating.....	\$478,965,967	\$492,265,967		
31	Debt Service.....	\$11,942,200	\$11,942,200		
32					
	<b>§ 1-53. JAMES MADISON UNIVERSITY (216)</b>				
33	171. Educational and General Programs (10000).....			\$206,453,573	\$206,453,573
34	Higher Education Instruction (100101).....	\$121,586,034	\$121,586,034		
35	Higher Education Research (100102) .....	\$322,538	\$322,538		
36	Higher Education Public Services (100103).....	\$868,559	\$868,559		
37	Higher Education Academic Support (100104).....	\$23,052,078	\$23,052,078		
38	Higher Education Student Services (100105).....	\$9,545,870	\$9,545,870		
39	Higher Education Institutional Support (100106).....	\$29,109,906	\$29,109,906		
40	Operation and Maintenance of Plant (100107).....	\$21,968,588	\$21,968,588		
41	Fund Sources: General.....	\$78,310,994	\$78,310,994		
42	Higher Education Operating.....	\$126,893,149	\$126,893,149		
43	Debt Service.....	\$1,249,430	\$1,249,430		
44	Authority: Title 23, Chapter 12.1, Code of 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 University is authorized to continue offering its				

ITEM 171.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	existing doctoral degree in psychology and a limited				
2	number of other doctoral programs in specialized areas				
3	with approval from the State Council of Higher				
4	Education for Virginia. These doctoral programs are				
5	niche programs, consistent with the comprehensive				
6	mission of the University, and are targeted to meet				
7	critical needs in the Commonwealth.				
8	C. 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	172.	Higher Education Student Financial Assistance (10800)..		\$8,470,546	\$8,470,546
22		Scholarships (10810).....	\$8,080,324	\$8,080,324	
23		Fellowships (10820).....	\$390,222	\$390,222	
24		Fund Sources: General.....	\$6,463,204	\$6,463,204	
25		Higher Education Operating.....	\$2,007,342	\$2,007,342	
26		Authority: Title 23, Chapter 12.1, Code of Virginia.			
27	173.	Financial Assistance for Educational and General			
28		Services (11000)			
29		a sum sufficient, estimated at.....		\$36,936,471	\$36,936,471
30		Eminent Scholars (11001).....	\$39,031	\$39,031	
31		Sponsored Programs (11004).....	\$36,897,440	\$36,897,440	
32		Fund Sources: Higher Education Operating.....	\$36,936,471	\$36,936,471	
33		Authority: Title 23, Chapter 12.1, Code of Virginia.			
34	174.	Higher Education Auxiliary Enterprises (80900)			
35		a sum sufficient, estimated at.....		\$126,990,633	\$139,483,265
36		Food Services (80910).....	\$39,086,766	\$43,575,019	
37		Bookstores and other Stores (80920).....	\$1,308,654	\$1,308,654	
38		Residential Services (80930).....	\$23,401,771	\$26,327,907	
39		Parking and Transportation Systems and Services			
40		(80940).....	\$5,123,484	\$5,271,992	
41		Telecommunications Systems and Services (80950).....	\$894,669	\$894,669	
42		Student Health Services (80960).....	\$3,666,761	\$3,997,575	
43		Student Unions and Recreational Facilities (80970).....	\$5,738,246	\$6,154,724	
44		Recreational and Intramural Programs (80980).....	\$5,426,758	\$6,056,049	
45		Other Enterprise Functions (80990).....	\$17,470,492	\$17,783,528	
46		Intercollegiate Athletics (80995).....	\$24,873,032	\$28,113,148	
47		Fund Sources: Higher Education Operating.....	\$110,745,044	\$117,901,161	
48		Debt Service.....	\$16,245,589	\$21,582,104	
49		Authority: Title 23, Chapter 12.1, Code of Virginia.			
50		Total for James Madison University.....		\$378,851,223	\$391,343,855

ITEM 174.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	947.33	947.33		
2	Nongeneral Fund Positions.....	1,843.61	1,871.11		
3	Position Level.....	2,790.94	2,818.44		
4	Fund Sources: General.....	\$84,774,198	\$84,774,198		
5	Higher Education Operating.....	\$276,582,006	\$283,738,123		
6	Debt Service.....	\$17,495,019	\$22,831,534		
7	<b>§ 1-54. LONGWOOD UNIVERSITY (214)</b>				
8	175. Educational and General Programs (10000).....			\$49,824,640	\$49,824,640
9	Higher Education Instruction (100101).....	\$24,064,470	\$24,064,470		
10	Higher Education Public Services (100103).....	\$596,948	\$596,948		
11	Higher Education Academic Support (100104).....	\$6,638,192	\$6,638,192		
12	Higher Education Student Services (100105).....	\$2,981,077	\$2,981,077		
13	Higher Education Institutional Support (100106).....	\$10,627,166	\$10,627,166		
14	Operation and Maintenance of Plant (100107).....	\$4,916,787	\$4,916,787		
15	Fund Sources: General.....	\$28,326,586	\$28,326,586		
16	Higher Education Operating.....	\$21,498,054	\$21,498,054		
17	Authority: Title 23, Chapter 15, 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 \$999,000 from the general				
25	fund and \$70,925 from nongeneral funds the first year				
26	and \$999,000 from the general fund and \$70,925 from				
27	nongeneral funds the second year is provided to assist				
28	with the third and fourth of five annual payments for				
29	the purchase and installation of the university's				
30	administrative information system.				
31	C. As Virginia's public colleges and universities				
32	approach full funding of the base adequacy guidelines				
33	and as the General Assembly strives to fully fund the				
34	general fund share of the base adequacy guidelines,				
35	these funds are provided with the intent that, in				
36	exercising their authority to set tuition and fees, the				
37	Board of Visitors shall take into consideration the				
38	impact of escalating college costs for Virginia students				
39	and families. In accordance with the cost-sharing goals				
40	set forth in Section 4-2.01 b. of this Act, the Board of				
41	Visitors is encouraged to limit increases on tuition and				
42	mandatory educational and general fees for in-state,				
43	undergraduate students to the extent possible.				
44	176. Higher Education Student Financial Assistance (10800)..			\$3,330,194	\$3,330,194
45	Scholarships (10810).....	\$3,330,194	\$3,330,194		
46	Fund Sources: General.....	\$3,330,194	\$3,330,194		
47	Authority: Title 23, Chapter 15, Code of Virginia.				
48	177. Financial Assistance for Educational and General				
49	Services (11000)				
50	a sum sufficient, estimated at.....			\$3,153,393	\$3,153,393
51	Sponsored Programs (11004).....	\$3,153,393	\$3,153,393		



ITEM 177.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Fund Sources: Higher Education Operating.....	\$3,153,393	\$3,153,393			
2	Authority: Title 23, Chapter 15, Code of Virginia.					
3	178. Higher Education Auxiliary Enterprises (80900)					
4	a sum sufficient, estimated at.....			\$35,723,795	\$35,723,795	
5	Food Services (80910).....	\$5,294,929	\$5,294,929			
6	Bookstores and other Stores (80920).....	\$1,000	\$1,000			
7	Residential Services (80930).....	\$7,952,214	\$7,952,214			
8	Parking and Transportation Systems and Services					
9	(80940) .....	\$720,410	\$720,410			
10	Telecommunications Systems and Services (80950).....	\$1,165,972	\$1,165,972			
11	Student Health Services (80960).....	\$413,424	\$413,424			
12	Student Unions and Recreational Facilities (80970).....	\$386,003	\$386,003			
13	Recreational and Intramural Programs (80980).....	\$134,838	\$134,838			
14	Other Enterprise Functions (80990).....	\$15,122,078	\$15,122,078			
15	Intercollegiate Athletics (80995) .....	\$4,532,927	\$4,532,927			
16	Fund Sources: Higher Education Operating.....	\$28,336,484	\$28,336,484			
17	Debt Service.....	\$7,387,311	\$7,387,311			
18	Authority: Title 23, Chapter 15, Code of Virginia.					
19	Total for Longwood University.....			\$92,032,022	\$92,032,022	
20	General Fund Positions.....	268.89	268.89			
21	Nongeneral Fund Positions.....	371.67	371.67			
22	Position Level .....	640.56	640.56			
23	Fund Sources: General.....	\$31,656,780	\$31,656,780			
24	Higher Education Operating.....	\$52,987,931	\$52,987,931			
25	Debt Service.....	\$7,387,311	\$7,387,311			
26	<b>§ 1-55. NORFOLK STATE UNIVERSITY (213)</b>					
27	179. Educational and General Programs (10000).....			\$80,625,418	\$80,625,418	
28	Higher Education Instruction (100101).....	\$36,255,474	\$36,255,474			
29	Higher Education Research (100102) .....	\$196,673	\$196,673			
30	Higher Education Public Services (100103).....	\$805,034	\$805,034			
31	Higher Education Academic Support (100104).....	\$10,026,907	\$10,026,907			
32	Higher Education Student Services (100105).....	\$5,258,695	\$5,258,695			
33	Higher Education Institutional Support (100106).....	\$16,643,605	\$16,643,605			
34	Operation and Maintenance of Plant (100107).....	\$11,439,030	\$11,439,030			
35	Fund Sources: General.....	\$46,943,930	\$46,943,930			
36	Higher Education Operating.....	\$33,681,488	\$33,681,488			
37	Authority: Title 23, Chapter 13.1, 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.1. Out of this appropriation, \$5,350,128 the first year					
45	and \$5,350,128 the second year from the general fund					
46	is designated for the recently initiated Bachelor of					
47	Science academic programs in Electronics Engineering					
48	and Optical Engineering and Master of Science					
49	academic programs in Electronics Engineering, Optical					
50	Engineering, Computer Science, and Criminal Justice.					

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

ITEM 179.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	impact of escalating college costs for Virginia students				
2	and families. In accordance with the cost-sharing goals				
3	set forth in § 4-2.01 b. of this act, the Board of Visitors				
4	is encouraged to limit increases on tuition and				
5	mandatory educational and general fees for in-state,				
6	undergraduate students to the extent possible.				
7	180. Higher Education Student Financial Assistance (10800)..			\$11,018,746	\$11,018,746
8	Scholarships (10810).....	\$11,018,746	\$11,018,746		
9	Fund Sources: General.....	\$6,118,746	\$6,118,746		
10	Higher Education Operating.....	\$4,900,000	\$4,900,000		
11	Authority: Title 23, Chapter 13.1, Code of Virginia.				
12	181. Financial Assistance for Educational and General				
13	Services (11000)				
14	a sum sufficient, estimated at.....			\$24,686,497	\$24,686,497
15	Sponsored Programs (11004).....	\$24,686,497	\$24,686,497		
16	Fund Sources: Higher Education Operating.....	\$24,686,497	\$24,686,497		
17	Authority: Title 23, Chapter 13.1, Code of Virginia.				
18	182. Higher Education Auxiliary Enterprises (80900)				
19	a sum sufficient, estimated at.....			\$33,605,988	\$33,605,988
20	Food Services (80910).....	\$2,341,243	\$2,341,243		
21	Bookstores and other Stores (80920).....	\$393,740	\$393,740		
22	Residential Services (80930).....	\$15,847,530	\$15,847,530		
23	Parking and Transportation Systems and Services				
24	(80940).....	\$458,180	\$458,180		
25	Student Unions and Recreational Facilities (80970).....	\$2,936,031	\$2,936,031		
26	Other Enterprise Functions (80990).....	\$4,818,970	\$4,818,970		
27	Intercollegiate Athletics (80995).....	\$6,810,294	\$6,810,294		
28	Fund Sources: Higher Education Operating.....	\$28,571,806	\$28,571,806		
29	Debt Service.....	\$5,034,182	\$5,034,182		
30	Authority: Title 23, Chapter 13.1, Code of Virginia.				
31	Total for Norfolk State University.....			<b>\$149,936,649</b>	<b>\$149,936,649</b>
32	General Fund Positions.....	483.70	483.70		
33	Nongeneral Fund Positions.....	498.67	498.67		
34	Position Level.....	982.37	982.37		
35	Fund Sources: General.....	\$53,062,676	\$53,062,676		
36	Higher Education Operating.....	\$91,839,791	\$91,839,791		
37	Debt Service.....	\$5,034,182	\$5,034,182		
38	<b>§ 1-56. OLD DOMINION UNIVERSITY (221)</b>				
39	183. Educational and General Programs (10000).....			\$211,643,283	\$211,643,283
40	Higher Education Instruction (100101).....	\$116,697,649	\$116,697,649		
41	Higher Education Research (100102).....	\$2,227,190	\$2,227,190		
42	Higher Education Public Services (100103).....	\$473,267	\$473,267		
43	Higher Education Academic Support (100104).....	\$45,226,060	\$45,226,060		
44	Higher Education Student Services (100105).....	\$8,620,750	\$8,620,750		
45	Higher Education Institutional Support (100106).....	\$22,569,572	\$22,569,572		
46	Operation and Maintenance of Plant (100107).....	\$15,828,795	\$15,828,795		
47	Fund Sources: General.....	\$110,699,568	\$110,699,568		
48	Higher Education Operating.....	\$100,943,715	\$100,943,715		

ITEM 183.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Authority: Title 23, Chapter 5.2, Code of Virginia.			
2	A.1. This Item includes general and nongeneral fund			
3	appropriations to support institutional initiatives that			
4	help meet statewide goals described in the Restructured			
5	Higher Education Financial and Administrative			
6	Operations Act of 2005 (Chapters 933 and 945, 2005			
7	Acts of Assembly).			
8	2. Out of this appropriation, the University may allocate			
9	funds to expand enrollment capacity through expansion			
10	of distance learning, TELETECHNET and summer			
11	school.			
12	B. Out of this appropriation shall be expended an			
13	amount estimated at \$431,013 from the general fund			
14	and \$198,244 from nongeneral funds the first year and			
15	\$431,013 from the general fund and \$198,244 from			
16	nongeneral funds the second year for the educational			
17	telecommunications project to provide graduate			
18	engineering education, subject to a plan approved by			
19	the State Council of Higher Education for Virginia.			
20	C. Out of this appropriation \$4,017,308 and 23.88			
21	positions the first year from the general fund and			
22	\$1,440,000 and 12.62 positions the first year from			
23	nongeneral funds and \$4,017,308 and 23.88 positions			
24	the second year from the general fund and \$1,440,000			
25	and 12.62 positions the second year from nongeneral			
26	funds is designated to operate distance learning sites			
27	across the Commonwealth.			
28	D.1. Out of this appropriation, \$425,088 the first year			
29	and \$425,088 the second year from the general fund is			
30	designated for the costs to lease and equip space for			
31	activities related to technology transfer, research, and			
32	graduate work.			
33	2. The lease agreement shall be approved by the			
34	Governor, pursuant to § 2.2-1149, Code of Virginia and			
35	the agreement shall provide for a long-term lease to			
36	support the work associated with the activities referred			
37	to in D.1.			
38	E.1. Out of this appropriation, \$2,610,000 from the			
39	general fund and \$2,610,000 from nongeneral funds the			
40	first year and \$2,610,000 from the general fund and			
41	\$2,610,000 from nongeneral funds the second year are			
42	provided for the development and support of a			
43	Technology Workforce Training Center designed to			
44	train workers in the field of information technology.			
45	2. Out of this appropriation, \$2,015,280 and 10			
46	positions the first year and \$2,015,280 and 10 positions			
47	the second year from the general fund is provided to			
48	support workforce development in engineering and			
49	computer science. The University shall actively promote			
50	and recruit high school and community college students			
51	to consider engineering and computer science programs			
52	for their college careers. In carrying out the workforce			
53	development program, the University shall take into			
54	consideration that the General Assembly will be			
55	studying the advantages and disadvantages of incentive			
56	scholarships and their role in the Commonwealth's			

ITEM 183.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	financial aid program.				
2	F. Out of this appropriation, \$1,165,196 and two				
3	positions the first year and \$1,165,196 and two				
4	positions the second year from the general fund is				
5	designated to enhance the use of instructional				
6	technology in the classroom.				
7	G. Notwithstanding § 55-297, Code of Virginia, Old				
8	Dominion University is hereby designated as the				
9	administrative agency for the Virginia Coordinate				
10	System.				
11	H. Notwithstanding § 23-7.4:2, Code of Virginia, the				
12	governing board of Old Dominion University may				
13	charge reduced tuition to any person enrolled in one of				
14	Old Dominion University's TELETECHNET sites or				
15	higher education centers who lives within a 50-mile				
16	radius of the site/center, is domiciled in, and is entitled				
17	to in-state tuition charges in the institutions of higher				
18	learning in any state, or the District of Columbia,				
19	which is contiguous to Virginia and which has similar				
20	reciprocal provisions for persons domiciled in Virginia.				
21	I. As Virginia's public colleges and universities				
22	approach full funding of the base adequacy guidelines				
23	and as the General Assembly strives to fully fund the				
24	general fund share of the base adequacy guidelines,				
25	these funds are provided with the intent that, in				
26	exercising their authority to set tuition and fees, the				
27	Board of Visitors shall take into consideration the				
28	impact of escalating college costs for Virginia students				
29	and families. In accordance with the cost-sharing goals				
30	set forth in § 4-2.01 b. of this act, the Board of Visitors				
31	is encouraged to limit increases on tuition and				
32	mandatory educational and general fees for in-state,				
33	undergraduate students to the extent possible.				
34	J. Out of this appropriation, \$500,000 the first year and				
35	\$500,000 the second year from the general fund is				
36	provided for a Center for Teacher Quality and				
37	Educational Leadership at Old Dominion University.				
38	The Center will serve as a professional development				
39	facility that focuses on improving teacher quality and				
40	educational leadership through intensive, research-based,				
41	professional development for teachers and				
42	administrators in school divisions that have not met all				
43	of the standards for Virginia Standards of Learning				
44	accreditation and the requirements of the No Child Left				
45	Behind Act.				
46	184. Higher Education Student Financial Assistance (10800)..			\$14,409,446	\$14,409,446
47	Scholarships (10810).....	\$12,387,918	\$12,387,918		
48	Fellowships (10820).....	\$2,021,528	\$2,021,528		
49	Fund Sources: General.....	\$14,409,446	\$14,409,446		
50	Authority: Title 23, Chapter 5.2, Code of Virginia.				
51	185. Financial Assistance for Educational and General				
52	Services (11000).....			\$17,417,163	\$13,417,163
53	Eminent Scholars (11001).....	\$421,387	\$421,387		
54	Sponsored Programs (11004).....	\$16,995,776	\$12,995,776		

ITEM 185.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$4,000,000	\$0		
2	Higher Education Operating.....	\$13,417,163	\$13,417,163		
3	Authority: Title 23, Chapter 5.2, Code of Virginia.				
4	A. Out of this appropriation, \$4,000,000 from the				
5	general fund and \$4,500,000 from nongeneral funds the				
6	first year and \$4,500,000 the second year from				
7	nongeneral funds is designated to support research				
8	capacity in modeling and simulation. This reflects the				
9	Commonwealth's commitment to research with an				
10	emphasis on the development of self-sustaining				
11	enterprises that continue beyond the 2008-2010				
12	biennium.				
13	B. The Higher Education Operating fund source listed				
14	in this Item is considered to be a sum sufficient				
15	appropriation, which is an estimate of funding required				
16	by the university to cover sponsored program				
17	operations.				
18	186. Higher Education Auxiliary Enterprises (80900)				
19	a sum sufficient, estimated at.....			\$66,287,743	\$71,537,743
20	Food Services (80910).....	\$2,788,724	\$2,788,724		
21	Bookstores and other Stores (80920).....	\$1,722,129	\$1,722,129		
22	Residential Services (80930).....	\$12,372,817	\$13,772,817		
23	Parking and Transportation Systems and Services				
24	(80940).....	\$6,256,576	\$7,006,576		
25	Telecommunications Systems and Services (80950).....	\$84,786	\$84,786		
26	Student Health Services (80960).....	\$1,310,877	\$1,310,877		
27	Student Unions and Recreational Facilities (80970).....	\$5,592,800	\$5,692,800		
28	Recreational and Intramural Programs (80980).....	\$1,314,889	\$1,314,889		
29	Other Enterprise Functions (80990).....	\$12,536,364	\$12,986,364		
30	Intercollegiate Athletics (80995).....	\$22,307,781	\$24,857,781		
31	Fund Sources: Higher Education Operating.....	\$59,392,743	\$64,642,743		
32	Debt Service.....	\$6,895,000	\$6,895,000		
33	Authority: Title 23, Chapter 5.2, Code of Virginia.				
34	Old Dominion University is authorized to establish a				
35	self-supporting "instructional enterprise" fund to account				
36	for the revenues and expenditures of TELETECHNET				
37	classes offered at locations outside the Commonwealth				
38	of Virginia. Consistent with the self-supporting concept				
39	of an "enterprise fund," student tuition and fee revenues				
40	for TELETECHNET students at locations outside				
41	Virginia shall exceed all direct and indirect costs of				
42	providing instruction to those students. Tuition and fee				
43	rates to meet this requirement shall be established by				
44	the University's Board of Visitors. Revenue and				
45	expenditures of the fund shall be accounted for in such				
46	a manner as to be auditable by the State Council of				
47	Higher Education for Virginia. Revenues in excess of				
48	expenditures shall be retained in the fund to support the				
49	entire TELETECHNET program. Full-time equivalent				
50	students generated through these programs shall be				
51	accounted for separately. Additionally, revenues which				
52	remain unexpended on the last day of the previous				
53	biennium and the last day of the first year of the				
54	current biennium shall be reappropriated and allotted				
55	for expenditure in the respective succeeding fiscal year.				
56	Total for Old Dominion University .....			\$309,757,635	\$311,007,635

ITEM 186.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	967.21	967.21		
2	Nongeneral Fund Positions.....	1,315.53	1,315.53		
3	Position Level .....	2,282.74	2,282.74		
4	Fund Sources: General .....	\$129,109,014	\$125,109,014		
5	Higher Education Operating.....	\$173,753,621	\$179,003,621		
6	Debt Service.....	\$6,895,000	\$6,895,000		
7	<b>§ 1-57. RADFORD UNIVERSITY (217)</b>				
8	187. Educational and General Programs (10000).....			\$99,965,585	\$103,541,484
9	Higher Education Instruction (100101).....	\$52,123,723	\$54,211,430		
10	Higher Education Public Services (100103).....	\$601,394	\$601,394		
11	Higher Education Academic Support (100104).....	\$9,775,198	\$10,436,498		
12	Higher Education Student Services (100105).....	\$4,295,778	\$4,327,156		
13	Higher Education Institutional Support (100106).....	\$22,027,109	\$22,142,906		
14	Operation and Maintenance of Plant (100107).....	\$11,142,383	\$11,822,100		
15	Fund Sources: General .....	\$51,943,648	\$51,943,648		
16	Higher Education Operating.....	\$48,021,937	\$51,597,836		
17	Authority: Title 23, Chapter 11.1, 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 \$840,781 from the general				
25	fund and \$542,083 from nongeneral funds the first year				
26	and \$840,781 from the general fund and \$542,083 from				
27	nongeneral funds the second year is provided to assist				
28	with the third and fourth of five annual payments for				
29	the purchase and installation of the university's				
30	administrative information system.				
31	C. Out of this appropriation \$327,852 from the general				
32	fund and \$211,379 from nongeneral funds the first year				
33	and \$327,852 from the general fund and \$211,379 from				
34	nongeneral funds the second year to assist with the				
35	third and fourth of five annual payments for the				
36	purchase of nursing education equipment for the				
37	laboratories. The total cost of the equipment is				
38	\$2,421,000.				
39	D. Out of this appropriation, \$257,500 the first year				
40	and \$257,500 the second year from nongeneral funds is				
41	designated to support technology education initiatives,				
42	including information technology degree programs and				
43	technology training for faculty and students.				
44	E. As Virginia's public colleges and universities				
45	approach full funding of the base adequacy guidelines				
46	and as the General Assembly strives to fully fund the				
47	general fund share of the base adequacy guidelines,				
48	these funds are provided with the intent that, in				
49	exercising their authority to set tuition and fees, the				
50	Board of Visitors shall take into consideration the				
51	impact of escalating college costs for Virginia students				
52	and families. In accordance with the cost-sharing goals				
53	set forth in § 4-2.01 b. of this act, the Board of Visitors				

ITEM 187.		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	188. Higher Education Student Financial Assistance (10800)..			\$7,865,833	\$7,865,833
5	Scholarships (10810).....	\$7,295,433	\$7,295,433		
6	Fellowships (10820).....	\$570,400	\$570,400		
7	Fund Sources: General.....	\$6,765,833	\$6,765,833		
8	Higher Education Operating.....	\$1,100,000	\$1,100,000		
9	Authority: Title 23, Chapter 11.1, Code of Virginia.				
10	189. Financial Assistance for Educational and General				
11	Services (11000)				
12	a sum sufficient, estimated at.....			\$6,143,901	\$6,143,901
13	Eminent Scholars (11001).....	\$47,374	\$47,374		
14	Sponsored Programs (11004).....	\$6,096,527	\$6,096,527		
15	Fund Sources: Higher Education Operating.....	\$6,143,901	\$6,143,901		
16	Authority: Title 23, Chapter 11.1, Code of Virginia.				
17	190. Higher Education Auxiliary Enterprises (80900)				
18	a sum sufficient, estimated at.....			\$47,384,716	\$47,384,716
19	Food Services (80910).....	\$14,155,008	\$14,155,008		
20	Residential Services (80930).....	\$10,633,938	\$10,633,938		
21	Parking and Transportation Systems and Services				
22	(80940).....	\$1,071,921	\$1,071,921		
23	Telecommunications Systems and Services (80950).....	\$866,344	\$866,344		
24	Student Health Services (80960).....	\$1,864,476	\$1,864,476		
25	Student Unions and Recreational Facilities (80970).....	\$4,441,299	\$4,441,299		
26	Recreational and Intramural Programs (80980).....	\$1,124,370	\$1,124,370		
27	Other Enterprise Functions (80990).....	\$4,788,892	\$4,788,892		
28	Intercollegiate Athletics (80995).....	\$8,438,468	\$8,438,468		
29	Fund Sources: Higher Education Operating.....	\$47,384,716	\$47,384,716		
30	Authority: Title 23, Chapter 11.1, Code of Virginia.				
31	Total for Radford University.....			<b>\$161,360,035</b>	<b>\$164,935,934</b>
32	General Fund Positions.....	633.91	633.91		
33	Nongeneral Fund Positions.....	756.13	756.13		
34	Position Level.....	1,390.04	1,390.04		
35	Fund Sources: General.....	\$58,709,481	\$58,709,481		
36	Higher Education Operating.....	\$102,650,554	\$106,226,453		
37	<b>§ 1-58. UNIVERSITY OF MARY WASHINGTON (215)</b>				
38	191. Educational and General Programs (10000).....			\$58,023,164	\$60,523,164
39	Higher Education Instruction (100101).....	\$33,668,773	\$34,418,773		
40	Higher Education Research (100102).....	\$544,932	\$544,932		
41	Higher Education Public Services (100103).....	\$254,744	\$254,744		
42	Higher Education Academic Support (100104).....	\$5,850,131	\$6,600,131		
43	Higher Education Student Services (100105).....	\$4,157,022	\$4,507,022		
44	Higher Education Institutional Support (100106).....	\$7,860,584	\$7,935,584		
45	Operation and Maintenance of Plant (100107).....	\$5,686,978	\$6,261,978		
46	Fund Sources: General.....	\$23,212,849	\$23,212,849		
47	Higher Education Operating.....	\$34,810,315	\$37,310,315		
48	Authority: Title 23, Chapter 9.2, Code of Virginia.				



ITEM 191.	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. Out of this appropriation shall be expended an				
8	amount estimated at \$80,483 from the general fund and				
9	\$36,130 from nongeneral funds the first year and				
10	\$80,483 from the general fund and \$36,130 from				
11	nongeneral funds the second year for the educational				
12	telecommunications project to provide graduate				
13	engineering education, subject to a plan approved by				
14	the State Council of Higher Education for Virginia.				
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	192.	Higher Education Student Financial Assistance (10800)..		\$1,412,215	\$1,412,215
29		Scholarships (10810).....	\$1,412,215	\$1,412,215	
30		Fund Sources: General.....	\$1,412,215	\$1,412,215	
31		Authority: Title 23, Chapter 9.2, Code of Virginia.			
32	193.	Financial Assistance for Educational and General			
33		Services (11000)			
34		a sum sufficient, estimated at.....		\$809,533	\$809,533
35		Eminent Scholars (11001).....	\$57,396	\$57,396	
36		Sponsored Programs (11004).....	\$752,137	\$752,137	
37		Fund Sources: Higher Education Operating.....	\$809,533	\$809,533	
38		Authority: Title 23, Chapter 9.2, Code of Virginia.			
39	194.	Museum and Cultural Services (14500).....		\$777,560	\$777,560
40		Collections Management and Curatorial Services			
41		(14501).....	\$777,560	\$777,560	
42		Fund Sources: General.....	\$459,850	\$459,850	
43		Higher Education Operating.....	\$317,710	\$317,710	
44		Authority: Chapter 51, Acts of Assembly of 1960;			
45		§ 23-91.35, Code of Virginia.			
46		The amounts provided in this appropriation are for the			
47		support of Belmont, the estate and memorial gallery of			
48		American artist Gari Melchers.			
49	195.	Historic and Commemorative Attraction Management		\$259,380	\$259,380
50		(50200).....			
51		Historic Landmarks and Facilities Management (50203) .	\$259,380	\$259,380	

ITEM 195.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Fund Sources: General.....	\$205,494	\$205,494			
2	Higher Education Operating.....	\$53,886	\$53,886			
3	Authority: Chapter 641, Acts of Assembly of 1964;					
4	§ 23-91.35, Code of Virginia.					
5	A. The amounts provided in this appropriation are for					
6	the support of the James Monroe Law Office - Museum					
7	and Memorial Library.					
8	B. The Governor may make appointments to the Board					
9	of Regents of the James Monroe Law Office - Museum					
10	and Memorial Library from a list of qualified persons					
11	submitted to him by the James Monroe Foundation and					
12	the Board of Visitors of the University of Mary					
13	Washington on or before the first day of March in any					
14	year in which the terms of any regents shall begin or					
15	expire. Such list shall contain at least three names for					
16	each vacancy to be filled. The Governor shall not be					
17	limited in his appointments to the persons so					
18	nominated.					
19	196. Higher Education Auxiliary Enterprises (80900)					
20	a sum sufficient, estimated at.....			\$32,266,494	\$34,066,494	
21	Food Services (80910).....	\$6,306,229	\$6,406,229			
22	Bookstores and other Stores (80920).....	\$2,972,057	\$3,172,057			
23	Residential Services (80930).....	\$7,855,697	\$9,355,697			
24	Telecommunications Systems and Services (80950).....	\$884,725	\$884,725			
25	Student Health Services (80960).....	\$569,044	\$569,044			
26	Student Unions and Recreational Facilities (80970).....	\$1,425,031	\$1,425,031			
27	Recreational and Intramural Programs (80980).....	\$1,946,299	\$1,946,299			
28	Other Enterprise Functions (80990).....	\$8,718,262	\$8,718,262			
29	Intercollegiate Athletics (80995).....	\$1,589,150	\$1,589,150			
30	Fund Sources: Higher Education Operating.....	\$29,629,513	\$31,429,513			
31	Debt Service.....	\$2,636,981	\$2,636,981			
32	Authority: Title 23, Chapter 9.2, Code of Virginia.					
33	Total for University of Mary Washington.....			<b>\$93,548,346</b>	<b>\$97,848,346</b>	
34	General Fund Positions.....	220.66	220.66			
35	Nongeneral Fund Positions.....	462.00	462.00			
36	Position Level.....	682.66	682.66			
37	Fund Sources: General.....	\$25,290,408	\$25,290,408			
38	Higher Education Operating.....	\$65,620,957	\$69,920,957			
39	Debt Service.....	\$2,636,981	\$2,636,981			
40	<b>§ 1-59. UNIVERSITY OF VIRGINIA (207)</b>					
41	197. Educational and General Programs (10000).....			\$474,897,637	\$474,897,637	
42	Higher Education Instruction (100101).....	\$251,597,813	\$251,597,813			
43	Higher Education Research (100102).....	\$13,041,408	\$13,041,408			
44	Higher Education Public Services (100103).....	\$4,594,617	\$4,594,617			
45	Higher Education Academic Support (100104).....	\$81,109,507	\$81,109,507			
46	Higher Education Student Services (100105).....	\$20,157,200	\$20,157,200			
47	Higher Education Institutional Support (100106).....	\$34,187,400	\$34,187,400			
48	Operation and Maintenance of Plant (100107).....	\$70,209,692	\$70,209,692			
49	Fund Sources: General.....	\$149,513,863	\$149,513,863			
50	Higher Education Operating.....	\$324,683,774	\$324,683,774			
51	Debt Service.....	\$700,000	\$700,000			

ITEM 197.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Authority: Title 23, Chapter 9, Code of Virginia.			
2	A. This Item includes general and nongeneral fund			
3	appropriations to support institutional initiatives that			
4	help meet statewide goals described in the Restructured			
5	Higher Education Financial and Administrative			
6	Operations Act of 2005 (Chapters 933 and 945, 2005			
7	Acts of Assembly).			
8	B.1. This appropriation includes an amount not to			
9	exceed \$1,983,202 the first year and \$1,983,202 the			
10	second year from the general fund for the operation of			
11	the Family Practice Residency Program and Family			
12	Practice medical student programs. This appropriation			
13	for Family Practice programs, whether ultimately			
14	implemented by contract, agreement or other means, is			
15	considered to be a grant.			
16	2. The University shall report by July 1 annually to the			
17	Department of Planning and Budget an operating plan			
18	for the Family Practice Residency Program.			
19	3. The University of Virginia, in cooperation with the			
20	Virginia Commonwealth University Health System			
21	Authority, shall establish elective Family Practice			
22	Medicine experiences in Southwest Virginia for both			
23	students and residents.			
24	4. In the event the Governor imposes across-the-board			
25	general fund reductions, pursuant to his executive			
26	authority in §4-1.02 of this act, the general fund			
27	appropriation for the Family Practice programs shall be			
28	exempt from any reductions, provided the general fund			
29	appropriation for the family practice program is			
30	excluded from the total general fund appropriation for			
31	the University of Virginia for purposes of determining			
32	the University's portion of the statewide general fund			
33	reduction requirement.			
34	C. Out of this appropriation, \$1,431,320 the first year			
35	and \$1,431,320 the second year from the general fund			
36	is designated for the Virginia Foundation for			
37	Humanities and Public Policy. Pursuant to House Joint			
38	Resolution 762, 1999 Session of the General Assembly,			
39	funds in this Item begin to address the objective of			
40	appropriating one dollar per capita for the support of			
41	the Foundation.			
42	D. Out of this appropriation shall be expended an			
43	amount estimated at \$775,197 from the general fund			
44	and at least \$468,850 from nongeneral funds the first			
45	year and \$775,197 from the general fund and at least			
46	\$468,850 from nongeneral funds the second year, for			
47	the educational telecommunications project to provide			
48	graduate engineering education, subject to a plan			
49	approved by the State Council of Higher Education for			
50	Virginia.			
51	E. Out of this appropriation, \$283,500 the first year and			
52	\$283,500 the second year from the general fund, and at			
53	least \$283,500 the first year and at least \$283,500 the			
54	second year from nongeneral funds is designated for the			
55	independent Virginia Institute of Government at the			
56	University of Virginia Center for Public Service.			

ITEM 197.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	F.1. It is the intent of the General Assembly that the			
2	University of Virginia, in conjunction with the Eastern			
3	Virginia Medical School and Virginia Commonwealth			
4	University, maintain its efforts to educate and train			
5	sufficient generalist physicians to meet the needs of the			
6	Commonwealth, recognizing the Commonwealth's need			
7	for generalist physicians in medically underserved			
8	regions of the state. Further, it is the intent that the			
9	University support medical education and training in			
10	the principles of generalist medicine for all			
11	undergraduate medical students, regardless of their			
12	chosen specialty or field of study.			
13	2. The University of Virginia, in conjunction with			
14	Virginia Commonwealth University and Eastern			
15	Virginia Medical School, shall jointly collect and report			
16	on their production of generalist residents. The report			
17	shall be submitted biennially to the Secretary of			
18	Education and the State Council of Higher Education			
19	no later than October 1.			
20	3. Reporting requirements shall be set forth by the			
21	State Council of Higher Education for Virginia in			
22	consultation with the University of Virginia, Virginia			
23	Commonwealth University, and Eastern Virginia			
24	Medical School.			
25	4. The State Council shall, in consultation with the			
26	University of Virginia, Virginia Commonwealth			
27	University, and Eastern Virginia Medical School,			
28	provide a summary of the biennial report to the			
29	chairman of the House Appropriations and Senate			
30	Finance Committees by November 1, and shall include			
31	policy and funding recommendations, as appropriate,			
32	to address the need for medical education and training in			
33	the Commonwealth.			
34	G. It is the intent of the General Assembly to assist the			
35	three Virginia medical schools as they respond to			
36	changes in the need for delivery and financing of			
37	medical education, both undergraduate and graduate.			
38	H. Out of this appropriation, at least \$196,263 the first			
39	year and \$196,263 the second year from the general			
40	fund shall be provided in support of diabetes education			
41	and public service at the Virginia Center for Diabetes			
42	Professional Education at the University of Virginia.			
43	I.1. Out of this appropriation, \$655,000 the first year			
44	and \$655,000 the second year from the general fund			
45	shall be provided for the Center for Politics at the			
46	University of Virginia to conduct and preserve oral			
47	histories with senior public officials, to conduct the			
48	Virginia Youth Leadership Initiative which educates			
49	students in Virginia's secondary schools in the			
50	democratic process, and to develop programs that foster			
51	increased public awareness of the electoral system.			
52	2. Out of this appropriation, \$130,000 from the general			
53	fund each year is provided to the Center of Politics to			
54	provide civic education resources to all public			
55	elementary and secondary schools in the			
56	Commonwealth.			

		Item Details(\$)		Appropriations(\$)	
ITEM 197.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	J.. Out of this appropriation, \$369,000 from the general				
2	fund and \$53,189 in nongeneral funds in the first year				
3	and \$369,000 from the general fund and \$53,189 in				
4	nongeneral funds in the second year is provided in				
5	support of the State Arboretum at Blandy Farm.				
6	K. 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	L. 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 University of				
25	Virginia and the Commonwealth, as set forth in				
26	Chapters 933 and 943, of the 2006 Acts of Assembly.				
27	198. Higher Education Student Financial Assistance (10800)..			\$55,498,572	\$58,298,572
28	Scholarships (10810).....	\$7,467,475	\$7,467,475		
29	Fellowships (10820).....	\$48,031,097	\$50,831,097		
30	Fund Sources: General.....	\$9,067,475	\$9,067,475		
31	Higher Education Operating.....	\$46,431,097	\$49,231,097		
32	Authority: Title 23, Chapter 9, Code of Virginia.				
33	The appropriation for the fund source Higher Education				
34	Operating in this Item shall be considered a sum				
35	sufficient appropriation, which is an estimate of the				
36	revenue collected to meet student financial aid needs,				
37	under the terms of the management agreement between				
38	the university and the Commonwealth as set forth in				
39	Chapters 933 and 943 of the 2006 Acts of Assembly.				
40	199. Financial Assistance for Educational and General			\$285,335,136	\$291,710,136
41	Services (11000).....				
42	Eminent Scholars (11001) .....	\$4,136,084	\$4,136,084		
43	Sponsored Programs (11004) .....	\$281,199,052	\$287,574,052		
44	Fund Sources: General.....	\$6,725,000	\$0		
45	Higher Education Operating.....	\$267,070,136	\$280,170,136		
46	Debt Service.....	\$11,540,000	\$11,540,000		
47	Authority: Title 23, Chapter 9, Code of Virginia.				
48	A. Out of this appropriation, \$6,725,000 from the				
49	general fund and \$14,350,000 from nongeneral funds				
50	the first year and \$14,350,000 the second year from				
51	nongeneral funds is designated to support research				
52	capacity in bioengineering and regenerative medicine,				
53	and cancer research. This reflects the Commonwealth’s				
54	commitment to research with an emphasis on the				

ITEM 199.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	development of self-sustaining enterprises that continue				
2	beyond the 2008-2010 biennium.				
3	B. The Higher Education Operating fund source listed				
4	in this Item is considered to be a sum sufficient				
5	appropriation, which is an estimate of funding required				
6	by the university to cover sponsored program				
7	operations.				
8	200. Higher Education Auxiliary Enterprises (80900)				
9	a sum sufficient, estimated at.....			\$153,535,098	\$159,935,098
10	Residential Services (80930).....	\$22,308,536	\$24,208,536		
11	Parking and Transportation Systems and Services				
12	(80940).....	\$14,443,667	\$14,443,667		
13	Telecommunications Systems and Services (80950).....	\$13,954,457	\$13,954,457		
14	Student Health Services (80960).....	\$8,927,128	\$9,327,128		
15	Recreational and Intramural Programs (80980).....	\$4,622,549	\$4,922,549		
16	Other Enterprise Functions (80990).....	\$59,482,025	\$61,282,025		
17	Intercollegiate Athletics (80995).....	\$29,796,736	\$31,796,736		
18	Fund Sources: Higher Education Operating.....	\$130,375,098	\$136,775,098		
19	Debt Service.....	\$23,160,000	\$23,160,000		
20	Authority: Title 23, Chapter 9, Code of Virginia.				
21	Total for University of Virginia.....			\$969,266,443	\$984,841,443
22	General Fund Positions.....	1,389.27	1,389.27		
23	Nongeneral Fund Positions.....	6,215.69	6,226.69		
24	Position Level.....	7,604.96	7,615.96		
25	Fund Sources: General.....	\$165,306,338	\$158,581,338		
26	Higher Education Operating.....	\$768,560,105	\$790,860,105		
27	Debt Service.....	\$35,400,000	\$35,400,000		
28	<b>University of Virginia Medical Center (209)</b>				
29	201. State Health Services (43000).....			\$1,069,920,297	\$1,119,709,439
30	Inpatient Medical Services (43007).....	\$465,681,425	\$482,670,567		
31	Outpatient Medical Services (43011).....	\$279,754,978	\$295,473,978		
32	Administrative Services (43018).....	\$324,483,894	\$341,564,894		
33	Fund Sources: Higher Education Operating.....	\$1,052,273,832	\$1,102,062,974		
34	Debt Service.....	\$17,646,465	\$17,646,465		
35	Authority: §§ 23-62 through 23-85, Code of Virginia				
36	and Chapter 38, Acts of Assembly of 1978.				
37	A. The appropriation to the University of Virginia				
38	Medical Center provides for the care, treatment, health				
39	related services and education activities associated with				
40	Virginia patients, including indigent and medically				
41	indigent patients. Inasmuch as the University of				
42	Virginia Medical Center is a state teaching hospital,				
43	this appropriation is to be used to jointly support the				
44	education of health students through patient care				
45	provided by this appropriation.				
46	B. By July 1 of each year, the Director of the				
47	Department of Medical Assistance Services shall				
48	approve a common criteria and methodology for				
49	determining free care attributable to the appropriations				
50	in this Item. The Medical Center will report to the				
51	Department of Medical Assistance Services				

ITEM 201.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	expenditures for indigent, medically indigent, and other					
2	patients. The Auditor of Public Accounts and the State					
3	Comptroller shall monitor the implementation of these					
4	procedures. The Medical Center shall report by October					
5	31 annually to the Department of Medical Assistance					
6	Services, the Comptroller and the Auditor of Public					
7	Accounts on expenditures related to this Item.					
8	Reporting shall be by means of the indigent care cost					
9	report and shall follow criteria approved by the Director					
10	of the Department of Medical Assistance Services.					
11	C. Funding for Family Practice is included in the					
12	University of Virginia's Educational and General					
13	appropriation. Support for other residencies is included					
14	in the hospital appropriation.					
15	D. It is the intent of the General Assembly that the					
16	University of Virginia Medical Center - Hospital					
17	maintain its efforts to staff residencies and fellow					
18	positions to produce sufficient generalist physicians in					
19	medically underserved regions of the state.					
20	202. The June 30, 2008, and June 30, 2009, unexpended					
21	balances to the University of Virginia Medical Center					
22	are hereby reappropriated; their use is subject to					
23	approval of allotments by the Department of Planning					
24	and Budget.					
25	203. A full accrual system of accounting shall be effected by					
26	the institution, subject to the authority of the State					
27	Comptroller, as stated in § 2.2-803, Code of Virginia,					
28	with the proviso that appropriations for operating					
29	expenses may not be used for capital projects.					
30	Total for University of Virginia Medical Center .....			<b>\$1,069,920,297</b>	<b>\$1,119,709,439</b>	
31	Nongeneral Fund Positions.....	5,031.22	5,149.22			
32	Position Level .....	5,031.22	5,149.22			
33	Fund Sources: Higher Education Operating.....	\$1,052,273,832	\$1,102,062,974			
34	Debt Service.....	\$17,646,465	\$17,646,465			
35	<b>University of Virginia's College at Wise (246)</b>					
36	204. Educational and General Programs (10000).....			\$22,785,917	\$22,785,917	
37	Higher Education Instruction (100101).....	\$13,444,638	\$13,444,638			
38	Higher Education Public Services (100103).....	\$29,950	\$29,950			
39	Higher Education Academic Support (100104).....	\$3,239,170	\$3,239,170			
40	Higher Education Student Services (100105).....	\$1,478,718	\$1,478,718			
41	Higher Education Institutional Support (100106).....	\$2,744,784	\$2,744,784			
42	Operation and Maintenance of Plant (100107).....	\$1,848,657	\$1,848,657			
43	Fund Sources: General .....	\$15,155,149	\$15,155,149			
44	Higher Education Operating.....	\$7,630,768	\$7,630,768			
45	Authority: §§ 23-91.20 through 23-91.23, Code of					
46	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					
51	Operations Act of 2005 (Chapters 933 and 945, 2005					
52	Acts of Assembly).					

ITEM 204.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. The software engineering curriculum being				
2	established to insure success of recent economic				
3	development projects in Southwest Virginia, shall be				
4	considered on its merits by the State Council of Higher				
5	Education for Virginia and shall not be dependent on				
6	funding by the Commonwealth.				
7	C. As Virginia's public colleges and universities				
8	approach full funding of the base adequacy guidelines				
9	and as the General Assembly strives to fully fund the				
10	general fund share of the base adequacy guidelines,				
11	these funds are provided with the intent that, in				
12	exercising their authority to set tuition and fees, the				
13	Board of Visitors shall take into consideration the				
14	impact of escalating college costs for Virginia students				
15	and families. In accordance with the cost-sharing goals				
16	set forth in § 4-2.01 b. of this act, the Board of Visitors				
17	is encouraged to limit increases on tuition and				
18	mandatory educational and general fees for in-state,				
19	undergraduate students to the extent possible.				
20	D. Out of this appropriation, \$246,358 from the general				
21	fund and \$138,577 from nongeneral funds the first year				
22	and \$246,358 from the general fund and \$138,577 from				
23	nongeneral funds the second year is designated to				
24	facilitate the technical training programs for the				
25	Northrop Grumman state backup data center.				
26	205. Higher Education Student Financial Assistance (10800)..			\$1,694,685	\$1,694,685
27	Scholarships (10810).....	\$1,694,685	\$1,694,685		
28	Fund Sources: General.....	\$1,694,685	\$1,694,685		
29	Authority: §§ 23-91.20 through 23-91.23, Code of				
30	Virginia.				
31	206. Financial Assistance for Educational and General				
32	Services (11000)				
33	a sum sufficient, estimated at.....			\$2,087,321	\$2,087,321
34	Eminent Scholars (11001).....	\$2,373	\$2,373		
35	Sponsored Programs (11004).....	\$2,084,948	\$2,084,948		
36	Fund Sources: Higher Education Operating.....	\$2,087,321	\$2,087,321		
37	Authority: §§ 23-91.20 through 23-91.23, Code of				
38	Virginia.				
39	207. Higher Education Auxiliary Enterprises (80900)				
40	a sum sufficient, estimated at.....			\$7,388,772	\$7,388,772
41	Food Services (80910).....	\$1,108,962	\$1,108,962		
42	Bookstores and other Stores (80920).....	\$980,417	\$980,417		
43	Residential Services (80930).....	\$2,550,118	\$2,550,118		
44	Parking and Transportation Systems and Services				
45	(80940).....	\$97,441	\$97,441		
46	Student Health Services (80960).....	\$40,700	\$40,700		
47	Student Unions and Recreational Facilities (80970).....	\$255,577	\$255,577		
48	Other Enterprise Functions (80990).....	\$1,459,691	\$1,459,691		
49	Intercollegiate Athletics (80995).....	\$895,866	\$895,866		
50	Fund Sources: Higher Education Operating.....	\$5,388,772	\$5,388,772		
51	Debt Service.....	\$2,000,000	\$2,000,000		
52	Authority: §§ 23-91.20 through 23-91.23, Code of				
53	Virginia.				



ITEM 207.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Total for University of Virginia's College at Wise .....			\$33,956,695	\$33,956,695	
2	General Fund Positions.....	165.26	165.26			
3	Nongeneral Fund Positions.....	121.28	121.28			
4	Position Level .....	286.54	286.54			
5	Fund Sources: General.....	\$16,849,834	\$16,849,834			
6	Higher Education Operating.....	\$15,106,861	\$15,106,861			
7	Debt Service.....	\$2,000,000	\$2,000,000			
8	Grand Total for University of Virginia.....			\$2,073,143,435	\$2,138,507,577	
9	General Fund Positions.....	1,554.53	1,554.53			
10	Nongeneral Fund Positions.....	11,368.19	11,497.19			
11	Position Level .....	12,922.72	13,051.72			
12	Fund Sources: General.....	\$182,156,172	\$175,431,172			
13	Higher Education Operating.....	\$1,835,940,798	\$1,908,029,940			
14	Debt Service.....	\$55,046,465	\$55,046,465			
15	<b>§ 1-60. VIRGINIA COMMONWEALTH UNIVERSITY (236)</b>					
16	208. Educational and General Programs (10000).....			\$482,665,608	\$482,715,608	
17	Higher Education Instruction (100101).....	\$308,277,128	\$308,177,128			
18	Higher Education Research (100102) .....	\$11,378,844	\$11,378,844			
19	Higher Education Public Services (100103).....	\$4,701,021	\$4,851,021			
20	Higher Education Academic Support (100104).....	\$59,593,759	\$59,593,759			
21	Higher Education Student Services (100105).....	\$14,940,656	\$14,940,656			
22	Higher Education Institutional Support (100106).....	\$45,613,642	\$45,613,642			
23	Operation and Maintenance of Plant (100107).....	\$38,160,558	\$38,160,558			
24	Fund Sources: General.....	\$203,040,647	\$203,090,647			
25	Higher Education Operating.....	\$279,624,961	\$279,624,961			
26	Authority: Title 23, Chapter 6.1, Code of Virginia.					
27	A. This Item includes general and nongeneral fund					
28	appropriations to support institutional initiatives that					
29	help meet statewide goals described in the Restructured					
30	Higher Education Financial and Administrative					
31	Operations Act of 2005 (Chapters 933 and 945, 2005					
32	Acts of Assembly).					
33	B.1. Out of this appropriation, \$5,932,772 the first year					
34	and \$5,932,772 the second year from the general fund					
35	is provided for the operation of the Family Practice					
36	Residency Program and Family Practice medical student					
37	programs. This appropriation for Family Practice					
38	programs, whether ultimately implemented by contract,					
39	agreement or other means, is considered to be a grant.					
40	2. The University shall report by July 1 annually to the					
41	Department of Planning and Budget an operating plan					
42	for the Family Practice Residency Program.					
43	3. The University, in cooperation with the University of					
44	Virginia, shall establish elective Family Practice					
45	Medicine experiences in Southwest Virginia for both					
46	students and residents.					
47	4. In the event the Governor imposes across-the-board					
48	general fund reductions, pursuant to his executive					
49	authority in § 4-1.02 of this act, the general fund					
50	appropriation for the Family Practice programs shall be					

ITEM 208.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	exempt from any reductions, provided the general fund			
2	appropriation for the family practice program is			
3	excluded from the total general fund appropriation for			
4	Virginia Commonwealth University for purposes of			
5	determining the University's portion of the statewide			
6	general fund reduction requirement.			
7	C. Out of this appropriation an amount estimated at			
8	\$388,468 from the general fund and \$168,533 from			
9	nongeneral funds the first year and \$388,468 from the			
10	general fund and \$168,533 from nongeneral funds the			
11	second year is designated for the educational			
12	telecommunications project to provide graduate			
13	engineering education, subject to a plan approved by			
14	the State Council of Higher Education for Virginia.			
15	D.1. Out of this appropriation, not less than \$368,125			
16	the first year and \$368,125 the second year from the			
17	general fund is designated for the Virginia Center on			
18	Aging. This includes \$194,750 in each year for the			
19	Alzheimer's and Related Diseases Research Award			
20	Fund.			
21	2. Out of this appropriation \$356,250 from the general			
22	fund and \$356,250 from nongeneral funds the first year			
23	and \$375,000 from the general fund and \$375,000 from			
24	nongeneral funds the second year is designated for the			
25	operation of the Virginia Geriatric Education Center			
26	and the Geriatric Academic Career Awards Program,			
27	both to be administered by the Virginia Center on			
28	Aging.			
29	E.1. It is the intent of the General Assembly that			
30	Virginia Commonwealth University, in conjunction with			
31	the University of Virginia and Eastern Virginia Medical			
32	School, maintain its efforts to educate and train			
33	sufficient generalist physicians to meet the needs of the			
34	Commonwealth, recognizing the Commonwealth's need			
35	for generalist physicians in medically underserved			
36	regions of the state. Further, it is the intent that the			
37	University support medical education and training in			
38	the principles of generalist medicine for all			
39	undergraduate medical students, regardless of their			
40	chosen specialty or field of study.			
41	2. Virginia Commonwealth University, in conjunction			
42	with the University of Virginia and Eastern Virginia			
43	Medical School, shall jointly collect and report on their			
44	production of generalist residents. The report shall be			
45	submitted biennially to the Secretary of Education and			
46	the State Council of Higher Education no later than			
47	October 1.			
48	3. Reporting requirements shall be set forth by the State			
49	Council of Higher Education for Virginia in			
50	consultation with the University of Virginia, Virginia			
51	Commonwealth University, and Eastern Virginia			
52	Medical School.			
53	4. The State Council shall, in consultation with Virginia			
54	Commonwealth University, the University of Virginia,			
55	and Eastern Virginia Medical School, provide a			
56	summary of the biennial report to the chairman of the			
57	House Appropriations and Senate Finance Committees			

ITEM 208.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	by November 1, and shall include policy and funding				
2	recommendations, as appropriate, to address the need				
3	for medical education and training in the				
4	Commonwealth.				
5	F. All costs for maintenance and operation of the				
6	physical plant of the School of Engineering, Phase I				
7	and future renovations, repairs, and improvements as				
8	they become necessary shall be financed from				
9	nongeneral funds.				
10	G. Out of this appropriation, \$790,000 the first year				
11	and \$940,000 the second year from the general fund is				
12	provided for the continued operation and expansion of				
13	the Autism Program of Virginia. The Commonwealth				
14	Institute for Child and Family Studies shall have				
15	oversight responsibility for the program and shall retain				
16	five percent each year for administration. The balance				
17	each year shall be provided to the Autism Program of				
18	Virginia for operation and expansion of the program.				
19	H. It is the intent of the General Assembly to assist the				
20	three Virginia medical schools as they respond to				
21	changes in the need for delivery and financing of				
22	medical education, both undergraduate and graduate.				
23	I. Out of this appropriation, \$285,000 the first year and				
24	\$285,000 the second year from the general fund is				
25	designated for support of the Council on Economic				
26	Education.				
27	J. Out of this appropriation, \$46,075 the first year and				
28	\$46,075 the second year from the general fund is				
29	designated for support of the Education Policy Institute.				
30	K.1. Out of this appropriation, \$36,500,000 the first				
31	year and \$36,500,000 the second year from nongeneral				
32	funds is designated to support the University's branch				
33	campus in Qatar.				
34	2. Notwithstanding § 2.2-1802 of the Code of Virginia,				
35	Virginia Commonwealth University is authorized to				
36	maintain a local bank account in Qatar and non-U.S.				
37	countries to facilitate business operations the VCU				
38	Qatar Campus. These accounts are exempt from the				
39	Securities for Public Deposits Act, Title 2.2, Chapter 44				
40	of the Code of Virginia.				
41	3. Procurements and expenditures from the local bank				
42	account(s) are not subject to the Virginia Public				
43	Procurement Act and the Commonwealth Accounting				
44	Policies and Procedures (CAPP) Manual. Virginia				
45	Commonwealth University will institute procurement				
46	policies based on competitive procurement principles,				
47	except as otherwise stated within these policies.				
48	Expenditures from the local bank account will be				
49	recorded in the Commonwealth Accounting and				
50	Reporting System by Agency Transaction Vouchers, as				
51	appropriated herewith with revenue recognized as equal				
52	to the expenditures.				
53	4. Notwithstanding Section 2.2-1149 of the Code of				
54	Virginia, Virginia Commonwealth University is				
55	authorized to approve operating, income and capital				

ITEM 208.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	leases in Qatar under policies and procedures developed			
2	by the University.			
3	5. Virginia Commonwealth University is authorized to			
4	establish and hire staff (non-faculty) positions in Qatar			
5	under policies and procedures developed by the			
6	University. These employees, who are employed solely			
7	to support the Qatar Campus are not considered			
8	employees of the Commonwealth of Virginia and are			
9	not subject to the Virginia Personnel Act.			
10	6. The Board of Visitors of Virginia Commonwealth			
11	University is authorized to establish policies for the			
12	Qatar Campus.			
13	L.1. Notwithstanding any other provisions of law,			
14	Virginia Commonwealth University is authorized to			
15	remit tuition and fees for merit scholarships for students			
16	of high academic achievement subject to the following			
17	limitations and restrictions:			
18	2. The number of such scholarships annually awarded			
19	to undergraduate Virginia students shall not exceed			
20	twenty percent of the fall headcount enrollment of			
21	Virginia students in undergraduate studies in the			
22	institution from the preceding academic year. The total			
23	value of such merit scholarships annually awarded shall			
24	not exceed in any year the amount arrived at by			
25	multiplying the applicable figure for undergraduate			
26	tuition and required fees by twenty percent of the			
27	headcount enrollment of Virginia students in			
28	undergraduate studies in the institution for the fall			
29	semester from the preceding academic year.			
30	3. The number of such scholarships annually awarded			
31	to undergraduate non-Virginia students shall not exceed			
32	twenty percent of the fall headcount enrollment of			
33	non-Virginia students in undergraduate studies in the			
34	institution from the preceding academic year. The total			
35	value of such merit scholarships annually awarded shall			
36	not exceed in any year the amount arrived at by			
37	multiplying the applicable figure for undergraduate			
38	tuition and required fees by twenty percent of the fall			
39	headcount enrollment of non-Virginia students in			
40	undergraduate studies in the institution during the			
41	preceding academic year.			
42	4. A scholarship awarded under this program shall			
43	entitle the holder to receive an annual remission of an			
44	amount not to exceed the cost of tuition and required			
45	fees to be paid by the student.			
46	M. Out of this appropriation, \$285,000 the first year			
47	and \$285,000 the second year from the general fund is			
48	provided for the Medical College of Virginia Palliative			
49	Care Partnership.			
50	N. Out of this appropriation, \$100,000 the first year			
51	from the general fund is designated for planning			
52	associated with establishing a satellite dental clinic in			
53	Southwest Virginia (Wise) to serve underserved citizens			
54	in the area.			
55	O. As Virginia's public colleges and universities			

ITEM 208.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	approach full funding of the base adequacy guidelines				
2	and as the General Assembly strives to fully fund the				
3	general fund share of the base adequacy guidelines,				
4	these funds are provided with the intent that, in				
5	exercising their authority to set tuition and fees, the				
6	Board of Visitors shall take into consideration the				
7	impact of escalating college costs for Virginia students				
8	and families. In accordance with the cost-sharing goals				
9	set forth in § 4-2.01 b. of this act, the Board of Visitors				
10	is encouraged to limit increases on tuition and				
11	mandatory educational and general fees for in-state,				
12	undergraduate students to the extent possible.				
13	209. Higher Education Student Financial Assistance (10800)..			\$18,414,324	\$18,414,324
14	Scholarships (10810).....	\$15,779,075	\$15,779,075		
15	Fellowships (10820).....	\$2,635,249	\$2,635,249		
16	Fund Sources: General.....	\$18,414,324	\$18,414,324		
17	Authority: Title 23, Chapter 6.1, Code of Virginia.				
18	210. Financial Assistance for Educational and General			\$243,002,652	\$238,902,652
19	Services (11000).....				
20	Eminent Scholars (11001).....	\$2,395,800	\$2,395,800		
21	Sponsored Programs (11004).....	\$240,606,852	\$236,506,852		
22	Fund Sources: General.....	\$4,100,000	\$0		
23	Higher Education Operating.....	\$237,637,652	\$237,637,652		
24	Debt Service.....	\$1,265,000	\$1,265,000		
25	Authority: Title 23, Chapter 6.1, Code of Virginia.				
26	A. Out of this appropriation, \$4,100,000 from the				
27	general fund and \$6,600,000 from nongeneral funds the				
28	first year and \$6,600,000 the second year from				
29	nongeneral funds is designated to support research				
30	capacity in bioengineering and regenerative medicine,				
31	and cancer research. This reflects the Commonwealth's				
32	commitment to research with an emphasis on the				
33	development of self-sustaining enterprises that continue				
34	beyond the 2008-2010 biennium.				
35	B. The Higher Education Operating fund source listed				
36	in this Item is considered to be a sum sufficient				
37	appropriation, which is an estimate of funding required				
38	by the university to cover sponsored program				
39	operations.				
40	211. State Health Services (43000).....			\$18,000,000	\$18,000,000
41	State Health Services Technical Support and				
42	Administration (43012).....	\$18,000,000	\$18,000,000		
43	Fund Sources: Higher Education Operating.....	\$18,000,000	\$18,000,000		
44	Authority: Discretionary Inclusion.				
45	This appropriation includes funding to support 200.00				
46	instructional and administrative faculty positions and for				
47	administrative and classified positions which provide				
48	services, through internal service agreements, to the				
49	Virginia Commonwealth University Health System				
50	Authority.				

ITEM 211.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	212.				
2				\$123,315,859	\$129,867,818
3					
4		\$18,988,157	\$19,483,317		
5		\$3,608,954	\$3,629,014		
6		\$27,235,785	\$28,584,839		
7					
8		\$17,959,460	\$18,611,663		
9		\$6,368,423	\$6,368,423		
10		\$4,682,307	\$4,980,991		
11		\$11,148,964	\$11,852,129		
12		\$7,987,564	\$9,746,809		
13		\$12,494,012	\$12,693,699		
14		\$12,842,233	\$13,916,934		
15					
16		\$102,080,695	\$105,497,026		
17		\$21,235,164	\$24,370,792		
18					
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**§ 1-61. VIRGINIA COMMUNITY COLLEGE SYSTEM (260)**

25	213.			\$758,550,082	\$797,947,947
26		\$412,803,830	\$438,504,947		
27		\$10,094,164	\$10,500,380		
28		\$75,182,216	\$78,109,137		
29		\$56,154,858	\$58,327,956		
30		\$145,035,696	\$150,804,008		
31		\$59,279,318	\$61,701,519		
32					
33		\$400,455,039	\$400,408,789		
34		\$5,000	\$5,000		
35		\$358,090,043	\$397,534,158		
36					
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ITEM 213.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	indirect costs of providing instruction to those students.			
2	Tuition and fee rates to meet this requirement shall be			
3	established by the State Board for Community			
4	Colleges.			
5	E. Out of this appropriation, \$110,097 and one position			
6	the first year and \$110,097 and one position the second			
7	year from the general fund is designated to enhance the			
8	skills of the interpreters for the deaf and			
9	hard-of-hearing and to enable them to achieve higher			
10	levels of expertise.			
11	F. Out of this appropriation, amounts for the following			
12	special programs are designated: at J. Sargeant			
13	Reynolds Community College, the Program for the			
14	Deaf, \$84,097 and four positions the first year and			
15	\$84,097 and four positions the second year from the			
16	general fund and the Program for the Mentally			
17	Retarded, \$118,566 and four positions the first year and			
18	\$118,566 and four positions the second year from the			
19	general fund; and, at New River Community College,			
20	the Program for the Deaf, \$102,051 and four positions			
21	the first year and \$102,051 and four positions the			
22	second year from the general fund, and the Program for			
23	the Mentally Retarded, \$90,788 and 4.5 positions the			
24	first year and \$90,788 and 4.5 positions the second year			
25	from the general fund; and, at Danville Community			
26	College, the Program for the Deaf, \$46,580 and one			
27	position the first year and \$46,580 and one position the			
28	second year from the general fund.			
29	G. Out of this appropriation, \$50,814 the first year and			
30	\$50,814 the second year from the general fund is			
31	designated to support the Southwest Virginia			
32	Telecommunications Network.			
33	H.1. Out of this appropriation, \$211,725 the first year			
34	and \$211,725 the second year from the general fund is			
35	designated for the A. L. Philpott Manufacturing			
36	Extension Partnership at Patrick Henry Community			
37	College.			
38	2. Out of this appropriation, \$296,415 the first year and			
39	\$296,415 the second year from the general fund is			
40	designated for the A. L. Philpott Manufacturing			
41	Extension Partnership at Patrick Henry Community			
42	College for an ongoing match for a grant from the U.S.			
43	Department of Commerce to develop a manufacturer			
44	assistance program covering most of Virginia.			
45	I. Out of this appropriation, \$340,533 and four			
46	positions the first year and \$340,533 and four positions			
47	the second year from the general fund is provided to			
48	support Virginia Western Community College's			
49	participation in the Roanoke Higher Education Center			
50	and the Botetourt County Education and Training			
51	Center at Greenfield.			
52	J. Out of this appropriation, \$169,380 the first year and			
53	\$169,380 the second year from the general fund is			
54	designated to support the Southwestern Virginia			
55	Advanced Manufacturing Technology Center at			
56	Wytheville Community College.			

ITEM 213.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	K. It is the intent of the General Assembly that			
2	noncredit business and industry work-related training			
3	courses and programs offered by community colleges			
4	be funded at a ratio of 30 percent from the general			
5	fund and 70 percent from nongeneral funds. Out of this			
6	appropriation, \$846,900 in the first year and \$846,900			
7	in the second year from the general fund is designated			
8	for this purpose. These funds may be combined with			
9	funds of \$317,588 the first year and \$317,588 the			
10	second year already included in the Virginia			
11	Community College System budget for the "Virginia			
12	Works" program. The funds will be allocated by			
13	formula to all colleges based on the number of			
14	individuals served by non-credit activities.			
15	L.1. As recommended by House Joint Resolution No.			
16	622 (1997), the Joint Subcommittee to Study Noncredit			
17	Education for Workforce Training in the			
18	Commonwealth, the Virginia Community College			
19	System is directed to establish one or more Institutes of			
20	Excellence responsible for development of statewide			
21	training programs to meet current, high demand			
22	workforce needs of the Commonwealth. Out of this			
23	appropriation, at least \$846,900 the first year and			
24	\$846,900 the second year from the general fund is			
25	available to support the Institutes of Excellence.			
26	2. Under the guidance of the Virginia Workforce			
27	Council, authorized in Title 2.2, Chapter 26, Article 25,			
28	Code of Virginia, the Virginia Community College			
29	System shall submit to the Chairmen of the Senate			
30	Finance and House Appropriations Committees by			
31	November 4 of each year a report detailing the			
32	financing, activities, accomplishments and plans for the			
33	Institutes of Excellence and the four workforce			
34	development centers, and outcomes of the			
35	appropriations for 23 workforce coordinators and for			
36	non-credit training. The report shall include, but not be			
37	limited to:			
38	a. performance measures to be used to evaluate the			
39	effectiveness of the workforce coordinators at all 23			
40	colleges;			
41	b. detailed information on number of students trained,			
42	employers served and courses offered; the types of			
43	certifications awarded; and the participation by local			
44	governments and the public or private sector, and other			
45	data relevant to the activities of the four regional			
46	workforce development centers;			
47	c. the number of students trained, employers served and			
48	courses offered through noncredit instruction, and the			
49	amounts of local government, public or private sector			
50	funding used to match this appropriation; and			
51	d. the amount or percentage of private and public			
52	funding contributed for the institutes' programming and			
53	operating needs; the number of private and public			
54	partnerships involved in the institutes' programming; the			
55	number of faculty and colleges affected by the			
56	institutes' programming; and performance measures to			
57	be used to evaluate the sharing or broadcasting of			
58	information and new/improved/updated curricula to			



ITEM 213.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	other Virginia Community College campuses.			
2	M. Out of this appropriation, \$1,291,523 and 23			
3	positions the first year and \$1,291,523 and 23 positions			
4	the second year from the general fund is provided for			
5	staff who will be responsible for coordinating			
6	workforce training in the campus service area. The staff			
7	will work with local business and industry to determine			
8	training needs, coordinate with local economic			
9	development personnel, the local workforce training			
10	council, and other providers. It is the General			
11	Assembly's intent that the Virginia Community College			
12	System maximize these positions by encouraging			
13	funding matches at the local level.			
14	N. Out of this appropriation, \$508,140 and four			
15	positions the first year and \$508,140 and four positions			
16	the second year from the general fund is provided for			
17	four workforce training centers: the Peninsula			
18	Workforce Development Center (Thomas Nelson			
19	Community College), \$84,690 and one position the first			
20	year and \$84,690 and one position the second year; the			
21	Regional Center for Applied Technology Training			
22	(Danville Community College), \$169,380 and one			
23	position the first year and \$169,380 and one position			
24	the second year; a Workforce Development Center at			
25	Paul D. Camp Community College, \$169,380 and one			
26	position the first year and \$169,380 and one position			
27	the second year; and the Central Virginia			
28	Manufacturing Technology Training Center in the			
29	Lynchburg area, \$84,690 and one position the first year			
30	and \$84,690 and one position the second year. Each			
31	center shall provide a 25 percent match prior to the			
32	release of state funding.			
33	O.1. Out of this appropriation, \$345,000 the first year			
34	and \$345,000 the second year from the general fund is			
35	provided for the annual lease or rental costs of space in			
36	the Botetourt County Education and Training Center at			
37	Greenfield.			
38	2. The general fund amounts provided for in this			
39	paragraph for workforce training, retraining,			
40	programming, and community education facilities at the			
41	Botetourt County Education and Training Center shall			
42	be matched by local or private sources in a ratio of			
43	two-thirds state funds to at least one-third local or			
44	private funds, as approved by the State Board for			
45	Community Colleges.			
46	P.1. Out of this appropriation, \$330,000 the first year			
47	and \$330,000 the second year from the general fund is			
48	provided for the annual lease or rental costs of space in			
49	the Virginia Peninsula Workforce Development Center.			
50	2. The general fund amounts provided for in this Item			
51	for workforce training, retraining, programming, and			
52	community education facilities at the Virginia Peninsula			
53	Workforce Development Center shall be matched by			
54	local or private sources in a ratio of two-thirds state			
55	funds to at least one-third local or private funds, as			
56	approved by the State Board for Community Colleges.			
57	Q. This appropriation includes \$56,398 the first year			

ITEM 213.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	and \$10,148 the second year from the general fund for				
2	the eighth and ninth of nine annual payments for the				
3	lease-purchase of furnishings and equipment totaling				
4	\$4,500,000 for the Medical Education Campus of				
5	Northern Virginia Community College, the Advanced				
6	Technology Building of Tidewater Community College,				
7	and the Virginia Peninsula Workforce Development				
8	Center of Thomas Nelson Community College.				
9	R.1. Out of this appropriation, \$150,000 the first year				
10	and \$150,000 the second year from the general fund is				
11	designated for Tidewater Community College to support				
12	an apprenticeship program for Virginia's shipyard				
13	workers.				
14	2. All general fund amounts appropriated for this				
15	apprenticeship program shall be used to provide				
16	scholarships to shipyard workers enrolled in the				
17	program. The conditions for receiving a scholarship				
18	shall be those conditions described in § 23-220.01,				
19	Code of Virginia.				
20	S. Out of this appropriation, \$100,000 from the general				
21	fund and \$100,000 from nongeneral funds the first year				
22	and \$100,000 from the general fund and \$100,000 from				
23	nongeneral funds the second year is provided for the				
24	Heavy Equipment Operator program at Southside				
25	Virginia Community College.				
26	T. Out of this appropriation, \$150,000 the first year				
27	and \$150,000 the second year from the general fund is				
28	provided for the Mecklenburg County Job Retraining				
29	Center.				
30	U. Out of this appropriation, \$200,000 the first year				
31	and \$200,000 the second year from the general fund is				
32	provided for the support of educational programs in				
33	modeling and simulation technology.				
34	V. As Virginia's public colleges and universities				
35	approach full funding of the base adequacy guidelines				
36	and as the General Assembly strives to fully fund the				
37	general fund share of the base adequacy guidelines,				
38	these funds are provided with the intent that, in				
39	exercising their authority to set tuition and fees, the				
40	Board of Visitors shall take into consideration the				
41	impact of escalating college costs for Virginia students				
42	and families. In accordance with the cost-sharing goals				
43	set forth in § 4-2.01 b. of this act, the Board of Visitors				
44	is encouraged to limit increases on tuition and				
45	mandatory educational and general fees for in-state,				
46	undergraduate students to the extent possible.				
47	W. Out of the amounts appropriated to the Virginia				
48	Community College System, the State Board for				
49	Community Colleges shall establish and maintain at				
50	Northern Virginia Community College a faculty salary				
51	average at least eight percent above that of the				
52	remaining colleges in the Virginia Community College				
53	System.				
54	214.	Higher Education Student Financial Assistance (10800)..		\$151,302,536	\$155,108,638
55		Scholarships (10810).....	\$151,302,536	\$155,108,638	

ITEM 214.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$24,432,485	\$24,432,485		
2	Higher Education Operating.....	\$126,870,051	\$130,676,153		
3	Authority: Title 23, Chapter 16, Code of Virginia.				
4	215. Financial Assistance for Educational and General				
5	Services (11000)				
6	a sum sufficient, estimated at.....			\$45,117,500	\$45,117,500
7	Sponsored Programs (11004) .....	\$45,117,500	\$45,117,500		
8	Fund Sources: Higher Education Operating.....	\$45,117,500	\$45,117,500		
9	Authority: Title 23, Chapter 16, Code of Virginia.				
10	216. Economic Development Services (53400).....			\$50,706,819	\$49,895,129
11	Apprenticeship Program (53409).....	\$1,044,500	\$1,044,500		
12	Management of Workforce Development Program				
13	Services (53427).....	\$49,662,319	\$48,850,629		
14	Fund Sources: General.....	\$1,044,500	\$1,044,500		
15	Higher Education Operating.....	\$49,662,319	\$48,850,629		
16	Out of this appropriation, \$49,623,319 and 38 positions				
17	the first year, and \$48,850,629 and 38 positions the				
18	second year from nongeneral funds is provided for the				
19	administration and implementation of workforce				
20	development programs as part of the federal Workforce				
21	Investment Act.				
22	217. Higher Education Auxiliary Enterprises (80900)				
23	a sum sufficient, estimated at.....			\$29,677,025	\$32,287,802
24	Food Services (80910).....	\$29,677,025	\$32,287,802		
25	Fund Sources: Higher Education Operating.....	\$27,066,262	\$29,677,039		
26	Debt Service.....	\$2,610,763	\$2,610,763		
27	Authority: Title 23, Chapter 16, Code of Virginia.				
28	218. The appropriations in this section are for the following				
29	community colleges:				
30	<b>College I.D.</b>	<b>Community College</b>	<b>College I.D.</b>	<b>Community College</b>	
31	61	System Office	80	Northern Virginia	
32	70	Utility	85	Patrick Henry	
33	91	Blue Ridge	77	Paul D. Camp	
34	92	Central Virginia	82	Piedmont	
35	87	Dabney S. Lancaster	78	Rappahannock	
36	79	Danville	76	Southside Virginia	
37	84	Eastern Shore	94	Southwest Virginia	
38	97	Germanna	93	Thomas Nelson	
39	83	J. Sargeant Reynolds	95	Tidewater	
40	90	John Tyler	96	Virginia Highlands	
41	98	Lord Fairfax	86	Virginia Western	
42	99	Mountain Empire	88	Wytheville	
43	75	New River			
44					
45	Total for Virginia Community College System .....				<b>\$1,035,353,962</b> <b>\$1,080,357,016</b>
46	General Fund Positions.....		5,542.57	5,542.57	
47	Nongeneral Fund Positions.....		3,365.58	3,365.58	
48	Position Level .....		8,908.15	8,908.15	

ITEM 218.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$425,932,024	\$425,885,774		
2	Special.....	\$5,000	\$5,000		
3	Higher Education Operating.....	\$606,806,175	\$651,855,479		
4	Debt Service.....	\$2,610,763	\$2,610,763		
5	<b>§ 1-62. VIRGINIA MILITARY INSTITUTE (211)</b>				
6	219. Educational and General Programs (10000).....			\$30,748,628	\$30,748,628
7	Higher Education Instruction (100101).....	\$13,562,309	\$13,562,309		
8	Higher Education Public Services (100103).....	\$69,056	\$69,056		
9	Higher Education Academic Support (100104).....	\$4,453,400	\$4,453,400		
10	Higher Education Student Services (100105).....	\$2,155,787	\$2,155,787		
11	Higher Education Institutional Support (100106).....	\$6,135,320	\$6,135,320		
12	Operation and Maintenance of Plant (100107).....	\$4,372,756	\$4,372,756		
13	Fund Sources: General.....	\$10,940,824	\$10,940,824		
14	Higher Education Operating.....	\$19,407,804	\$19,407,804		
15	Debt Service.....	\$400,000	\$400,000		
16	Authority: Title 23, Chapter 10, Code of Virginia.				
17	A. This Item includes general and nongeneral fund				
18	appropriations to support institutional initiatives that				
19	help meet statewide goals as described in the				
20	Restructured Higher Education Financial and				
21	Administrative Operations Act of 2005 (Chapters 933				
22	and 945, 2005 Acts of Assembly).				
23	B. As Virginia's public colleges and universities				
24	approach full funding of the base adequacy guidelines				
25	and as the General Assembly strives to fully fund the				
26	general fund share of the base adequacy guidelines,				
27	these funds are provided with the intent that, in				
28	exercising their authority to set tuition and fees, the				
29	Board of Visitors shall take into consideration the				
30	impact of escalating college costs for Virginia students				
31	and families. In accordance with the cost-sharing goals				
32	set forth in § 4-2.01 b. of this act, the Board of Visitors				
33	is encouraged to limit increases on tuition and				
34	mandatory educational and general fees for in-state,				
35	undergraduate students to the extent possible.				
36	220. Higher Education Student Financial Assistance (10800)..			\$1,271,762	\$1,271,762
37	Scholarships (10810).....	\$1,271,762	\$1,271,762		
38	Fund Sources: General.....	\$721,762	\$721,762		
39	Higher Education Operating.....	\$550,000	\$550,000		
40	Authority: Title 23, Chapter 10, § 23-105, Code of				
41	Virginia.				
42	Out of the amounts for Scholarships and Loans, the				
43	Institute shall provide for State Cadetships and for				
44	discretionary student aid.				
45	221. Financial Assistance for Educational and General				
46	Services (11000)				
47	a sum sufficient, estimated at.....			\$894,898	\$894,898
48	Eminent Scholars (11001).....	\$200,001	\$200,001		
49	Sponsored Programs (11004).....	\$694,897	\$694,897		
50	Fund Sources: Higher Education Operating.....	\$894,898	\$894,898		
51	Authority: Title 23, Chapter 10, Code of Virginia.				

ITEM 221.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 222.	Unique Military Activities (11300).....		\$6,196,904	\$6,196,904
2	Fund Sources: General.....	\$3,139,904	\$3,139,904	
3	Higher Education Operating.....	\$3,057,000	\$3,057,000	
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	Food Services (80910).....	\$6,001,500	\$6,001,500	
16	Bookstores and other Stores (80920).....	\$532,994	\$532,994	
17	Residential Services (80930).....	\$1,687,367	\$1,687,367	
18	Student Health Services (80960).....	\$171,448	\$171,448	
19	Student Unions and Recreational Facilities (80970).....	\$1,220,134	\$1,220,134	
20	Recreational and Intramural Programs (80980).....	\$536,902	\$536,902	
21	Other Enterprise Functions (80990).....	\$4,532,212	\$4,532,212	
22	Intercollegiate Athletics (80995).....	\$4,958,108	\$4,958,108	
23	Fund Sources: Higher Education Operating.....	\$18,447,000	\$18,447,000	
24	Debt Service.....	\$1,193,665	\$1,193,665	
25	Authority: Title 23, Chapter 10, Code of Virginia.			
26	Total for Virginia Military Institute.....		<b>\$58,752,857</b>	<b>\$58,752,857</b>
27	General Fund Positions.....	185.71	185.71	
28	Nongeneral Fund Positions.....	278.06	278.06	
29	Position Level.....	463.77	463.77	
30	Fund Sources: General.....	\$14,802,490	\$14,802,490	
31	Higher Education Operating.....	\$42,356,702	\$42,356,702	
32	Debt Service.....	\$1,593,665	\$1,593,665	
33	<b>§ 1-63. VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY (208)</b>			
34 224.	Educational and General Programs (10000).....		\$483,891,640	\$506,089,640
35	Higher Education Instruction (100101).....	\$274,188,768	\$292,087,458	
36	Higher Education Research (100102).....	\$22,587,074	\$22,587,074	
37	Higher Education Public Services (100103).....	\$17,486,696	\$17,486,696	
38	Higher Education Academic Support (100104).....	\$57,880,155	\$61,141,076	
39	Higher Education Student Services (100105).....	\$14,584,317	\$15,622,706	
40	Higher Education Institutional Support (100106).....	\$45,092,920	\$45,092,920	
41	Operation and Maintenance of Plant (100107).....	\$52,071,710	\$52,071,710	
42	Fund Sources: General.....	\$180,265,808	\$180,265,808	
43	Higher Education Operating.....	\$303,625,832	\$325,823,832	
44	Authority: Title 23, Chapter 11, Code of 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			

ITEM 224.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Acts of Assembly).				
2	B. Out of this appropriation shall be expended an				
3	amount estimated at \$869,882 from the general fund				
4	and \$436,357 from nongeneral funds the first year and				
5	\$869,882 from the general fund and \$436,357 from				
6	nongeneral funds the second year for the educational				
7	telecommunications project to provide graduate				
8	engineering education, subject to a plan approved by				
9	the State Council of Higher Education for Virginia.				
10	C. Out of this appropriation, \$161,761 from the general				
11	fund and \$250,813 from nongeneral funds the first year				
12	and \$161,761 from the general fund and \$250,813 from				
13	nongeneral funds the second year is designated to				
14	support the Educational and General portion of the debt				
15	service for the coal-fired facility, as approved in Item				
16	D-6.1, Chapter 459, Acts of Assembly of 1991.				
17	D. Out of this appropriation, \$450,000 the first year				
18	and \$450,000 the second year from the general fund is				
19	designated to support the Marion duPont Scott Equine				
20	Center of the Virginia-Maryland Regional College of				
21	Veterinary Medicine.				
22	E. Out of this appropriation, \$141,750 and one position				
23	the first year and \$141,750 and one position the second				
24	year from the general fund is designated for the				
25	Virginia Center for Coal and Energy Research.				
26	F. Out of this appropriation, \$15,000 the first year and				
27	\$15,000 the second year from the general fund is				
28	designated to support continuing education activities at				
29	the Reynolds Homestead.				
30	G. Out of this appropriation, \$84,375 the first year and				
31	\$84,375 the second year from the general fund is				
32	designated to support the research activities of the				
33	Virginia Water Resources Center.				
34	H. Out of this appropriation, \$337,013 the first year				
35	and \$337,013 the second year from the general fund is				
36	designated to support tobacco research for medicinal				
37	purposes and field tests at sites in Blackstone and				
38	Abingdon.				
39	I. As Virginia's public colleges and universities				
40	approach full funding of the base adequacy guidelines				
41	and as the General Assembly strives to fully fund the				
42	general fund share of the base adequacy guidelines,				
43	these funds are provided with the intent that, in				
44	exercising their authority to set tuition and fees, the				
45	Board of Visitors shall take into consideration the				
46	impact of escalating college costs for Virginia students				
47	and families. In accordance with the cost-sharing goals				
48	set forth in § 4-2.01 b. of this act, the Board of Visitors				
49	is encouraged to limit increases on tuition and				
50	mandatory educational and general fees for in-state,				
51	undergraduate students to the extent possible.				
52	J. The appropriation for the fund source Higher				
53	Education Operating in this Item shall be considered a				
54	sum sufficient appropriation, which is an estimate of				
55	the amount of revenues to be collected for the				

ITEM 224.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	educational and general program under the terms of the				
2	management agreement between Virginia Polytechnic				
3	Institute and State University and the Commonwealth,				
4	as set forth in Chapters 933 and 943, of the 2006 Acts				
5	of Assembly.				
6	225. Higher Education Student Financial Assistance (10800)..			\$17,150,905	\$17,150,905
7	Scholarships (10810).....	\$12,757,325	\$12,757,325		
8	Fellowships (10820).....	\$4,393,580	\$4,393,580		
9	Fund Sources: General.....	\$17,150,905	\$17,150,905		
10	Authority: Soil Scientist Scholarships: § 23-38.3, Code				
11	of Virginia; Other Scholarships: §§ 23-114 through				
12	23-131, Code of Virginia.				
13	Out of the amount for Scholarships and Loans, the				
14	following sums shall be made available from the				
15	general fund for:				
16	1. Soil Scientist Scholarships, \$11,000 the first year and				
17	\$11,000 the second year.				
18	2. Scholarships, internships, and graduate assistantships				
19	administered by the Multicultural Academic				
20	Opportunities Program at the university, \$307,500 the				
21	first year and \$307,500 the second year. Eligible				
22	students must have financial need and participate in an				
23	academic support program.				
24	226. Financial Assistance for Educational and General			\$266,401,934	\$258,876,934
25	Services (11000).....				
26	Eminent Scholars (11001).....	\$2,000,000	\$2,000,000		
27	Sponsored Programs (11004).....	\$264,401,934	\$256,876,934		
28	Fund Sources: General.....	\$7,825,000	\$300,000		
29	Higher Education Operating.....	\$258,576,934	\$258,576,934		
30	Authority: Title 23, Chapter 11, Code of Virginia.				
31	A. Out of this appropriation, \$7,525,000 from the				
32	general fund and \$15,000,000 from nongeneral funds				
33	the first year and \$15,000,000 from nongeneral funds				
34	the second year is designated to support research				
35	capacity in the areas of bioengineering, biomaterials,				
36	and nanotechnology. This reflects the Commonwealth's				
37	commitment to research with an emphasis on the				
38	development of self-sustaining enterprises that continue				
39	beyond the 2008-2010 biennium.				
40	B. Virginia Polytechnic Institute and State University				
41	is authorized to establish a self-supporting "instructional				
42	enterprise" fund to account for the revenues and				
43	expenditures of the Institute for Distance and				
44	Distributed Learning (IDDL) classes offered to students				
45	at locations outside the Commonwealth of Virginia.				
46	Consistent with the self-supporting concept of an				
47	"enterprise fund," student tuition and fee revenues for				
48	IDDL students at locations outside Virginia shall				
49	exceed all direct and indirect costs of providing				
50	instruction to those students. The Board of Visitors				
51	shall set tuition and fee rates to meet this requirement				
52	and shall set other policies regarding the IDDL as may				
53	be appropriate. Revenue and expenditures of the fund				

ITEM 226.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	shall be accounted for in such a manner as to be				
2	auditable by the Auditor of Public Accounts. As a part				
3	of this "instructional enterprise" fund Virginia Tech is				
4	authorized to establish a program in which				
5	Internet-based (on-line) courses, certificate, and entire				
6	degree programs, primarily at the graduate level, are				
7	offered to students in Virginia who are not enrolled for				
8	classes on the Blacksburg campus or one of the				
9	extended campus locations. Tuition generated by				
10	Virginia students taking these on-line courses and				
11	tuition from IDDL students at locations outside Virginia				
12	shall be retained in the fund to support the entire IDDL				
13	program and shall not be used by the state to offset				
14	other Educational and General costs. Revenues in				
15	excess of expenditures shall be retained in the fund to				
16	support the entire IDDL program. Full-time equivalent				
17	students generated through these programs shall be				
18	accounted for separately. Additionally, revenues which				
19	remain unexpended on the last day of the previous				
20	biennium and the last day of the first year of the				
21	current biennium shall be reappropriated and allotted				
22	for expenditure in the respective succeeding fiscal year.				
23	C. The Higher Education Operating fund source listed				
24	in this Item is considered to be a sum sufficient				
25	appropriation, which is an estimate of funding required				
26	by the university to cover sponsored program				
27	operations.				
28	227.	Unique Military Activities (11300).....		\$1,569,824	\$1,569,824
29		Fund Sources: General.....	\$1,569,824	\$1,569,824	
30		Authority: Discretionary Inclusion.			
31		A.1. Personnel associated with performance of activities			
32		designated by the State Council of Higher Education			
33		for Virginia to be uniquely military shall be excluded			
34		from the calculation of employment guidelines.			
35		2. It is the intent of the General Assembly that			
36		nonresident cadets receive the same general fund			
37		support in the Unique Military program as resident			
38		cadets.			
39	228.	Higher Education Auxiliary Enterprises (80900)			
40		a sum sufficient, estimated at.....		\$192,678,654	\$202,630,654
41		Food Services (80910).....	\$37,158,519	\$38,740,517	
42		Residential Services (80930).....	\$26,377,869	\$28,786,869	
43		Parking and Transportation Systems and Services			
44		(80940).....	\$5,436,954	\$5,985,952	
45		Telecommunications Systems and Services (80950).....	\$17,043,537	\$17,778,538	
46		Student Health Services (80960).....	\$8,192,024	\$8,692,024	
47		Student Unions and Recreational Facilities (80970).....	\$9,455,920	\$10,002,918	
48		Recreational and Intramural Programs (80980).....	\$5,346,040	\$5,930,041	
49		Other Enterprise Functions (80990).....	\$40,888,478	\$42,545,479	
50		Intercollegiate Athletics (80995).....	\$42,779,313	\$44,168,316	
51		Fund Sources: Higher Education Operating.....	\$192,678,654	\$202,630,654	
52		Authority: Title 23, Chapter 11, Code of Virginia.			
53		Total for Virginia Polytechnic Institute and State			
54		University.....		\$961,692,957	\$986,317,957



ITEM 228.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	1,911.53	1,911.53		
2	Nongeneral Fund Positions.....	4,276.45	4,276.45		
3	Position Level .....	6,187.98	6,187.98		
4	Fund Sources: General .....	\$206,811,537	\$199,286,537		
5	Higher Education Operating.....	\$754,881,420	\$787,031,420		
6	<b>Virginia Cooperative Extension and Agricultural Experiment Station (229)</b>				
7	229. Educational and General Programs (10000).....			\$85,545,460	\$85,545,460
8	Higher Education Research (100102) .....	\$38,741,597	\$38,741,597		
9	Higher Education Public Services (100103).....	\$45,332,061	\$45,332,061		
10	Higher Education Academic Support (100104).....	\$892,817	\$892,817		
11	Operation and Maintenance of Plant (100107).....	\$578,985	\$578,985		
12	Fund Sources: General .....	\$67,004,888	\$67,004,888		
13	Higher Education Operating.....	\$18,540,572	\$18,540,572		
14	Authority: § 23-132.1 through § 23-132.11, Code of				
15	Virginia.				
16	A. Appropriations for this agency shall include				
17	operating expenses for research and investigations, and				
18	the several regional and county agricultural experiment				
19	stations under its control, in accordance with law.				
20	B.1. It is the intent of the General Assembly that the				
21	Cooperative Extension Service give highest priority to				
22	programs and services which comprised the original				
23	mission of the Extension Service, especially agricultural				
24	programs at the local level. The University shall ensure				
25	that the service utilizes information technology to the				
26	extent possible in the delivery of programs.				
27	2. The budget of this agency shall include and				
28	separately account for local payments. Virginia				
29	Polytechnic Institute and State University, in				
30	conjunction with Virginia State University, shall report,				
31	by fund source, actual expenditures for each program				
32	area and total actual expenditures for the agency,				
33	annually, by September 1, to the Department of				
34	Planning and Budget and the House Appropriations and				
35	Senate Finance Committees. The report shall include all				
36	expenditures from local support funds.				
37	C. The Virginia Cooperative Extension and Agricultural				
38	Experiment Station shall not charge a fee for testing the				
39	soil on property used for commercial farming.				
40	D. The appropriation for the fund source Higher				
41	Education Operating in this Item shall be considered a				
42	sum sufficient appropriation, which is an estimate of				
43	the amount of revenues to be collected for the				
44	educational and general program under the terms of the				
45	management agreement between Virginia Polytechnic				
46	Institute and State University and the Commonwealth,				
47	as set forth in Chapters 933 and 943, of the 2006 Acts				
48	of Assembly.				
49	Total for Virginia Cooperative Extension and			\$85,545,460	\$85,545,460
50	Agricultural Experiment Station.....				

ITEM 229.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	689.94	689.94		
2	Nongeneral Fund Positions.....	384.47	384.47		
3	Position Level .....	1,074.41	1,074.41		
4	Fund Sources: General .....	\$67,004,888	\$67,004,888		
5	Higher Education Operating.....	\$18,540,572	\$18,540,572		
6	Grand Total for Virginia Polytechnic Institute and State				
7	University .....			<b>\$1,047,238,417</b>	<b>\$1,071,863,417</b>
8	General Fund Positions.....	2,601.47	2,601.47		
9	Nongeneral Fund Positions.....	4,660.92	4,660.92		
10	Position Level .....	7,262.39	7,262.39		
11	Fund Sources: General .....	\$273,816,425	\$266,291,425		
12	Higher Education Operating.....	\$773,421,992	\$805,571,992		
13	<b>§ 1-64. VIRGINIA STATE UNIVERSITY (212)</b>				
14	230. Educational and General Programs (10000).....			\$64,749,973	\$67,330,936
15	Higher Education Instruction (100101).....	\$39,158,917	\$40,667,748		
16	Higher Education Research (100102) .....	\$799,355	\$810,453		
17	Higher Education Public Services (100103).....	\$116,058	\$120,446		
18	Higher Education Academic Support (100104).....	\$5,769,327	\$6,010,647		
19	Higher Education Student Services (100105).....	\$4,224,078	\$4,411,714		
20	Higher Education Institutional Support (100106).....	\$7,523,465	\$7,853,054		
21	Operation and Maintenance of Plant (100107).....	\$7,158,773	\$7,456,874		
22	Fund Sources: General .....	\$33,619,425	\$33,619,425		
23	Higher Education Operating.....	\$31,130,548	\$33,711,511		
24	Authority: Title 23, Chapter 13, Code of Virginia.				
25	A. This Item includes general and nongeneral fund				
26	appropriations to support institutional initiatives that				
27	help meet statewide goals described in the Restructured				
28	Higher Education Financial and Administrative				
29	Operations Act of 2005 (Chapters 933 and 945, 2005				
30	Acts of Assembly).				
31	B.1. Out of this appropriation, \$2,880,862 the first year				
32	and \$2,880,862 the second year from the general fund				
33	is designated for continued enhancement of the existing				
34	Bachelor of Science academic programs in Computer				
35	Science, Manufacturing Engineering, Computer				
36	Engineering, Mass Communications and Criminal				
37	Justice, and the doctoral program in Education.				
38	2. Out of the amounts for programs listed in paragraph				
39	B.1. of this Item shall be provided \$909,777 the first				
40	year and \$909,777 the second year from the general				
41	fund for lease payments through the Master Equipment				
42	Leasing Program for educational and general				
43	equipment.				
44	3. Out of the amounts for Educational and General				
45	Programs, \$37,500 each year from the general fund is				
46	provided to serve in lieu of endowment income for the				
47	Eminent Scholars Program.				
48	4. In conjunction with the Secretary of Education,				
49	Virginia State University shall develop the following:				
50	a. a timetable for implementing the academic programs				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 230.					
1	funded in B.1. above, including a plan for recruiting				
2	faculty, staff, and students;				
3	b. a means by which to assess the effectiveness toward				
4	meeting the goals of the new programs; and				
5	c. periodic reports on the expenditures of the funds				
6	provided.				
7	5. Any unexpended balances in paragraphs B.1., B.2.				
8	and B.3. in this Item at the close of business on June				
9	30, 2008 and June 30, 2009 shall not revert to the				
10	surplus of the general fund but shall be carried forward				
11	on the books of the State Comptroller and				
12	reappropriated in the succeeding year.				
13	C. This appropriation includes \$200,000 the first year				
14	and \$200,000 the second year from the general fund to				
15	increase the number of faculty with terminal degrees to				
16	at least 85 percent of the total teaching faculty.				
17	D. Out of this appropriation, Virginia State University				
18	is authorized to use up to \$600,000 the first year and				
19	\$600,000 the second year to address extremely critical				
20	deferred maintenance deficiencies in its facilities,				
21	including residence halls and dining facilities.				
22	E. This appropriation includes \$99,536 from the general				
23	fund and \$120,190 from nongeneral funds the first year				
24	and \$99,536 from the general fund and \$120,190 from				
25	nongeneral funds the second year for the third and				
26	fourth of five annual payments for the purchase and				
27	installation of equipment totaling \$1,001,000 for the				
28	new campus administrative system. Annual payments				
29	in years three through five are expected to be \$99,536				
30	from the general fund and \$120,190 from nongeneral				
31	funds each year.				
32	F. As Virginia's public colleges and universities				
33	approach full funding of the base adequacy guidelines				
34	and as the General Assembly strives to fully fund the				
35	general fund share of the base adequacy guidelines,				
36	these funds are provided with the intent that, in				
37	exercising their authority to set tuition and fees, the				
38	Board of Visitors shall take into consideration the				
39	impact of escalating college costs for Virginia students				
40	and families. In accordance with the cost-sharing goals				
41	set forth in § 4-2.01 b. of this act, the Board of Visitors				
42	is encouraged to limit increases on tuition and				
43	mandatory educational and general fees for in-state,				
44	undergraduate students to the extent possible.				
45	231. Higher Education Student Financial Assistance (10800)..			\$5,842,440	\$5,842,440
46	Scholarships (10810).....	\$5,582,552	\$5,582,552		
47	Fellowships (10820).....	\$259,888	\$259,888		
48	Fund Sources: General.....	\$4,596,030	\$4,596,030		
49	Higher Education Operating.....	\$1,246,410	\$1,246,410		
50	Authority: Title 23, Chapter 13, Code of Virginia.				

ITEM 231.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	232.				
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		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 234.</b>					
1	source, actual expenditures for each program area and				
2	total actual expenditures for the Extension Division,				
3	annually, by September 1, to the Department of				
4	Planning and Budget and the House Appropriations and				
5	Senate Finance Committees. The report shall include all				
6	expenditures from local support funds.				
7	C. Out of this appropriation, \$394,000 the first year and				
8	\$394,000 the second year from the general fund is				
9	designated for the Small-Farmer Outreach Training and				
10	Technical Assistance Program to provide outreach and				
11	business management education to small farmers.				
12	Total for Cooperative Extension and Agricultural				
13	Research Services.....			<b>\$9,849,256</b>	<b>\$9,849,256</b>
14	General Fund Positions.....	30.75	30.75		
15	Nongeneral Fund Positions.....	52.00	52.00		
16	Position Level .....	82.75	82.75		
17	Fund Sources: General.....	\$4,785,161	\$4,785,161		
18	Higher Education Operating.....	\$5,064,095	\$5,064,095		
19	Grand Total for Virginia State University.....			<b>\$128,917,576</b>	<b>\$135,994,329</b>
20	General Fund Positions.....	346.12	348.12		
21	Nongeneral Fund Positions.....	506.69	506.69		
22	Position Level .....	852.81	854.81		
23	Fund Sources: General.....	\$43,000,616	\$43,000,616		
24	Higher Education Operating.....	\$82,225,665	\$89,302,418		
25	Debt Service.....	\$3,691,295	\$3,691,295		
26	<b>§ 1-65. FRONTIER CULTURE MUSEUM OF VIRGINIA (239)</b>				
27	235. Museum and Cultural Services (14500) .....			\$2,257,964	\$2,258,464
28	Collections Management and Curatorial Services				
29	(14501) .....	\$179,066	\$179,066		
30	Education and Extension Services (14503) .....	\$819,390	\$819,390		
31	Operational and Support Services (14507) .....	\$1,259,508	\$1,260,008		
32	Fund Sources: General.....	\$1,811,671	\$1,812,171		
33	Special.....	\$446,293	\$446,293		
34	Authority: Title 23, Chapter 25, Code of Virginia.				
35	Any revenue generated by the Frontier Culture Museum				
36	of Virginia from the development of its properties				
37	pursuant to § 23-298, Code of Virginia, may be				
38	retained by the museum to support agency operations.				
39	Such revenues shall be deposited into a special fund				
40	which shall be created on the books of the Comptroller.				
41	Amounts in this fund shall be appropriated consistent				
42	with the provisions of this act.				
43	Total for Frontier Culture Museum of Virginia.....			<b>\$2,257,964</b>	<b>\$2,258,464</b>
44	General Fund Positions.....	25.50	25.50		
45	Nongeneral Fund Positions.....	15.00	15.00		
46	Position Level .....	40.50	40.50		
47	Fund Sources: General.....	\$1,811,671	\$1,812,171		
48	Special.....	\$446,293	\$446,293		

ITEM 236.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-66. GUNSTON HALL (417)</b>				
2	236. Museum and Cultural Services (14500) .....			\$1,004,690	\$1,004,690
3	Collections Management and Curatorial Services				
4	(14501) .....	\$179,071	\$179,071		
5	Education and Extension Services (14503) .....	\$188,163	\$188,163		
6	Operational and Support Services (14507) .....	\$637,456	\$637,456		
7	Fund Sources: General .....	\$645,587	\$645,587		
8	Special .....	\$359,103	\$359,103		
9	Authority: Title 23, Chapter 24, Code of Virginia.				
10	Total for Gunston Hall .....			<b>\$1,004,690</b>	<b>\$1,004,690</b>
11	General Fund Positions .....	8.00	8.00		
12	Nongeneral Fund Positions .....	3.00	3.00		
13	Position Level .....	11.00	11.00		
14	Fund Sources: General .....	\$645,587	\$645,587		
15	Special .....	\$359,103	\$359,103		
16	<b>§ 1-67. JAMESTOWN-YORKTOWN FOUNDATION (425)</b>				
17	237. Museum and Cultural Services (14500) .....			\$17,272,616	\$17,272,616
18	Collections Management and Curatorial Services				
19	(14501) .....	\$734,953	\$734,953		
20	Education and Extension Services (14503) .....	\$6,029,190	\$6,029,190		
21	Operational and Support Services (14507) .....	\$10,508,473	\$10,508,473		
22	Fund Sources: General .....	\$8,926,129	\$8,926,129		
23	Special .....	\$8,346,487	\$8,346,487		
24	Authority: Title 23, Chapter 23, Code of Virginia.				
25	A. Out of the amounts for Operational and Support				
26	Services, the Director is authorized to expend from				
27	special funds amounts not to exceed \$3,500 the first				
28	year and \$3,500 the second year for entertainment				
29	expenses commonly borne by businesses. Such				
30	expenses shall be recorded separately by the agency.				
31	B.1. With the prior written approval of the Director,				
32	Department of Planning and Budget, nongeneral fund				
33	revenues which are unexpended by the end of the fiscal				
34	year may be paid to the Jamestown-Yorktown				
35	Foundation, Inc. for the specific purposes determined				
36	by the Board of Trustees in support of Foundation				
37	programs.				
38	C. It is the intent of the General Assembly that the				
39	Jamestown-Yorktown Foundation be authorized to fill				
40	all positions authorized in this act and all part-time				
41	(wage) positions funded in this act, notwithstanding				
42	§ 4-7.01 of this act.				
43	Total for Jamestown-Yorktown Foundation .....			<b>\$17,272,616</b>	<b>\$17,272,616</b>
44	General Fund Positions .....	119.00	119.00		
45	Nongeneral Fund Positions .....	80.00	80.00		
46	Position Level .....	199.00	199.00		

ITEM 237.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$8,926,129	\$8,926,129		
2	Special.....	\$8,346,487	\$8,346,487		
3	<b>§ 1-68. THE LIBRARY OF VIRGINIA (202)</b>				
4	238. Archives Management (13700).....			\$8,599,484	\$8,599,484
5	Management of Public Records (13701).....	\$945,487	\$945,487		
6	Management of Archival Records (13702).....	\$2,781,582	\$2,781,582		
7	Historical and Cultural Publications (13703).....	\$995,239	\$995,239		
8	Archival Research Services (13704).....	\$1,552,720	\$1,552,720		
9	Conservation-Preservation of Historic Records (13705)...	\$1,324,456	\$1,324,456		
10	Circuit Court Record Preservation (13706).....	\$1,000,000	\$1,000,000		
11	Fund Sources: General.....	\$4,252,576	\$4,252,576		
12	Special.....	\$4,078,719	\$4,078,719		
13	Federal Trust.....	\$268,189	\$268,189		
14	Authority: Title 42.1, Chapters 1 and 7, Code of				
15	Virginia.				
16	A.1. Out of this appropriation, \$3,500,000 the first year				
17	and \$3,500,000 the second year from nongeneral funds				
18	is provided to support a program for preservation of				
19	local circuit court records.				
20	2. Included in this appropriation are 19 positions to be				
21	specifically dedicated to processing and preserving the				
22	permanent records of the circuit courts pursuant to				
23	§ 14.1-112, Code of Virginia.				
24	3. The Librarian of Virginia shall report annually to the				
25	Secretary of Education on progress in the processing				
26	and preserving of circuit court records.				
27	B.1. It is the intent of the General Assembly to relieve				
28	the 54-year backlog in processing significant archival,				
29	special and other historical collections before the year				
30	2020. To address this backlog, \$650,000 and 15				
31	positions the first year and \$650,000 and 15 positions				
32	the second year from the general fund are included in				
33	this appropriation.				
34	2. The Librarian of Virginia and the State Archivist				
35	shall conduct an annual study of The Library of				
36	Virginia's archival preservation needs and priorities, and				
37	shall report annually by December 1 to the Governor				
38	and the Chairmen of the Senate Finance and House				
39	Appropriations Committees of the General Assembly on				
40	The Library of Virginia's progress to date in reducing				
41	its archival backlog.				
42	239. Statewide Library Services (14200).....			\$7,538,892	\$7,538,892
43	Cooperative Library Services (14201).....	\$2,893,479	\$2,893,479		
44	Consultation to Libraries (14203).....	\$668,354	\$668,354		
45	Research Library Services (14206).....	\$3,977,059	\$3,977,059		
46	Fund Sources: General.....	\$3,491,202	\$3,491,202		
47	Special.....	\$94,522	\$94,522		
48	Federal Trust.....	\$3,953,168	\$3,953,168		
49	Authority: Title 42.1, Chapters 1 and 3, Code of				
50	Virginia.				
51	It is the intent of the General Assembly to continue to				

ITEM 239.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	provide electronic resources for public libraries and to				
2	provide universal access to all citizens of the				
3	Commonwealth. First priority shall be the ability to				
4	access the Internet in local public libraries.				
5	240. Financial Assistance for Educational, Cultural,				
6	Community, and Artistic Affairs (14300).....			\$17,278,628	\$17,378,628
7	State Formula Aid for Local Public Libraries (14301).....	\$17,278,628	\$17,378,628		
8	Fund Sources: General.....	\$17,278,628	\$17,378,628		
9	Authority: Title 42.1, Chapter 3, Code of Virginia.				
10	A. It is the objective of the Commonwealth that all				
11	local public libraries receiving state aid provide access				
12	to their patrons to worldwide electronic information on				
13	the Internet. It is the intent of the General Assembly				
14	that local public libraries receiving state aid invest in				
15	the technology necessary to provide or enhance this				
16	service.				
17	B. Included in this appropriation is \$90,070 the first				
18	year and \$190,070 the second year from the general				
19	fund to supplement the state formula aid distribution				
20	provided in Title 42.1, Code of Virginia, for Fairfax				
21	Public Library System.				
22	241. Administrative and Support Services (19900).....			\$7,651,807	\$7,651,807
23	General Management and Direction (19901).....	\$6,026,624	\$6,026,624		
24	Information Technology Services (19902).....	\$1,252,284	\$1,252,284		
25	Physical Plant Services (19915).....	\$372,899	\$372,899		
26	Fund Sources: General.....	\$5,771,624	\$5,771,624		
27	Special.....	\$864,200	\$864,200		
28	Federal Trust.....	\$1,015,983	\$1,015,983		
29	Authority: Title 42.1, Chapter 1, Code of Virginia.				
30	Total for The Library of Virginia.....			<b>\$41,068,811</b>	<b>\$41,168,811</b>
31	General Fund Positions.....	145.00	145.00		
32	Nongeneral Fund Positions.....	63.00	63.00		
33	Position Level.....	208.00	208.00		
34	Fund Sources: General.....	\$30,794,030	\$30,894,030		
35	Special.....	\$5,037,441	\$5,037,441		
36	Federal Trust.....	\$5,237,340	\$5,237,340		
37	<b>§ 1-69. THE SCIENCE MUSEUM OF VIRGINIA (146)</b>				
38	242. Museum and Cultural Services (14500).....			\$10,946,886	\$10,902,686
39	Collections Management and Curatorial Services				
40	(14501).....	\$1,692,532	\$1,692,531		
41	Education and Extension Services (14503).....	\$5,343,259	\$5,343,260		
42	Operational and Support Services (14507).....	\$3,911,095	\$3,866,895		
43	Fund Sources: General.....	\$5,665,520	\$5,621,320		
44	Special.....	\$4,981,366	\$4,981,366		
45	Trust and Agency.....	\$300,000	\$300,000		
46	Authority: Title 23, Chapter 18, Code of Virginia.				
47	A. This appropriation from the general fund shall be in				
48	addition to any appropriation from nongeneral funds,				



		Item Details(\$)		Appropriations(\$)	
ITEM 242.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	notwithstanding any contrary provisions in this act.				
2	B. Out of this appropriation, an additional \$50,000 and				
3	two positions the first year and \$50,000 and two				
4	positions the second year from the general fund shall be				
5	provided to support the Danville Science Center in				
6	Danville, Virginia.				
7	C. Out of this appropriation, \$50,000 and one position				
8	the first year and \$50,000 and one position the second				
9	year from the general fund shall be provided to support				
10	the Belmont Bay Life Science Center in Prince William				
11	County.				
12	Total for The Science Museum of Virginia .....			<b>\$10,946,886</b>	<b>\$10,902,686</b>
13	General Fund Positions.....	49.50	49.50		
14	Nongeneral Fund Positions.....	52.50	52.50		
15	Position Level .....	102.00	102.00		
16	Fund Sources: General .....	\$5,665,520	\$5,621,320		
17	Special.....	\$4,981,366	\$4,981,366		
18	Trust and Agency .....	\$300,000	\$300,000		
19	<b>§ 1-70. VIRGINIA COMMISSION FOR THE ARTS (148)</b>				
20	243. Financial Assistance for Educational, Cultural,				
21	Community, and Artistic Affairs (14300).....			\$6,497,317	\$6,497,317
22	Financial Assistance to Cultural Organizations (14302)...	\$6,497,317	\$6,497,317		
23	Fund Sources: General.....	\$5,776,642	\$5,776,642		
24	Federal Trust.....	\$720,675	\$720,675		
25	Authority: Title 2.2, Chapter 25, Article 4, Code of				
26	Virginia.				
27	A. In the allocation of grants to arts organizations, the				
28	Commission shall give preference to the performing				
29	arts.				
30	B. It is the objective of the Commonwealth to fund the				
31	Virginia Commission for the Arts at an amount that				
32	equals one dollar for each resident of Virginia.				
33	C. In the allocation of grants to arts organizations, the				
34	Commission shall not consider any other general fund				
35	amounts which may be appropriated to an arts				
36	organization elsewhere in this act, nor shall any funds				
37	appropriated elsewhere in this act supplant those grants				
38	which may be allocated from this appropriation.				
39	244. Museum and Cultural Services (14500) .....			\$541,505	\$541,505
40	Operational and Support Services (14507) .....	\$541,505	\$541,505		
41	Fund Sources: General.....	\$441,807	\$441,807		
42	Special.....	\$15,000	\$15,000		
43	Federal Trust.....	\$84,698	\$84,698		
44	Authority: Title 2.2, Chapter 25, Article 4, Code of				
45	Virginia.				
46	Total for Virginia Commission for the Arts.....			<b>\$7,038,822</b>	<b>\$7,038,822</b>

ITEM 244.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	5.00	5.00		
2	Position Level .....	5.00	5.00		
3	Fund Sources: General.....	\$6,218,449	\$6,218,449		
4	Special.....	\$15,000	\$15,000		
5	Federal Trust.....	\$805,373	\$805,373		
6	<b>§ 1-71. VIRGINIA MUSEUM OF FINE ARTS (238)</b>				
7	245. Museum and Cultural Services (14500) .....			\$20,565,836	\$21,076,651
8	Collections Management and Curatorial Services				
9	(14501) .....	\$4,847,758	\$4,824,455		
10	Education and Extension Services (14503) .....	\$5,336,503	\$5,847,318		
11	Operational and Support Services (14507) .....	\$10,381,575	\$10,404,878		
12	Fund Sources: General.....	\$10,399,766	\$10,899,766		
13	Special.....	\$1,717,500	\$1,717,500		
14	Dedicated Special Revenue.....	\$8,348,570	\$8,359,385		
15	Federal Trust.....	\$100,000	\$100,000		
16	Authority: Title 23, Chapter 18.1, Code of Virginia.				
17	A. The appropriation in this Item from the general fund				
18	shall be in addition to any appropriation from				
19	nongeneral funds, notwithstanding any contrary				
20	provision of this act.				
21	B. Nongeneral fund revenues included in this item				
22	under Dedicated Special Revenue will be restricted for				
23	the uses specified by the donors and shall not be				
24	subject to interagency transfers or appropriation				
25	reductions.				
26	C. The Comptroller of Virginia shall establish a special				
27	revenue account fund detail code for nongeneral funds				
28	donated to the Virginia Museum of Fine Arts by				
29	private donors and volunteers who sponsor fundraising				
30	activities to support the museum's general operations,				
31	exhibitions, and programs.				
32	D. Out of this appropriation, \$158,513 in the first year				
33	and \$158,513 in the second year from the general fund				
34	is provided to cover the service fee in lieu of taxes				
35	levied by the City of Richmond.				
36	Total for Virginia Museum of Fine Arts.....			<b>\$20,565,836</b>	<b>\$21,076,651</b>
37	General Fund Positions.....	121.50	121.50		
38	Nongeneral Fund Positions.....	58.00	58.00		
39	Position Level .....	179.50	179.50		
40	Fund Sources: General.....	\$10,399,766	\$10,899,766		
41	Special.....	\$1,717,500	\$1,717,500		
42	Dedicated Special Revenue.....	\$8,348,570	\$8,359,385		
43	Federal Trust.....	\$100,000	\$100,000		
44	<b>§ 1-72. EASTERN VIRGINIA MEDICAL SCHOOL (274)</b>				
45	246. Financial Assistance for Educational and General				
46	Services (11000).....			\$18,217,388	\$16,717,388
47	Sponsored Programs (11004) .....	\$1,500,000	\$0		
48	Medical Education (11005) .....	\$16,717,388	\$16,717,388		

ITEM 246.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$18,217,388	\$16,717,388		
2	Authority: Chapter 87, Acts of Assembly of 2002.				
3	A. Out of this appropriation, \$1,500,000 the first year				
4	from the general fund is designated to support research				
5	capacity in medical modeling and simulation. The				
6	Medical School will also support this initiative with				
7	\$1,200,000 from nongeneral funds. This reflects the				
8	Commonwealth's commitment to research with an				
9	emphasis on the development of self-sustaining				
10	enterprises that continue beyond the 2008-2010				
11	biennium.				
12	247. Appropriations for this agency shall be disbursed in				
13	twelve equal monthly installments each fiscal year.				
14	Total for Eastern Virginia Medical School.....			<b>\$18,217,388</b>	<b>\$16,717,388</b>
15	Fund Sources: General.....	\$18,217,388	\$16,717,388		
16	<b>§ 1-73. NEW COLLEGE INSTITUTE (938)</b>				
17	248. Administrative and Support Services (1990).....			\$2,986,026	\$2,986,026
18	Operation of Higher Education Centers (19931).....	\$2,986,026	\$2,986,026		
19	Fund Sources: General.....	\$1,734,809	\$1,734,809		
20	Special.....	\$1,251,217	\$1,251,217		
21	Authority: Discretionary Inclusion.				
22	A. It is the intent of the General Assembly that the				
23	New College Institute, the Institute for Advanced				
24	Learning and Research, and the Southern Virginia				
25	Higher Education Center coordinate their activities,				
26	both instructional and research, to the maximum extent				
27	possible to best meet the needs of the citizens of the				
28	region, to ensure effective utilization of resources, and				
29	to avoid unnecessary duplication. The three entities				
30	shall report annually by October 1 to the Secretary of				
31	Education and the State Council of Higher Education				
32	on their joint efforts in this regard.				
33	B. The requirements of § 4-5.05 shall not apply to this				
34	appropriation.				
35	Total for New College Institute .....			<b>\$2,986,026</b>	<b>\$2,986,026</b>
36	General Fund Positions.....	11.00	11.00		
37	Position Level .....	11.00	11.00		
38	Fund Sources: General.....	\$1,734,809	\$1,734,809		
39	Special.....	\$1,251,217	\$1,251,217		
40	<b>§ 1-74. INSTITUTE FOR ADVANCED LEARNING AND RESEARCH (885)</b>				
41	249. Economic Development Services (53400).....			\$6,560,598	\$6,560,598
42	Regional Research, Technology, Education, and				
43	Commercialization Services (53421).....	\$6,560,598	\$6,560,598		
44	Fund Sources: General.....	\$6,560,598	\$6,560,598		
45	Authority: Title 23, Chapter 16.4, Code of Virginia.				

ITEM 249.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. It is the intent of the General Assembly that the			
2	Institute for Advanced Learning and Research, the New			
3	College Institute, and the Southern Virginia Higher			
4	Education Center coordinate their activities, both			
5	instructional and research, to the maximum extent			
6	possible to best meet the needs of the citizens of the			
7	region, to ensure effective utilization of resources, and			
8	to avoid unnecessary duplication. The three entities			
9	shall report annually by October 1 to the Secretary of			
10	Education and the State Council of Higher Education			
11	on their joint efforts in this regard.			
12	B. The requirements of § 4-5.05 shall not apply to this			
13	appropriation.			
14	Total for Institute for Advanced Learning and Research..		<b>\$6,560,598</b>	<b>\$6,560,598</b>
15	Fund Sources: General .....	\$6,560,598	\$6,560,598	
16	<b>§ 1-75. ROANOKE HIGHER EDUCATION AUTHORITY (935)</b>			
17	250. Administrative and Support Services (19900).....		\$1,318,390	\$1,318,390
18	Operation of Higher Education Centers (19931).....	\$1,318,390	\$1,318,390	
19	Fund Sources: General .....	\$1,318,390	\$1,318,390	
20	Authority: Title 23, Chapter 16.3, Code of Virginia.			
21	A. The requirements of § 4-5.05 shall not apply to this			
22	appropriation.			
23	B. By September 1 of each year, the Roanoke Higher			
24	Education Authority shall submit a report to the			
25	Governor and the Chairmen of the House			
26	Appropriations and Senate Finance Committees on the			
27	development of the Roanoke Higher Education Center.			
28	The report shall include, but not be limited to, detailed			
29	information on the number of students enrolled through			
30	the center and the types of certificates and degrees			
31	awarded; the amount of private and institutional			
32	funding for the center's operations; information on the			
33	participation in the center by local governments and the			
34	private sector; uses of the state appropriations in the			
35	current biennium; and the center's educational goals and			
36	financial expectations for the following biennium.			
37	Total for Roanoke Higher Education Authority .....		<b>\$1,318,390</b>	<b>\$1,318,390</b>
38	Fund Sources: General .....	\$1,318,390	\$1,318,390	
39	<b>§ 1-76. SOUTHERN VIRGINIA HIGHER EDUCATION CENTER (937)</b>			
40	251. Administrative and Support Services (19900).....		\$2,344,077	\$2,304,077
41	Operation of Higher Education Centers (19931).....	\$2,344,077	\$2,304,077	
42	Fund Sources: General .....	\$1,941,665	\$1,901,665	
43	Special .....	\$402,412	\$402,412	
44	Authority: Title 23, Chapter 16.5, Code of Virginia.			
45	A. It is the intent of the General Assembly that the			
46	Southern Virginia Higher Education Center, the			
47	Institute for Advanced Learning and Research and the			
48	New College Institute coordinate their activities, both			

ITEM 251.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	instructional and research, to the maximum extent				
2	possible to best meet the needs of the citizens of the				
3	region, to ensure effective utilization of resources, and				
4	to avoid unnecessary duplication. The three entities				
5	shall report annually by October 1 to the Secretary of				
6	Education and the State Council of Higher Education				
7	on their joint efforts in this regard.				
8	B. Out of this appropriation, \$29,050 from the general				
9	fund the first year and \$29,050 from the general fund				
10	the second year is designated for the educational				
11	telecommunications project to provide graduate				
12	engineering education, subject to a plan approved by				
13	the State Council of Higher Education for Virginia.				
14	C. Out of this appropriation, \$499,000 and five				
15	positions the first year from the general fund and				
16	\$459,000 and five positions the second year from the				
17	general fund is designated for additional operational				
18	support of the Southern Virginia Higher Education				
19	Center and its efforts to provide specialized workforce				
20	training to the citizens of Southside Virginia.				
21	D. The requirements of § 4-5.05 shall not apply to this				
22	appropriation.				
23	Total for Southern Virginia Higher Education Center.....			<b>\$2,344,077</b>	<b>\$2,304,077</b>
24	General Fund Positions.....	18.00	18.00		
25	Nongeneral Fund Positions.....	4.00	4.00		
26	Position Level .....	22.00	22.00		
27	Fund Sources: General .....	\$1,941,665	\$1,901,665		
28	Special.....	\$402,412	\$402,412		
29	<b>§ 1-77. SOUTHWEST VIRGINIA HIGHER EDUCATION CENTER (948)</b>				
30	252. Administrative and Support Services (19900).....			\$9,215,556	\$9,215,556
31	Operation of Higher Education Centers (19931).....	\$9,215,556	\$9,215,556		
32	Fund Sources: General .....	\$2,029,992	\$2,029,992		
33	Special.....	\$7,185,564	\$7,185,564		
34	Authority: Title 23, Chapter 16.1, Code of Virginia.				
35	Out of this appropriation, \$3,800,000 the first year and				
36	\$3,800,000 the second year in nongeneral funds is				
37	designated to support scholarships provided by the				
38	Virginia Tobacco Commission in Southside and				
39	Southwest Virginia.				
40	Total for Southwest Virginia Higher Education Center....			<b>\$9,215,556</b>	<b>\$9,215,556</b>
41	General Fund Positions.....	29.00	29.00		
42	Nongeneral Fund Positions.....	4.00	4.00		
43	Position Level .....	33.00	33.00		
44	Fund Sources: General .....	\$2,029,992	\$2,029,992		
45	Special.....	\$7,185,564	\$7,185,564		

ITEM 253.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 1-78. JEFFERSON SCIENCE ASSOCIATES, LLC (936)</b>			
<b>2</b> 253.	Financial Assistance for Educational and General			
<b>3</b>	Services (11000).....		\$1,503,126	\$1,503,126
<b>4</b>	Sponsored Programs (11004) .....		\$1,503,126	\$1,503,126
<b>5</b>	Fund Sources: General.....		\$1,503,126	\$1,503,126
<b>6</b>	Authority: Discretionary Inclusion.			
<b>7</b>	A. This appropriation represents the Commonwealth of			
<b>8</b>	Virginia's contribution to the Jefferson Science			
<b>9</b>	Associates, LLC, for the support of the Thomas			
<b>10</b>	Jefferson National Accelerator Facility (Jefferson Lab)			
<b>11</b>	located at Newport News, Virginia. This contribution			
<b>12</b>	includes funds to support faculty positions and			
<b>13</b>	industry-led research that will promote economic			
<b>14</b>	development opportunities in the Commonwealth.			
<b>15</b>	B. This nonstate agency is exempt from the match			
<b>16</b>	requirement of § 2.2-1505, Code of Virginia and			
<b>17</b>	§ 4-5.05 of this act.			
<b>18</b>	Total for Jefferson Science Associates, LLC .....		<b>\$1,503,126</b>	<b>\$1,503,126</b>
<b>19</b>	Fund Sources: General.....		\$1,503,126	\$1,503,126
<b>20</b>	<b>§ 1-79. HIGHER EDUCATION RESEARCH INITIATIVE (989)</b>			
<b>21</b> 254.	Financial Assistance for Educational and General			
<b>22</b>	Services (11000).....		\$4,500,000	\$16,750,000
<b>23</b>	Sponsored Programs (11004) .....		\$4,500,000	\$16,750,000
<b>24</b>	Fund Sources: General.....		\$4,500,000	\$16,750,000
<b>25</b>	Authority: Discretionary Inclusion.			
<b>26</b>	A. 1. Out of this appropriation, \$2,000,000 the first			
<b>27</b>	year and \$8,500,000 the second year from the general			
<b>28</b>	fund is designated for the Commonwealth Technology			
<b>29</b>	Research Fund pursuant to § 2.2-22331.1., Code of			
<b>30</b>	Virginia. These funds shall be used to enhance research			
<b>31</b>	opportunities at public institutions of higher education			
<b>32</b>	in the Commonwealth in accordance with § 2.2-2233.1			
<b>33</b>	C. of the Code of Virginia.			
<b>34</b>	2. Awards of these funds shall be made by the			
<b>35</b>	Commonwealth Technology Research Fund Grant			
<b>36</b>	Allocation Committee on a competitive basis using			
<b>37</b>	predetermined criteria for proposals submitted by			
<b>38</b>	Virginia's public institutions of higher education which			
<b>39</b>	provide for a high return of economic development.			
<b>40</b>	3. Awards will be matched on at least a			
<b>41</b>	dollar-for-dollar basis by the respective institutions of			
<b>42</b>	higher education with federal funds, institutional funds,			
<b>43</b>	private funds, or any combination thereof; unless			
<b>44</b>	otherwise waived by the committee.			
<b>45</b>	B.I. This Item also includes \$15,000,000 the first year			
<b>46</b>	and \$15,000,000 the second year from the general fund			
<b>47</b>	for the purchase of research and laboratory equipment			
<b>48</b>	under the Virginia College Building Authority			
<b>49</b>	Equipment program. Distribution of these funds to			

ITEM 254.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Virginia's public institutions of higher education will				
2	also be awarded by the Commonwealth Technology				
3	Research Grant Allocation Committee on a competitive				
4	basis.				
5	2. Debt service is provided in the second year under				
6	Item 280 for the purchase of equipment authorized				
7	under Paragraph B.1.				
8	C. Out of this appropriation, \$1,000,000 the first year				
9	and \$6,500,000 the second year from the general fund				
10	is designated for Jefferson Science Associates, LLC to				
11	leverage a federal investment of \$310 million for an				
12	upgrade of the Jefferson Lab's research facilities, which				
13	will maintain its leadership in the study of nuclear				
14	physics and secure the benefits of such a facility for the				
15	Commonwealth.				
16	D. Out of this appropriation, \$1,000,000 the second				
17	year from the general fund is to be designated for the				
18	Hampton University Proton Therapy Institute to support				
19	the construction of a new center dedicated to the use of				
20	protons in the treatment of cancerous tumors with fewer				
21	side effects. Funding is contingent on the Virginia				
22	Economic Development Partnership's provision of a				
23	report to the Director, Department of Planning and				
24	Budget, confirming that the Institute has a feasible				
25	financial plan for the project.				
26	E. 1. Out of this appropriation, \$1,500,000 the first year				
27	and \$750,000 the second year from the general fund is				
28	designated for the Virginia Coastal Energy Research				
29	Consortium (VCERC) to support research and				
30	development of Virginia's marine renewable energy				
31	resources with a focus on offshore winds, waves, and				
32	marine biomass, including the generation of algal				
33	biodiesel. This reflects the Commonwealth's				
34	commitment to research with an emphasis on the				
35	development of self-sustaining enterprises that continue				
36	beyond the 2008-2010 biennium.				
37	2. The distribution of these cost-sharing funds shall be				
38	designated by the VCERC Board of Directors for				
39	proposals involving VCERC institutions working				
40	together. Old Dominion University will fund the				
41	support for the VCERC organization as required and				
42	provide industry sub-contracting as appropriate to				
43	support research and industry collaboration.				
44	3. The VCERC shall operate following the				
45	administrative model of the Virginia Space Grant				
46	Consortium, employing the Old Dominion Research				
47	Foundation as its fiscal agent.				
48	4. Funding contained in E.1. is contingent on the				
49	VCERC and/or the member institutions being able to				
50	document existing financial investments in such				
51	research activities from other federal or private funds.				
52	5. The VCERC Executive Director shall certify to the				
53	Director, Department of Planning and Budget, that the				
54	requirements contained in E.2. through E.4. have been				
55	achieved prior to the transfer from the general fund to				
56	Old Dominion University's appropriation. It will be left				

ITEM 254.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	to the discretion of the Director, Department of			
2	Planning and Budget, as to the amount of funds that			
3	are transferred at any given time.			
4	Total for Higher Education Research Initiative.....		\$4,500,000	\$16,750,000
5	Fund Sources: General.....	\$4,500,000	\$16,750,000	

**§ 1-80. VIRGINIA COLLEGE BUILDING AUTHORITY (941)**

7 255. Authority: Chapter 597, Acts of Assembly of 1986.

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

14 2. Debt service payments required to support equipment  
 15 purchases are appropriated in Item 280 for the Treasury  
 16 Board. Within the appropriation of the Treasury Board  
 17 is debt service totaling \$66,098,478 from the general  
 18 fund and \$4,842,602 from nongeneral funds the first  
 19 year and \$66,098,478 from the general fund and  
 20 \$4,842,602 from nongeneral funds the second year.

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

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

30 B.1. The State Council of Higher Education for  
 31 Virginia shall establish and maintain procedures through  
 32 which institutions of higher education apply for  
 33 allocations made available under the program, and shall  
 34 develop guidelines and recommendations for the  
 35 apportionment of such equipment to each  
 36 state-supported institution of higher education.

37 2. The Authority shall finance equipment for  
 38 educational institutions in accordance with § 23-30.28,  
 39 Code of Virginia, and according to terms and  
 40 conditions approved through the Commonwealth's  
 41 budget and appropriation process. Bonds or notes  
 42 issued by the Virginia College Building Authority to  
 43 finance equipment may be sold and issued at the same  
 44 time with other obligations of the Authority as separate  
 45 issues or as a combined issue. Each institution shall  
 46 make available such additional detail on specific  
 47 equipment to be purchased as may be requested by the  
 48 Governor or the General Assembly. If emergency  
 49 acquisitions are necessary when the General Assembly  
 50 is not in session, the Governor may approve such  
 51 acquisitions. The Governor shall report his approval of  
 52 such acquisitions to the Chairmen of the House  
 53 Appropriations and Senate Finance Committees.



ITEM 255.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. Amounts for debt service payments for allocations			
2	provided by this Item shall be provided pursuant to			
3	Item 280 of this act.			
4	C.1. Transfer of the appropriation in Item 280 of this			
5	act to the Virginia College Building Authority shall be			
6	subject to the approval of the Secretary of Finance. An			
7	allocation of \$103,409,590 made in the 2006-2008			
8	biennium brings the total amount of equipment acquired			
9	through the program to approximately \$804,198,187.			
10	2. Allocations of \$57,899,478 the first year and			
11	\$57,899,478 the second year will be made to support			
12	the purchase of additional equipment to enhance			
13	instructional and research activity at Virginia's public			
14	colleges and universities. Allocations are as follows:			
15		<b>Prior</b>	<b>FY 2009</b>	<b>FY 2010</b>
16	<b>Institutions</b>	<b>Allocations</b>	<b>Allocation</b>	<b>Allocation</b>
17	George Mason University	\$54,783,926	\$3,552,002	\$3,552,002
18	Old Dominion University	\$53,469,759	\$4,019,999	\$4,019,999
19	University of Virginia	\$136,987,933	\$9,895,276	\$9,895,276
20	Virginia Commonwealth University	\$96,041,385	\$8,063,825	\$8,063,825
21	Virginia Polytechnic Institute and			
22	State University	\$150,826,091	\$8,824,269	\$8,824,269
23	College of William and Mary	\$25,984,624	\$2,002,343	\$2,002,343
24	Christopher Newport University	\$8,340,013	\$634,664	\$634,664
25	University of Virginia's College at			
26	Wise	\$3,384,077	\$244,009	\$244,009
27	James Madison University	\$27,299,915	\$2,150,454	\$2,150,454
28	Longwood University	\$8,372,294	\$661,346	\$661,346
29	University of Mary Washington	\$10,816,005	\$631,660	\$631,660
30	Norfolk State University	\$19,714,999	\$1,176,585	\$1,176,585
31	Radford University	\$18,900,849	\$1,150,576	\$1,150,576
32	Virginia Military Institute	\$9,644,188	\$711,050	\$711,050
33	Virginia State University	\$14,342,479	\$1,215,230	\$1,215,230
34	Richard Bland College	\$2,029,431	\$134,192	\$134,192
35	Virginia Community College System	\$153,699,460	\$11,590,719	\$11,590,719
36	Virginia Institute of Marine Science	\$4,193,757	\$588,097	\$588,097
37	Southwest Virginia Higher Education			
38	Center	\$774,760	\$64,575	\$64,575
39	Roanoke Higher Education Authority	\$482,350	\$62,570	\$62,570
40	Institute for Advanced Learning and			
41	Research	\$3,659,892	\$146,003	\$146,003
42	Southern Virginia Higher Education			
43	Center	\$50,000	\$30,013	\$30,013
44	<b>TOTAL</b>	<b>\$804,198,187</b>	<b>\$57,899,478</b>	<b>\$57,899,478</b>
45	D. Item 254 of this act, includes \$15,000,000 the first			
46	and \$15,000,000 the second year for the purchase of			
47	research and laboratory equipment under the Virginia			
48	College Building Authority Equipment program. Debt			
49	service payment on this equipment is provided in Item			
50	280.			
51	Total for Virginia College Building Authority.....		\$0	\$0
52	TOTAL FOR OFFICE OF EDUCATION.....		\$15,071,980,560	\$15,473,788,810
53	General Fund Positions.....	18,493.86	18,495.86	
54	Nongeneral Fund Positions.....	33,409.51	33,584.01	
55	Position Level .....	51,903.37	52,079.87	

ITEM 255.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$8,306,018,624	\$8,568,355,954		
2	Special.....	\$38,026,765	\$38,041,215		
3	Higher Education Operating.....	\$5,480,212,609	\$5,676,330,688		
4	Commonwealth Transportation.....	\$2,413,942	\$2,413,942		
5	Trust and Agency.....	\$171,837,698	\$91,837,698		
6	Debt Service.....	\$159,521,482	\$167,993,625		
7	Dedicated Special Revenue.....	\$8,598,570	\$8,609,385		
8	Federal Trust.....	\$905,350,870	\$920,206,303		

ITEM 256.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
<b>1</b>	<b>OFFICE OF FINANCE</b>				
<b>2</b>	<b>§ 1-81. SECRETARY OF FINANCE (190)</b>				
<b>3</b>	256. Administrative and Support Services (79900).....			\$657,466	\$657,466
<b>4</b>	General Management and Direction (79901).....	\$657,466	\$657,466		
<b>5</b>	Fund Sources: General.....	\$657,466	\$657,466		
<b>6</b>	Authority: Title 2.2, Chapter 2, Article 5; § 2.2-201,				
<b>7</b>	Code of Virginia.				
<b>8</b>	Total for Secretary of Finance .....			<b>\$657,466</b>	<b>\$657,466</b>
<b>9</b>	General Fund Positions.....	5.00	5.00		
<b>10</b>	Position Level .....	5.00	5.00		
<b>11</b>	Fund Sources: General.....	\$657,466	\$657,466		
<b>12</b>	<b>§ 1-82. DEPARTMENT OF ACCOUNTS (151)</b>				
<b>13</b>	257. Financial Systems Development and Management				
<b>14</b>	(72400) .....			\$3,658,571	\$3,658,571
<b>15</b>	Financial Systems Development (72401).....	\$730,694	\$730,694		
<b>16</b>	Financial Systems Maintenance (72402) .....	\$1,171,040	\$1,171,040		
<b>17</b>	Computer Services (72404) .....	\$1,756,837	\$1,756,837		
<b>18</b>	Fund Sources: General.....	\$3,658,571	\$3,658,571		
<b>19</b>	Authority: Title 2.2, Chapter 8, Code of Virginia.				
<b>20</b>	258. Accounting Services (73700).....			\$6,676,357	\$6,721,081
<b>21</b>	General Accounting (73701) .....	\$1,432,388	\$1,432,388		
<b>22</b>	Disbursements Review (73702).....	\$2,582,498	\$2,627,222		
<b>23</b>	Payroll Operations (73703).....	\$1,115,741	\$1,115,741		
<b>24</b>	Financial Reporting (73704).....	\$1,545,730	\$1,545,730		
<b>25</b>	Fund Sources: General.....	\$6,256,714	\$6,301,438		
<b>26</b>	Special.....	\$419,643	\$419,643		
<b>27</b>	Authority: Title 2.2, Chapter 8, and § 2.2-1822, Code				
<b>28</b>	of Virginia.				
<b>29</b>	A. Out of this appropriation, \$125,000 the first year				
<b>30</b>	and \$125,000 the second year from the general fund is				
<b>31</b>	provided to the Department of Accounts for a program				
<b>32</b>	to train internal auditors. The Department of Accounts				
<b>33</b>	shall assist internal auditors of state agencies and				
<b>34</b>	institutions in receiving continued professional				
<b>35</b>	education as required by professional standards. The				
<b>36</b>	Department of Accounts shall coordinate its efforts with				
<b>37</b>	state institutions of higher education and offer training				
<b>38</b>	programs to the internal auditors as well as coordinate				
<b>39</b>	any special training programs for the internal auditors.				
<b>40</b>	B. There is hereby created on the books of the				
<b>41</b>	Comptroller the Commonwealth Charge Card Rebate				
<b>42</b>	Fund. Rebates earned in any fiscal year on the				
<b>43</b>	Commonwealth's statewide charge card program shall				
<b>44</b>	be deposited to the Commonwealth Charge Card Rebate				
<b>45</b>	Fund. The cost of administration of the program as				
<b>46</b>	well as rebates due to political subdivisions and				
<b>47</b>	payments due to the federal government are hereby				

ITEM 258.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	appropriated from the Fund. All remaining rebate				
2	revenue in the Fund shall be deposited to the general				
3	fund by June 30 of each year.				
4	259. Service Center Administration (82600) .....			\$609,824	\$609,824
5	Payroll Service Bureau (82601) .....	\$609,824	\$609,824		
6	Fund Sources: General .....	\$609,824	\$609,824		
7	Authority: § 2.2-803, Code of Virginia.				
8	A.1. The Department of Accounts shall operate a				
9	payroll service center to support the salaried and wage				
10	employees of all agencies identified by the Department				
11	of Planning and Budget. The agencies so identified				
12	shall cooperate with the Department of Accounts in				
13	transferring such records and functions as may be				
14	required. The service center shall provide services to				
15	employees to include, but not be limited to, payroll,				
16	benefit enrollment and leave accounting. The				
17	Department of Accounts shall be responsible for all				
18	accounting reconciliations for these services; however,				
19	each employing agency shall remain fully responsible				
20	for certifying the accuracy of each payroll paid to its				
21	employees. This certification shall be in such form as				
22	the Comptroller directs.				
23	2. The Department of Accounts shall recover the cost				
24	of services provided by the payroll service center for				
25	nongeneral fund employees through interagency				
26	transactions as determined by the State Comptroller.				
27	The amounts determined by the State Comptroller to be				
28	payable by those agencies listed in § 3-1.01 L. shall be				
29	net of the amounts so designated for transfer to the				
30	general fund.				
31	B.1. The Department of Accounts shall operate a fiscal				
32	service center to support the operations of all agencies				
33	identified by the Department of Planning and Budget.				
34	The agencies so identified shall cooperate with the				
35	Department of Accounts in transferring such records				
36	and functions as may be required. The service center				
37	shall provide services to agencies to include accounts				
38	payable processing, travel voucher processing, related				
39	reconciliations, and such other fiscal services as may be				
40	appropriate.				
41	2. The Department of Accounts shall recover the cost				
42	of services provided by the fiscal service center through				
43	interagency transactions as determined by the State				
44	Comptroller.				
45	C. Nothing in this section shall prohibit additional				
46	agencies from using the services of the centers;				
47	however, such additions shall be subject to approval by				
48	the affected cabinet secretary and the Secretary of				
49	Finance.				
50	260. Administrative and Support Services (79900) .....			\$1,325,086	\$1,325,086
51	General Management and Direction (79901) .....	\$1,325,086	\$1,325,086		
52	Fund Sources: General .....	\$1,325,086	\$1,325,086		
53	Authority: Title 2.2, Chapter 8, Code of Virginia.				

ITEM 260.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. The Department of Accounts is authorized to			
2	disburse, as fiscal agent for the Commonwealth Health			
3	Research Board, funds received from the Virginia			
4	Retirement System pursuant to § 23-284, Code of			
5	Virginia.			
6	B. As a condition of the appropriation in this Item, the			
7	Department shall provide to the Chairmen of the House			
8	Appropriations and Senate Finance Committees the			
9	expenditure and revenue reports necessary for timely			
10	legislative oversight of state finances. The necessary			
11	reports include monthly and year-end versions and shall			
12	be provided in an interactive electronic format agreed			
13	upon by the Chairmen of the House Appropriations and			
14	Senate Finance Committees, or their designees, and the			
15	Comptroller. Delivery of these reports shall occur by			
16	way of electronic mail or other methods to ensure their			
17	receipt within 48 hours of their initial run after the			
18	close of the business month.			
19	261.	In the event of default by a unit, as defined in		
20		§ 15.2-2602, Code of Virginia, on payment of principal		
21		of or interest on any of its general obligation bonded		
22		indebtedness when due, the State Comptroller, in		
23		accordance with § 15.2-2659, Code of Virginia, is		
24		hereby authorized to make such payment to the		
25		bondholder, or paying agent for the bondholder, and to		
26		recover such payment and associated costs of		
27		publication and mailing from any funds appropriated		
28		and payable by the Commonwealth to the unit for any		
29		and all purposes.		
30	262.	In the event of default by any employer participating in		
31		the health insurance program authorized by § 2.2-1204,		
32		Code of Virginia, in the remittance of premiums or		
33		other fees and costs of the program, the State		
34		Comptroller is hereby authorized to pay such premiums		
35		and costs and to recover such payments from any funds		
36		appropriated and payable by the Commonwealth to the		
37		employer for any purpose. The State Comptroller shall		
38		make such payments upon receipt of notice from the		
39		Director, Department of Human Resource Management,		
40		that such payments are due and unpaid from the		
41		employer.		
42	263.	The State Comptroller shall make calculations of		
43		payments and transfers related to interest earned on		
44		federal funds, interest receivable on State funds		
45		advanced on behalf of federal programs, and direct cost		
46		reimbursements due from the federal government		
47		pursuant to Item 276 of this act.		
48				
	Total for Department of Accounts .....			\$12,269,838      \$12,314,562
49	General Fund Positions.....	122.00	122.00	
50	Nongeneral Fund Positions.....	3.00	3.00	
51	Position Level .....	125.00	125.00	
52	Fund Sources: General.....	\$11,850,195	\$11,894,919	
53	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 .....		\$46,563,000	\$46,563,000
<b>4</b>	Distribution of Alcoholic Beverage Control Profits			
<b>5</b>	(72801) .....	\$260,000	\$260,000	
<b>6</b>	Distribution of Wine Taxes (72805) .....	\$273,000	\$273,000	
<b>7</b>	Distribution of Rolling Stock Taxes (72806) .....	\$4,970,000	\$4,970,000	
<b>8</b>	Distribution of Recordation Taxes (72808) .....	\$40,000,000	\$40,000,000	
<b>9</b>	Distribution of Sales Tax Revenues From Certain			
<b>10</b>	Public Facilities (72811) .....	\$930,000	\$930,000	
<b>11</b>	Distribution of Tennessee Valley Authority Payments			
<b>12</b>	in Lieu of Taxes (72812) .....	\$130,000	\$130,000	
<b>13</b>	Fund Sources: General .....	\$46,563,000	\$46,563,000	
<b>14</b>	Authority: §§ 4.1-116, 4.1-117, 4.1-235, 15.2-5814,			
<b>15</b>	15.2-5914, 58.1-608.3, 58.1-815.1, 58.1-816,			
<b>16</b>	58.1-2658.1, and 58.1-3406, Code of Virginia.			
<b>17</b>	A. Out of this appropriation, amounts estimated at			
<b>18</b>	\$20,000,000 the first year and \$20,000,000 the second			
<b>19</b>	year from the general fund shall be deposited into the			
<b>20</b>	Northern Virginia Transportation District Fund, as			
<b>21</b>	provided in §58.1-815.1, Code of Virginia. Said amount			
<b>22</b>	shall consist of recordation taxes attributable to and			
<b>23</b>	transferable to the cities of Alexandria, Fairfax, Falls			
<b>24</b>	Church, Manassas, and Manassas Park and the counties			
<b>25</b>	of Arlington, Fairfax, Loudoun, and Prince William,			
<b>26</b>	pursuant to § 58.1-816, Code of Virginia. This amount			
<b>27</b>	shall be transferred to Item 459 of this act and shall be			
<b>28</b>	used to support the Northern Virginia Transportation			
<b>29</b>	District Program as defined in § 33.1-221.1:3, Code of			
<b>30</b>	Virginia. The Commonwealth Transportation Board			
<b>31</b>	shall make such allocations and expenditures from the			
<b>32</b>	Fund as are provided in the Northern Virginia			
<b>33</b>	Transportation District, Commonwealth of Virginia			
<b>34</b>	Revenue Bond Act of 1993 (Chapter 391, Acts of			
<b>35</b>	Assembly of 1993). The Commonwealth Transportation			
<b>36</b>	Board also shall make such allocations and			
<b>37</b>	expenditures from the fund as are provided in Chapters			
<b>38</b>	470 and 597 of the Acts of Assembly of 1994			
<b>39</b>	(amendments to Chapter 391, Acts of Assembly of			
<b>40</b>	1993).			
<b>41</b>	B. Pursuant to Chapters 233 and 662 of the Acts of			
<b>42</b>	Assembly of 1994, out of this appropriation, an amount			
<b>43</b>	estimated at \$1,000,000 the first year and \$1,000,000			
<b>44</b>	the second year from the general fund shall be			
<b>45</b>	deposited into the Set-aside Fund as requested in an			
<b>46</b>	ordinance adopted March 28, 1995, and in compliance			
<b>47</b>	with the requirements provided for in § 58.1-816.1,			
<b>48</b>	Code of Virginia, for an account for the City of			
<b>49</b>	Chesapeake. These amounts shall be transferred to Item			
<b>50</b>	459 of this act and shall be allocated by the			
<b>51</b>	Commonwealth Transportation Board to provide for the			
<b>52</b>	debt service pursuant to the Oak Grove Connector, City			
<b>53</b>	of Chesapeake, Commonwealth of Virginia			
<b>54</b>	Transportation Program Revenue Bond Act of 1994			
<b>55</b>	(Chapters 233 and 662, Acts of Assembly of 1994).			
<b>56</b>	C. There is hereby appropriated for payment to the			
<b>57</b>	Virginia Baseball Stadium Authority from the program			
<b>58</b>	Financial Assistance to Localities - General a sum			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 264.</b>					
1	sufficient equal to the state personal, corporate, and				
2	pass-through entity income and sales and use tax				
3	revenues to which the Authority is entitled.				
4	265. Revenue Stabilization Fund (73500).....			\$21,320,527	\$0
5	Payments to the Revenue Stabilization Fund (73501).....	\$21,320,527	\$0		
6	Fund Sources: General.....	\$21,320,527	\$0		
7	Authority: Title 2.2, Chapter 18, Article 4, Code of				
8	Virginia.				
9	A. Out of this appropriation, \$21,320,527 the first year				
10	from the general fund attributable to actual tax				
11	collections for FY 2007 shall be paid by the State				
12	Comptroller on or before June 30, 2009, into the				
13	Revenue Stabilization Fund pursuant to § 2.2-1829,				
14	Code of Virginia. This amount is based on the				
15	certification of the Auditor of Public Accounts of actual				
16	tax revenues for FY 2007. This appropriation meets the				
17	mandatory deposit requirement of Article X, Section 8				
18	of the Constitution of Virginia.				
19	B. On or before November 1 of each year, the Auditor				
20	of Public Accounts shall report to the General				
21	Assembly the certified tax revenues collected in the				
22	most recently ended fiscal year. The Auditor shall, at				
23	the same time, provide his report on the 10 percent				
24	limitation and the amount that could be paid into the				
25	Fund in order to satisfy the mandatory deposit				
26	requirement of Article X, Section 8 of the Constitution				
27	of Virginia as well as the additional deposit				
28	requirement of § 2.2-1829, Code of Virginia.				
29	266. Virginia Education Loan Authority Reserve Fund				
30	(73600) .....			\$1,044,778	\$1,044,778
31	Loan Servicing Reserve Fund (73601).....	\$544,778	\$544,778		
32	Edvantage Reserve Fund (73602).....	\$500,000	\$500,000		
33	Fund Sources: Trust and Agency .....	\$1,044,778	\$1,044,778		
34	Authority: Chapter 384, Acts of Assembly of 1995;				
35	Chapter 39, Acts of Assembly of 1998.				
36	A. The General Assembly hereby recognizes and				
37	reaffirms the provisions of such Declarations as may				
38	have been adopted by the Virginia Education Loan				
39	Authority pursuant to Chapter 384 of the Acts of				
40	Assembly of 1995 and dated June 30, 1996. There is				
41	hereby appropriated from the VELA Loan Servicing				
42	Reserve Fund within the state treasury such sums as				
43	may be necessary, not to exceed \$444,778, to be paid				
44	out by the Comptroller consistent with the provisions of				
45	the Declarations. There is hereby appropriated from the				
46	VELA Loan Servicing Reserve Fund within the state				
47	treasury such sums as may be necessary, not to exceed				
48	\$100,000, to be paid out by the Comptroller for the				
49	purpose of determining the validity and amount of any				
50	claims against the Fund. The Comptroller is authorized				
51	to take such actions as may be necessary to effect the				
52	provisions of this paragraph.				
53	B. Funds in the Edvantage Reserve Fund are hereby				

ITEM 266.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	appropriated for disbursement by the State Comptroller,			
2	as provided for by law. All interest earned by the			
3	Edvantage Reserve Fund shall remain with the Fund.			
4	267.		\$11,348,276	\$12,648,276
5				
6		\$825,000	\$825,000	
7				
8		\$10,523,276	\$11,823,276	
9		\$11,348,276	\$12,648,276	
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>\$80,276,581</b>	<b>\$60,256,054</b>	
15	Fund Sources: General .....	\$79,231,803	\$59,211,276			
16	Trust and Agency .....	\$1,044,778	\$1,044,778			
17	Grand Total for Department of Accounts.....			<b>\$92,546,419</b>	<b>\$72,570,616</b>	
18	General Fund Positions.....	122.00	122.00			
19	Nongeneral Fund Positions.....	3.00	3.00			
20	Position Level .....	125.00	125.00			
21	Fund Sources: General .....	\$91,081,998	\$71,106,195			
22	Special.....	\$419,643	\$419,643			
23	Trust and Agency .....	\$1,044,778	\$1,044,778			
24	<b>§ 1-83. DEPARTMENT OF PLANNING AND BUDGET (122)</b>					
25	268. Planning, Budgeting, and Evaluation Services (71500)....			\$8,868,390	\$8,947,570	
26	Budget Development and Budget Execution Services					
27	(71502) .....	\$5,209,355	\$5,288,535			
28	Legislation and Executive Order Review Service					
29	(71504) .....	\$65,363	\$65,363			
30	Forecasting and Regulatory Review Services (71505).....	\$700,249	\$700,249			
31	Program Evaluation Service (71506) .....	\$2,399,974	\$2,399,974			
32	Administrative Services (71598) .....	\$493,449	\$493,449			
33	Fund Sources: General .....	\$8,618,390	\$8,697,570			
34	Special.....	\$250,000	\$250,000			
35	Authority: Title 2.2, Chapter 15 and Chapter 26, Article					
36	8, Code of Virginia.					
37	A. The Department of Planning and Budget shall be					
38	responsible for continued development and coordination					
39	of an integrated, systematic policy analysis, planning,					
40	budgeting, performance measurement and evaluation					
41	process within state government. The department shall					
42	collaborate with the Governor's Secretaries and all					
43	other agencies of state government and other entities as					
44	necessary to ensure that information generated from					
45	these processes is useful for managing and improving					
46	the efficiency and effectiveness of state government					
47	operations.					
48	B. The Department of Planning and Budget shall be					
49	responsible for the continued development and					
50	coordination of a review process for strategic plans and					
51	performance measures of the state agencies. The review					
52	process shall assess on a periodic basis the structure					
53	and content of the plans and performance measures, the					

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

ITEM 268.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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ITEM 268.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	months and not more than 24 months following the				
2	release of a final efficiency review report for an				
3	individual school division. Such recovery shall occur if				
4	the affected school division superintendent or				
5	superintendent's designee has not certified that at least				
6	half the recommendations have been initiated or at least				
7	half of the equivalent savings of such efficiency review				
8	have been realized. Lacking such certification the				
9	school division shall reimburse the state for 25 percent				
10	of the cost of the school efficiency review. Such				
11	reimbursement shall be paid into the general fund of				
12	the state treasury. The Department of Planning and				
13	Budget shall provide the format for such certification.				
14	Total for Department of Planning and Budget.....			<b>\$8,868,390</b>	<b>\$8,947,570</b>
15	General Fund Positions.....	71.00	71.00		
16	Nongeneral Fund Positions.....	2.00	2.00		
17	Position Level.....	73.00	73.00		
18	Fund Sources: General.....	\$8,618,390	\$8,697,570		
19	Special.....	\$250,000	\$250,000		
20					
	<b>§ 1-84. DEPARTMENT OF TAXATION (161)</b>				
21	269. Planning, Budgeting, and Evaluation Services (71500)....			\$3,068,003	\$3,068,003
22	Tax Policy Research and Analysis (71507).....	\$1,397,999	\$1,397,999		
23	Appeals and Rulings (71508).....	\$974,210	\$974,210		
24	Revenue Forecasting (71509).....	\$695,794	\$695,794		
25	Fund Sources: General.....	\$3,068,003	\$3,068,003		
26	Authority: §§ 2.2-1503, 15.2-2502, 58.1-202, 58.1-207,				
27	58.1-210, 58.1-213, 58.1-816, and 58.1-3406, and Title				
28	10.1, Chapter 14, Code of Virginia.				
29	The Department of Taxation shall continue the staffing				
30	and responsibility for the revenue forecasting of the				
31	Commonwealth Transportation Funds, including the				
32	Department of Motor Vehicles Special Fund, as				
33	provided in § 2.2-1503, Code of Virginia. The				
34	Department of Motor Vehicles shall provide the				
35	Department of Taxation with direct access to all data				
36	records and systems required to perform this function.				
37	The Department of Planning and Budget shall effectuate				
38	the transfer of three full-time equivalent positions and				
39	sufficient funding to ensure the successful consolidation				
40	of this function.				
41	270. Revenue Administration Services (73200).....			\$60,765,983	\$60,765,983
42	Tax Return Processing (73214).....	\$13,866,408	\$13,866,408		
43	Customer Services (73217).....	\$10,146,696	\$10,146,696		
44	Compliance Audit (73218).....	\$19,136,439	\$19,136,439		
45	Compliance Collections (73219).....	\$17,616,440	\$17,616,440		
46	Fund Sources: General.....	\$51,687,409	\$51,687,409		
47	Special.....	\$8,613,155	\$8,613,155		
48	Trust and Agency.....	\$452,457	\$452,457		
49	Dedicated Special Revenue.....	\$12,962	\$12,962		
50	Authority: Title 3.1, Chapters 18, 25.3 and 27; Title				
51	58.1, Code of Virginia.				
52	A. Pursuant to § 58.1-1803, Code of Virginia, the Tax				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 270.					
1	Commissioner is hereby authorized to contract with				
2	private collection agencies for the collection of				
3	delinquent accounts. The State Comptroller is hereby				
4	authorized to deposit collections from such agencies				
5	into the Contract Collector Fund (§ 58.1-1803, Code of				
6	Virginia). Revenue in the Contract Collector Fund may				
7	be used to pay private collection agencies/attorneys and				
8	perform oversight of their operations, upgrade audit and				
9	collection systems and data interfaces, and retain				
10	experts to perform analysis of receivables and collection				
11	techniques. Any balance in the fund remaining after				
12	such payment shall be deposited into the appropriate				
13	general, nongeneral, or local fund no later than June 30				
14	of each year.				
15	B. There is hereby appropriated, for each year of the				
16	biennium, revenues from the sales tax on fuel in certain				
17	transportation districts and certain authorities to cover				
18	only the direct cost of administration incurred by the				
19	Department in collecting these taxes as provided by				
20	§ 58.1-1724 and §58.1-1724.6, Code of Virginia.				
21	C.1. The Department of Taxation is authorized to				
22	retain, as special revenue, its reasonable share of any				
23	court fines and fees to reimburse the Department for				
24	any ongoing operational collection expenses.				
25	2. Any form of state debt assigned to the Department				
26	of Taxation for collection may be collected by the				
27	Department in the same manner and means as state				
28	taxes may be collected pursuant to Title 58.1, Chapter				
29	18, Code of Virginia.				
30	D. The Department of Taxation is authorized to make				
31	tax incentive payments to small tobacco product				
32	manufacturers who do not participate in the 1998				
33	Tobacco Master Settlement Agreement, pursuant to				
34	Chapter 901 of the 2005 Acts of Assembly.				
35	E. The Department of Taxation is hereby appropriated				
36	revenues from the Communications Sales and Use Tax				
37	Trust Fund to recover the direct cost of administration				
38	incurred by the department in implementing and				
39	collecting this tax as provided by § 58.1-662, Code of				
40	Virginia.				
41	F. The Department of Taxation is hereby appropriated				
42	revenues from the retail sales and use tax imposed on				
43	motor vehicle repair labor and services pursuant to				
44	§58.1-605K(2) and § 58.1-606 H(2), Code of Virginia,				
45	to recover the direct cost of administration incurred by				
46	the department in implementing and collecting such tax.				
47	271. Tax Value Assistance to Localities (73400).....			\$1,279,415	\$1,279,415
48	Training for Local Assessors (73401).....	\$81,401	\$81,401		
49	Valuation and Assessment Assistance for Localities				
50	(73410) .....	\$1,198,014	\$1,198,014		
51	Fund Sources: General .....	\$905,886	\$905,886		
52	Special .....	\$373,529	\$373,529		
53	Authority: Title 58.1, Chapters 32, 34, 35, 36, and 39				
54	and §§ 58.1-202, subdivisions 6, 10, and 11, 58.1-206;				
55	§§ 58.1-2655, 58.1-3239, 58.1-3278, and 58.1-3374,				

ITEM 271.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Code of Virginia.			
2	A.The Department is hereby authorized to recover from			
3	participating localities, as special funds, the direct costs			
4	associated with assessor/property tax and local valuation			
5	and assessments training classes. In accordance with			
6	§ 58.1-206, Code of Virginia, the assessing officers and			
7	board members attending shall continue to be			
8	reimbursed for the actual expenses incurred by their			
9	attendance at the programs.			
10	B. In the expenditure of funds out of its appropriations			
11	for determination of true values of locally taxable real			
12	estate for use by the Board of Education in state school			
13	fund distributions, the Department of Taxation shall use			
14	a sufficiently representative sampling of parcels, in			
15	accordance with the classification system as established			
16	in § 58.1-208, Code of Virginia, to reflect actual true			
17	values; further, the Department shall, upon request of			
18	any local school board, review its initial determination			
19	and promptly inform the Board of Education of			
20	corrections in such determination.			
21	272.	On and after July 1, 2006, the Department of Taxation		
22		shall cease its current interpretive application of the		
23		"true object" test to contractors who provide services to		
24		the United States, the Commonwealth, or any political		
25		subdivision or instrumentality thereof. Effective for		
26		"work orders", "statements of work" and "task orders,"		
27		entered into on and after July 1, 2006, the Department		
28		of Taxation shall make a taxability determination		
29		regarding the true object of the transaction entered into		
30		with the government entity based upon the true object		
31		of each separate "work order", "statement of work" and		
32		"task order," rather than the true object of the		
33		underlying contract between the government entity and		
34		such contractor. Nothing in this paragraph shall be		
35		construed to extend an exemption to materials,		
36		equipment, or other tangible personal property		
37		purchased by a contractor for use in real estate		
38		construction contracts with a governmental entity.		
39	273.	Administrative and Support Services (79900).....		\$32,282,489
40		General Management and Direction (79901).....	\$7,589,621	\$8,089,621
41		Information Technology Services (79902).....	\$24,692,868	\$24,692,868
42		Fund Sources: General .....	\$32,215,264	\$32,715,264
43		Special.....	\$67,225	\$67,225
44		Authority: §§ 58.1-200, 58.1-202, and 58.1-213, Code		
45		of Virginia.		
46		A. To defray the costs of administration for voluntary		
47		contributions made on individual income tax returns for		
48		taxable years beginning on or after January 1, 2003, the		
49		Department of Taxation may retain up to five percent		
50		of the contributions made to each organization, not to		
51		exceed a total of \$50,000 from all organizations in any		
52		taxable year.		
53		B. The Department is hereby authorized to request and		
54		receive a treasury loan to fund the necessary start-up		
55		costs associated with the implementation of a local		
56		income tax and/or sales and use tax modification. The		

		Item Details(\$)		Appropriations(\$)	
ITEM 273.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Department shall not incur such costs unless a				
2	locality(ies) takes action to put the tax options on a				
3	referendum. The treasury loan shall be repaid for these				
4	costs from the local income tax and/or sales and use				
5	tax revenues.				
6	Total for Department of Taxation.....			<b>\$97,395,890</b>	<b>\$97,895,890</b>
7	General Fund Positions.....	910.50	910.50		
8	Nongeneral Fund Positions.....	36.00	36.00		
9	Position Level.....	946.50	946.50		
10	Fund Sources: General.....	\$87,876,562	\$88,376,562		
11	Special.....	\$9,053,909	\$9,053,909		
12	Trust and Agency.....	\$452,457	\$452,457		
13	Dedicated Special Revenue.....	\$12,962	\$12,962		
14	<b>§ 1-85. DEPARTMENT OF THE TREASURY (152)</b>				
15	274. Investment, Trust, and Insurance Services (72500).....			\$6,345,416	\$6,350,244
16	Debt Management (72501).....	\$1,036,408	\$1,036,408		
17	Insurance Services (72502).....	\$2,081,060	\$2,081,060		
18	Banking and Investment Services (72503).....	\$3,227,948	\$3,232,776		
19	Fund Sources: General.....	\$3,535,319	\$3,535,319		
20	Special.....	\$5,600	\$5,600		
21	Commonwealth Transportation.....	\$183,163	\$183,163		
22	Trust and Agency.....	\$2,621,334	\$2,626,162		
23	Authority: Title 2.2, Chapter 18, Code of Virginia.				
24	A. The Department of the Treasury shall take into				
25	account the claims experience of each agency and				
26	institution when setting premiums for the general				
27	liability program.				
28	B. Coverage provided by the VARISK plan for				
29	constitutional officers shall be extended to any action				
30	filed against a constitutional officer or appointee of a				
31	constitutional officer before the Equal Employment				
32	Opportunity Commission or the Virginia State Bar.				
33	C. By January 15 of each year the Department of the				
34	Treasury shall report to the chairmen of the House				
35	Appropriations and Senate Finance Committees, in a				
36	unified report mutually agreeable to them, summarizing				
37	changes in required debt service payments from the				
38	general fund as the result of any refinancing, refunding,				
39	or issuance actions taken or expected to be taken by the				
40	Commonwealth within the next twelve months.				
41	275. Revenue Administration Services (73200).....			\$10,637,372	\$10,637,372
42	Unclaimed Property Administration (73207).....	\$4,366,487	\$4,366,487		
43	Accounting and Trust Services (73213).....	\$1,449,783	\$1,449,783		
44	Check Processing and Bank Reconciliation (73216).....	\$3,090,024	\$3,090,024		
45	Administrative Services (73220).....	\$1,731,078	\$1,731,078		
46	Fund Sources: General.....	\$4,289,707	\$4,289,707		
47	Special.....	\$422,355	\$422,355		
48	Trust and Agency.....	\$5,321,059	\$5,321,059		
49	Dedicated Special Revenue.....	\$604,251	\$604,251		
50	Authority: Title 2.2, Chapter 18 and §§ 55-210.1				
51	through 55-210.30, Code of Virginia.				

ITEM 275.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. Included in this Item is a sum sufficient nongeneral			
2	fund appropriation for personal services and other			
3	operating expenses to process checks issued by the			
4	Department of Social Services. The estimated cost,			
5	excluding actual postage costs, is \$85,000 the first year			
6	and \$85,000 the second year.			
7	B. Included in this Item is a sum sufficient nongeneral			
8	fund appropriation for administrative expenses to			
9	process the Virginia Employment Commission (VEC)			
10	and Virginia Retirement System (VRS) checks. The			
11	estimated cost for VEC is \$2,500 the first year and			
12	\$2,500 the second year, and for VRS is \$24,000 the			
13	first year and \$24,000 the second year.			
14	C.1. The amounts for Unclaimed Property			
15	Administration are for administrative and related			
16	support costs of the Uniform Disposition of Unclaimed			
17	Property Act, to be paid solely from revenues derived			
18	pursuant to the Act.			
19	2. The amounts also include a sum sufficient			
20	nongeneral fund amount estimated at \$900,000 the first			
21	year and \$900,000 the second year to pay fees for			
22	compliance services and securities portfolio custody			
23	services for unclaimed property administration.			
24	3. Any revenue derived from the sale of the			
25	Department of the Treasury's new unclaimed property			
26	system is hereby appropriated to the Department for use			
27	in unclaimed property customer service and system			
28	enhancements.			
29	D. The State Treasurer is authorized to charge			
30	institutions of higher education participating in the			
31	private college financing program of the Virginia			
32	College Building Authority an administrative fee of up			
33	to 10 basis points of the amount financed for each			
34	project in addition to a share of direct costs of issuance			
35	as determined by the State Treasurer. Revenue collected			
36	from this administrative fee shall be deposited to a			
37	special fund in the Department of the Treasury to			
38	compensate the Department for direct and indirect staff			
39	time and expenses involved with this program.			
40	E. The State Treasurer is authorized to sell any			
41	securities remitted as unclaimed demutualization			
42	proceeds of insurance companies at any time after			
43	delivery, pursuant to legislation enacted by the 2003			
44	Session of the General Assembly. The funds derived			
45	from the sale of said securities shall be handled in			
46	accordance with § 55-210.19, Code of Virginia.			
47	F.1. The State Treasurer is authorized to charge			
48	qualified public depositories holding public deposits, as			
49	defined in §2.2-4401, Code of Virginia, an annual			
50	administrative fee of not more than one-half of one			
51	basis point of their average public deposit balances over			
52	a twelve month period. The State Treasurer shall issue			
53	guidelines to effect the implementation of this fee.			
54	However, the total fees collected from all qualified			
55	depositories shall not exceed \$100,000 in any one year.			
56	2. Any regulations or guidelines necessary to implement			



ITEM 275.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	or change the amount of the fee may be adopted			
2	without complying with the Administrative Process Act			
3	(§2.2-4000 et seq.) provided that input is solicited from			
4	qualified public depositories. Such input requires only			
5	that notice and an opportunity to submit written			
6	comments be given.			
7	276.	1. There is hereby appropriated to the Department of		
8		the Treasury a sum sufficient for the transfer to the		
9		federal government, in accordance with the provisions		
10		of the federal Cash Management Improvement Act of		
11		1990 and related federal regulations, of the interest		
12		owed by the state on federal funds advanced to the		
13		state for federal assistance programs, where such funds		
14		are held by the state from the time they are deposited		
15		in the state's bank account until they are paid out to		
16		redeem warrants, checks or payments by other means.		
17		This sum sufficient appropriation is funded from the		
18		interest earned on federal funds deposited and invested		
19		by the state. The actual amount for transfer shall be		
20		established by the State Comptroller.		
21		2. When permitted by applicable federal laws or		
22		administrative regulations, the State Comptroller shall		
23		first offset and reduce the amount to be transferred by		
24		any and all amounts of interest payments calculated to		
25		be received by the state from the federal government,		
26		where such payments are due to the state because the		
27		state was required to disburse its own funds for federal		
28		program purposes prior to the receipt of federal funds.		
29		3. Should the interest payments calculated to be made		
30		by the federal government to the state exceed the		
31		interest calculated to be transferred from the state to the		
32		federal government, reduced by the federally approved		
33		direct cost reimbursement to the state, the State		
34		Comptroller shall then notify the federal government of		
35		the net amount of interest due to the state and shall		
36		record such net interest, upon its receipt, as interest		
37		revenue earned by the general fund.		
38			<b>\$16,982,788</b>	<b>\$16,987,616</b>
39		General Fund Positions.....	46.50	46.50
40		Nongeneral Fund Positions.....	77.50	77.50
41		Position Level .....	124.00	124.00
42		Fund Sources: General.....	\$7,825,026	\$7,825,026
43		Special.....	\$427,955	\$427,955
44		Commonwealth Transportation .....	\$183,163	\$183,163
45		Trust and Agency.....	\$7,942,393	\$7,947,221
46		Dedicated Special Revenue.....	\$604,251	\$604,251
47		<b>Treasury Board (155)</b>		
48	277.	Financial Assistance for Confinement of Inmates in		
49		Local and Regional Facilities (35600).....		\$2,633,789
50		Financial Assistance for Regional Jails (35605) .....	\$2,633,789	\$2,633,289
51		Fund Sources: General.....	\$2,633,789	\$2,633,289
52		Authority: Title 53.1, Chapter 3, Code of Virginia.		
53		A. The Director, Department of Planning and Budget, is		

ITEM 277.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	authorized to transfer appropriations between items in			
2	the Treasury Board to accommodate the refinancing of			
3	all, or any part, of Regional Jail Reimbursement			
4	Agreements through the Virginia Public Building			
5	Authority.			
6	B. Out of the amounts for Financial Assistance for			
7	Regional Jails where Regional Jail Reimbursement			
8	Agreements have been signed, the Commonwealth's			
9	share of the cost shall be appropriated from the general			
10	fund and paid as follows:			
11		<b>FY 2009</b>	<b>FY 2010</b>	
12	Arlington Regional Jail	\$1,800,000	\$1,800,000	
13	Chesapeake City Jail	\$833,789	\$833,289	
14				
15	278.	Financial Assistance for Educational, Cultural,		
16		Community, and Artistic Affairs (14300).....		\$3,100,000
17		Community Access to Educational, Economic, and		\$3,100,000
18		Cultural Programming Through Public Television		
19		(14303) .....	\$3,100,000	\$3,100,000
20		Fund Sources: General.....	\$3,100,000	\$3,100,000
21		Authority: Chapter 1073, 2000 Acts of Assembly, Item		
22		89F.		
23		Out of the amounts for Community Access to		
24		Educational, Economic and Cultural Programming		
25		through Public Television, and pursuant to a payment		
26		agreement between the Virginia Public Broadcasting		
27		Board and the Treasury Board, there is hereby		
28		appropriated amounts needed for the quarterly payments		
29		on the obligations issued to finance grants to local		
30		public television stations.		
31	279.	Economic Development Services (53400).....		\$5,307,070
32		Financial Assistance for Economic Development		\$5,300,000
33		(53410) .....	\$5,307,070	\$5,300,000
34		Fund Sources: General.....	\$5,307,070	\$5,300,000
35		Authority: Chapter 790, 1998 Acts of Assembly.		
36		Out of the amounts for Financial Assistance for		
37		Economic Development shall be paid the		
38		Commonwealth's share of the cost of the Virginia		
39		Advanced Shipbuilding and Carrier Integration Center		
40		to be located in the City of Newport News pursuant to		
41		a contractual agreement entered into by the Treasury		
42		Board and approved by the Governor pursuant to Item		
43		290 of Chapter 1073, 2000 Acts of Assembly.		
44	280.	Bond and Loan Retirement and Redemption (74300).....		\$465,012,430
45		Debt Service Payments on General Obligation Bonds		\$553,268,952
46		(74301) .....	\$114,269,480	\$160,997,143
47		Capital Lease Payments (74302).....	\$14,077,649	\$14,101,031
48		Debt Service Payments on Public Building Authority		
49		Bonds (74303).....	\$212,368,635	\$235,653,647
50		Debt Service Payments on College Building Authority		
51		Bonds (74304).....	\$124,296,666	\$142,517,131

ITEM 280.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Fund Sources: General .....	\$453,745,949	\$542,004,435		
2	Special .....	\$2,423,879	\$2,421,915		
3	Higher Education Operating.....	\$8,842,602	\$8,842,602		
4	Authority: Title 2.2, Chapter 18; Title 33.1, Chapter 3,				
5	Article 5, Code of Virginia; Article X, Section 9,				
6	Constitution of Virginia.				
7	A. The Director of the Department of Planning and				
8	Budget is authorized to transfer appropriations between				
9	Items in the Treasury Board to address legislation				
10	affecting the Treasury Board passed by the General				
11	Assembly.				
12	B.1. Out of the amounts for Debt Service Payments on				
13	General Obligation Bonds, the following amounts are				
14	hereby appropriated from the general fund for debt				
15	service on general obligation bonds issued pursuant to				
16	Article X, Section 9 (b), of the Constitution of				
17	Virginia:				
18	<b>Series</b>	<b>FY 2009</b>	<b>FY 2010</b>		
19	1998 Refunding	\$6,370,077	\$6,081,920		
20	1999	\$1,111,674	\$0		
21	2002 Refunding	\$9,992,600	\$9,603,800		
22	2003A	\$4,068,788	\$3,943,038		
23	2004A	\$14,496,688	\$14,066,938		
24	2004B Refunding	\$12,032,050	\$12,705,300		
25	2005	\$10,903,352	\$10,673,152		
26	2006A Refunding	\$11,131,950	\$10,596,950		
27	2006	\$11,052,838	\$10,756,838		
28	2007	\$11,927,963	\$11,615,463		
29	Projected debt service & expenses	\$21,181,500	\$70,953,744		
30	<b>Total Service Area</b>	<b>\$114,269,480</b>	<b>\$160,997,143</b>		
31	2. Out of the amounts for Debt Service Payments on				
32	General Obligation Bonds, sums needed to fund				
33	issuance costs and other expenses are hereby				
34	appropriated.				
35	C. Out of the amounts for Capital Lease Payments, the				
36	following amounts are hereby appropriated for capital				
37	lease payments:				
38			<b>FY 2009</b>	<b>FY 2010</b>	
39	Big Stone Gap RHA (DOC) (Wallens Ridge, 1995)		\$6,034,975	\$6,037,050	
40	Norfolk RHA (VCCS-TCC), Series 1995		\$2,018,729	\$2,018,154	
41	Innovative Technology Authority (VEDP) (1997)		\$1,325,051	\$1,342,208	
42	Virginia Biotech Research Park, 2001		\$4,698,894	\$4,703,619	
43	<b>Total Capital Lease Payments</b>		<b>\$14,077,649</b>	<b>\$14,101,031</b>	
44	D.1. Out of the amounts for Debt Service Payments on				
45	Virginia Public Building Authority Bonds shall be paid				
46	to the Virginia Public Building Authority the following				
47	amounts for use by the Authority for its various bond				
48	issues:				
49		<b>FY 2009</b>	<b>FY 2010</b>		
50					
51	<b>Series</b>	<b>General Fund</b>	<b>Special Funds</b>	<b>General Fund</b>	<b>Special Funds</b>
52	1992B Refunding	\$15,235,000	\$0	\$15,230,000	\$0
53	1998 Refunding	\$20,560,863	\$604,867	\$16,364,655	\$376,081

ITEM 280.			Item Details(\$)		Appropriations(\$)	
			First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	1998	\$1,952,625	\$0		0	\$0
2	1999	3,167,259	\$0		0	\$0
3	1999B	\$2,024,810	\$0		\$2,024,375	\$0
4	2000	\$5,058,943	\$0		\$5,035,949	\$0
5	2001	\$2,749,533	\$0		\$2,748,333	\$0
6	2002	\$4,191,425	\$0		\$4,193,625	\$0
7	2003 Refunding	\$4,888,522	\$177,166		\$4,877,168	\$176,770
8	2004A	\$23,954,844	\$0		\$23,965,006	\$0
9	2004B	\$19,123,100	\$0		\$19,109,350	\$0
10	2004C	\$4,533,625	\$0		\$4,540,900	\$0
11	2004D	\$5,483,238	\$0		\$5,484,494	\$0
12	2005A Refunding	\$4,968,625	\$0		\$4,967,625	\$0
13	2005B Refunding	\$9,922,129	\$1,641,896		\$19,251,086	\$1,869,064
14	2005C	\$6,021,063	\$0		\$6,020,563	\$0
15	STARS 2005C	12,248,750	\$0		\$12,251,875	\$0
16	2005D	\$2,613,750	\$0		\$2,613,750	\$0
17	2006A	\$5,955,005	\$0		\$5,954,993	\$0
18	STARS 2006A	\$7,145,663	\$0		\$7,143,250	\$0
19	2006B	\$13,998,175	\$0		\$13,999,175	\$0
20	STARS 2006B	\$4,466,250	\$0		\$4,466,500	\$0
21	2007A	\$14,718,731	\$0		\$14,716,600	\$0
22	STARS 2007A	\$7,517,157	\$0		\$7,515,875	\$0
23	Projected debt service and expenses	\$7,445,675	\$0		\$30,774,585	\$0
24	<b>Total Service Area</b>	<b>\$209,944,756</b>	<b>\$2,423,879</b>		<b>\$233,231,732</b>	<b>\$2,421,915</b>

25 2a. Funding is included in this Item for the  
26 Commonwealth's reimbursement of a portion of the  
27 approved capital costs as determined by the Board of  
28 Corrections and other interest costs as provided in  
29 §§ 53.1-80 through 53.1-82 of the Code of Virginia for  
30 the following:

31 Riverside Regional Jail Expansion  
32 Reimbursement may be made in two installments, the  
33 first following completion of the addition to the  
34 Pre-Release Center.  
35 Hampton City Jail  
36 Loudoun County Adult Detention Center  
37 Botetourt-Craig Regional Jail  
38 Virginia Beach Local Jail  
39 Northwest Virginia Regional Jail  
40 Rappahannock Regional Jail Expansion  
41 Western Virginia Regional Jail  
42 Gloucester County Jail  
43 Prince William Manassas Regional Adult Detention Center  
44 Culpeper County Jail  
45 Blue Ridge Regional Jail Expansion  
46 New River Valley Regional Jail  
47 Rappahannock, Shenandoah, Warren Regional Jail

48 b. This paragraph shall constitute the authority for the  
49 Virginia Public Building Authority to issue bonds for  
50 the foregoing projects pursuant to § 2.2-2261 of the  
51 Code of Virginia.

52 E.1. Out of the amounts for Debt Service Payments on  
53 Virginia College Building Authority Bonds shall be  
54 paid to the Virginia College Building Authority the  
55 following amounts for use by the Authority for  
56 payments on obligations issued for financing authorized  
57 projects under the 21st Century College Program:

ITEM 280.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
	<b>Series</b>	<b>FY 2009</b>	<b>FY 2010</b>		
1	1998	\$2,957,263	\$2,955,025		
2	1999	\$1,062,130	\$1,065,155		
3	2000	\$663,863	\$0		
4	2001	\$1,078,969	\$1,076,175		
5	2002	\$4,674,875	\$4,674,075		
6	2003A	\$8,370,963	\$8,367,713		
7	2004A	\$10,514,245	\$10,512,495		
8	2004B Refunding	\$5,759,950	\$6,424,950		
9	2005A	\$5,082,950	\$5,082,700		
10	2006	\$9,481,033	\$9,445,648		
11	2007A Refunding	\$2,937,300	\$2,937,300		
12	2007B	\$3,688,625	\$3,692,625		
13	Projected 21st Century debt service & expenses	\$4,819,000	\$15,342,190		
14	<b>Subtotal 21st Century</b>	<b>\$61,091,066</b>	<b>\$71,576,051</b>		
15					
16	2. Out of the amounts for Debt Service Payments on				
17	Virginia College Building Authority Bonds shall be				
18	paid to the Virginia College Building Authority the				
19	following amounts for the payment of debt service on				
20	authorized bond issues to finance equipment:				
21	<b>Series</b>	<b>FY 2009</b>	<b>FY 2010</b>		
22	2004	\$8,541,750	\$0		
23	2005	\$11,433,000	\$11,434,500		
24	2006	\$12,948,250	\$12,949,000		
25	2007B	\$18,779,250	\$18,776,750		
26	Projected debt service & expenses	\$11,503,250	\$27,780,830		
27	Subtotal Equipment	\$63,205,500	\$70,941,080		
28	<b>Total Service Area</b>	<b>\$124,296,666</b>	<b>\$142,517,131</b>		
29					
30	3. Out of the amounts for Debt Service Payments on				
31	Virginia College Building Authority Bonds, the				
32	following nongeneral fund amounts from a capital fee				
33	charged to out-of-state students at institutions of higher				
34	education shall be paid to the Virginia College Building				
35	Authority in each year for debt service on bonds issued				
	under the 21st Century Program:				
36	<b>Institution</b>	<b>FY 2009</b>	<b>FY 2010</b>		
37	George Mason University	\$311,338	\$311,338		
38	Old Dominion University	\$193,298	\$193,298		
39	University of Virginia	\$760,448	\$760,448		
40	Virginia Polytechnic Institute and State University	\$794,424	\$794,424		
41	Virginia Commonwealth University	\$289,108	\$289,108		
42	College of William and Mary	\$241,596	\$241,596		
43	Christopher Newport University	\$11,324	\$11,324		
44	University of Virginia's College at Wise	\$7,800	\$7,800		
45	James Madison University	\$457,402	\$457,402		
46	Norfolk State University	\$113,258	\$113,258		
47	Longwood University	\$21,646	\$21,646		
48	University of Mary Washington	\$102,204	\$102,204		
49	Radford University	\$71,570	\$71,570		
50	Virginia Military Institute	\$65,262	\$65,262		
51	Virginia State University	\$142,136	\$142,136		
52	Richard Bland College	\$1,448	\$1,448		
53	Virginia Community College System	\$415,738	\$415,738		
54	<b>TOTAL</b>	<b>\$4,000,000</b>	<b>\$4,000,000</b>		
55					
56	4. Out of the amounts for Debt Service Payments of				
57	College Building Authority Bonds, the following is the				
58	estimated general and nongeneral fund breakdown of				
59	each institution's share of the debt service on the				
	Virginia College Building Authority bond issues to				

ITEM 280.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	finance equipment. The nongeneral fund amounts shall				
2	be paid to the Virginia College Building Authority in				
3	each year for debt service on bonds issued under the				
4	equipment program:				
5	<b>FY 2009</b>		<b>FY 2010</b>		
6					
7	<b>Institution</b>	<b>General Fund</b>	<b>Nongeneral Fund</b>	<b>General Fund</b>	<b>Nongeneral Fund</b>
8	College of William & Mary	\$1,577,344	\$259,307	\$1,788,127	\$259,307
9	University of Virginia	\$10,663,802	\$1,088,024	\$11,682,365	\$1,088,024
10	Virginia Polytechnic Institute and				
11	State University	\$9,962,105	\$992,321	\$10,732,194	\$992,321
12	Virginia Military Institute	\$666,838	\$88,844	\$743,497	\$88,844
13	Virginia State University	\$1,001,831	\$108,886	\$1,131,316	\$108,886
14	Norfolk State University	\$1,394,485	\$108,554	\$1,502,769	\$108,554
15	Longwood University	\$556,060	\$54,746	\$611,731	\$54,746
16	University of Mary Washington	\$569,948	\$97,063	\$608,727	\$97,063
17	James Madison University	\$1,891,790	\$254,504	\$2,020,629	\$254,504
18	Radford University	\$1,157,821	\$135,235	\$1,294,846	\$135,235
19	Old Dominion University	\$3,585,060	\$374,473	\$3,961,850	\$374,473
20	Virginia Commonwealth University	\$7,931,604	\$401,647	\$8,796,182	\$401,647
21	Richard Bland College	\$135,477	\$2,027	\$144,055	\$2,027
22	Christopher Newport University	\$627,161	\$17,899	\$662,430,	\$17,899
23	University of Virginia's College at				
24	Wise	\$241,101	\$19,750	\$259,953	\$19,750
25	George Mason University	\$4,605,140	\$205,665	\$3,985,874	\$205,665
26	Virginia Community College System	\$10,246,713	\$633,657	\$11,172,831	\$633,657
27	Virginia Institute of Marine Science	\$521,746	\$0	\$592,214	\$0
28	Roanoke Higher Education Authority	\$78,742	\$0	\$65,628	\$0
29	Southwest Virginia Higher Education				
30	Center	\$108,367	\$0	\$62,181	\$0
31	Institute for Advanced Learning and				
32	Research	\$828,694	\$0	\$861,234	\$0
33	Southern Virginia Higher Education				
34	Center	\$11,073	\$0	\$17,747	\$0
35	<b>TOTAL</b>	<b>\$58,362,902</b>	<b>\$4,842,602</b>	<b>\$62,698,478</b>	<b>\$4,842,602</b>
36	F. Pursuant to various Payment Agreements between				
37	the Treasury Board and the Commonwealth				
38	Transportation Board, funds required to pay the debt				
39	service due on the following Commonwealth				
40	Transportation Board bonds shall be paid to the Trustee				
41	for the bondholders by the Treasury Board after transfer				
42	of these funds to the Treasury Board from the				
43	Commonwealth Transportation Board pursuant to Item				
44	459, paragraph E of this act and §§ 58.1-815,				
45	58.1-815.1 and 58.1-816.1, Code of Virginia, as				
46	follows:				
47		<b>FY 2009</b>	<b>FY 2010</b>		
48	Transportation Contract Revenue Refunding Bonds, Series				
49	2002 (Route 28)	\$7,530,713	\$7,528,150		
50	Commonwealth of Virginia Transportation Revenue Bonds				
51	U.S. Route 58 Corridor Development Program:				
52	Series 1999B	\$6,667,538	\$0		
53	Series 2001B	\$3,758,363	\$3,757,863		
54	Series 2002B (Refunding)	\$7,239,438	\$7,237,688		
55	Series 2003A (Refunding)	\$9,915,275	\$9,921,275		
56	Series 2004B	\$14,048,050	\$23,093,800		
57	Series 2006C	\$3,173,000	\$3,173,000		
58	Series 2007B	\$4,197,750	\$4,197,750		

ITEM 280.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Northern Virginia Transportation District Program:				
2	Series 1999A	\$1,083,938		\$0	
3	Series 2001A	\$2,823,663		\$2,825,163	
4	Series 2002A	\$12,363,944		\$12,362,194	
5	Series 2004A	\$6,152,000		\$8,294,500	
6	Series 2006B	\$973,363		\$973,363	
7	Series 2007A	\$1,987,600		\$4,523,000	
8	Transportation Program Revenue Bonds, Series 2006A (Oak				
9	Grove Connector, City of Chesapeake)	\$2,225,775		\$2,227,325	
10	G. Under the authority of this act, an agency may				
11	transfer funds to the Treasury Board for use as lease,				
12	rental, or debt service payments to be used for any type				
13	of financing where the proceeds are used to acquire				
14	equipment and to finance associated costs, including but				
15	not limited to issuance and other financing costs. In the				
16	event such transfers occur, the transfers shall be				
17	deemed an appropriation to the Treasury Board for the				
18	purpose of making the lease, rental, or debt service				
19	payments described herein.				
20	281. A. There is hereby appropriated to the Treasury Board				
21	a sum sufficient from the general fund to pay				
22	obligations incurred pursuant to Article X, Sections 9				
23	(a), 9 (c), and 9 (d), of the Constitution of Virginia, as				
24	follows:				
25	1. Section 9 (a) To meet emergencies and redeem				
26	previous debt obligations.				
27	2. Section 9 (c) Debt for certain revenue-producing				
28	capital projects.				
29	3. Section 9 (d) Debt for variable rate obligations				
30	secured by general fund appropriations and a payment				
31	agreement with the Treasury Board.				
32	4. For payment of the principal of and the interest on				
33	obligations, issued in accordance with the cited Sections				
34	9 (c) and 9 (d), in the event pledged revenues are				
35	insufficient to meet the obligation of the				
36	Commonwealth.				
37	B. There is hereby appropriated to the Treasury Board a				
38	sum sufficient to pay arbitrage rebate amounts and				
39	other penalties to the United States Government for				
40	bonds issued by the Commonwealth pursuant to Article				
41	X, Sections 9 (a), 9 (b), and 9 (c), of the Constitution				
42	of Virginia.				
43	Total for Treasury Board.....			\$476,053,289	\$564,302,241
44	Fund Sources: General.....	\$464,786,808	\$553,037,724		
45	Special.....	\$2,423,879	\$2,421,915		
46	Higher Education Operating.....	\$8,842,602	\$8,842,602		
47	Grand Total for Department of the Treasury .....			\$493,036,077	\$581,289,857
48	General Fund Positions.....	46.50	46.50		
49	Nongeneral Fund Positions.....	77.50	77.50		
50	Position Level .....	124.00	124.00		
51	Fund Sources: General.....	\$472,611,834	\$560,862,750		
52	Special.....	\$2,851,834	\$2,849,870		

ITEM 281.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Higher Education Operating.....	\$8,842,602	\$8,842,602		
2	Commonwealth Transportation .....	\$183,163	\$183,163		
3	Trust and Agency .....	\$7,942,393	\$7,947,221		
4	Dedicated Special Revenue .....	\$604,251	\$604,251		
5	TOTAL FOR OFFICE OF FINANCE.....			<b>\$692,504,242</b>	<b>\$761,361,399</b>
6	General Fund Positions .....	1,155.00	1,155.00		
7	Nongeneral Fund Positions .....	118.50	118.50		
8	Position Level .....	1,273.50	1,273.50		
9	Fund Sources: General .....	\$660,846,250	\$729,700,543		
10	Special .....	\$12,575,386	\$12,573,422		
11	Higher Education Operating.....	\$8,842,602	\$8,842,602		
12	Commonwealth Transportation .....	\$183,163	\$183,163		
13	Trust and Agency .....	\$9,439,628	\$9,444,456		
14	Dedicated Special Revenue .....	\$617,213	\$617,213		



ITEM 282.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>OFFICE OF HEALTH AND HUMAN RESOURCES</b>			
2	<b>§ 1-86. SECRETARY OF HEALTH AND HUMAN RESOURCES (188)</b>			
3	282. Administrative and Support Services (79900).....		\$1,804,722	\$1,804,722
4	General Management and Direction (79901).....	\$1,804,722	\$1,804,722	
5	Fund Sources: General.....	\$1,804,722	\$1,804,722	
6	Authority: Title 2.2, Chapter 2; Article 6, and			
7	§ 2.2-201A, Code of Virginia.			
8	A. Out of this appropriation, \$1,000,000 the first year			
9	and \$1,000,000 the second year from the general fund			
10	shall be used to expand statewide services provided			
11	through child advocacy centers. The Secretary, with			
12	assistance from relevant Health and Human Resources			
13	agencies, shall develop a request for proposals to			
14	distribute one-third of the funding for each of the three			
15	categories of child advocacy centers including: (i) fully			
16	accredited members, (ii) associate centers, and (iii)			
17	other centers that are currently operating, developing, or			
18	exploring development based on standards set by the			
19	National Children's Alliance with input from the			
20	Children's Advocacy Centers of Virginia.			
21	B.1. The Secretary of Health and Human Resources, in			
22	collaboration with the Office of the Attorney General			
23	and the Secretary of Public Safety, shall present a			
24	six-year forecast of the adult offender population			
25	presently incarcerated in the Department of Corrections			
26	and approaching release who meet the criteria set forth			
27	in Chapter 863 and Chapter 914 of the 2006 Acts of			
28	Assembly, and who may be eligible for evaluation as			
29	sexually violent predators (SVPs) for each fiscal year			
30	within the six-year forecasting period. As part of the			
31	forecast, the Secretary shall report on: (i) the number			
32	of Commitment Review Committee (CRC) evaluations			
33	to be completed; (ii) the number of eligible inmates			
34	recommended by the CRC for civil commitment,			
35	conditional release, and full release; (iii) the number of			
36	civilly committed residents of the Virginia Center for			
37	Behavioral Rehabilitation who are eligible for annual			
38	review; and (iv) the number of individuals civilly			
39	committed to the Virginia Center for Behavioral			
40	Rehabilitation and granted conditional release from civil			
41	commitment in a state SVP facility. The Secretary			
42	shall complete a summary report of current SVP cases			
43	and a forecast of SVP eligibility, civil commitments,			
44	and SVP conditional releases, including projected bed			
45	space requirements, to the Governor and Senate Finance			
46	and House Appropriations Committees by October 1 of			
47	each year.			
48	2. As part of the forecast process, the Department of			
49	Corrections shall administer a STATIC-99 screening to			
50	all potential Sexually Violent Predators eligible for civil			
51	commitment pursuant to § 37.2-900 et seq., Code of			
52	Virginia, within 6 months of admission to the			
53	Department of Corrections. The results of such			
54	screenings shall be provided to the Commissioner of			
55	the Department of Mental Health, Mental Retardation			
56	and Substance Abuse Services (DMHMRSAS) on a			

ITEM 282.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	monthly basis and used for the SVP population forecast			
2	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	Total for Secretary of Health and Human Resources .....		\$1,804,722	\$1,804,722
9	General Fund Positions.....		6.00	6.00
10	Position Level .....		6.00	6.00
11	Fund Sources: General .....		\$1,804,722	\$1,804,722
12	<b>§ 1-87. COMPREHENSIVE SERVICES FOR AT-RISK YOUTH AND FAMILIES (200)</b>			
13	283.	Protective Services (45300).....		\$357,127,702
14		Financial Assistance for Child and Youth Services		\$376,859,856
15		(45303) .....	\$357,127,702	\$376,859,856
16		Fund Sources: General .....	\$303,554,377	\$324,252,110
17		Federal Trust.....	\$53,573,325	\$52,607,746
18	Authority: Title 2.2, Chapter 52, Code of Virginia.			
19	A. The Department of Education shall serve as fiscal			
20	agent to administer funds cited in paragraphs B and C.			
21	B.1.a. Out of this appropriation, \$234,911,142 from the			
22	general fund and \$51,607,746 from nongeneral funds			
23	the first year and \$254,816,296 from the general fund			
24	and \$51,607,746 from nongeneral funds the second			
25	year, shall be used for the state pool of funds, pursuant			
26	to § 2.2-5211, Code of Virginia. This appropriation			
27	shall consist of a Medicaid pool allocation, and a			
28	non-Medicaid pool allocation.			
29	b. The Medicaid state pool allocation shall consist of			
30	\$32,526,197 from the general fund and \$43,187,748			
31	from nongeneral funds the first year and \$32,526,197			
32	from the general fund and \$43,187,748 from nongeneral			
33	funds the second year. The Office of Comprehensive			
34	Services will transfer these funds to the Department of			
35	Medical Assistance Services as they are needed to pay			
36	Medicaid provider claims.			
37	c. The non-Medicaid state pool allocation shall consist			
38	of \$202,384,945 from the general fund and \$8,419,998			
39	in nongeneral funds the first year and \$222,290,099			
40	from the general fund and \$8,419,998 in nongeneral			
41	funds the second year. The nongeneral funds shall be			
42	transferred from the Department of Social Services.			
43	d. The Office of Comprehensive Services, with the			
44	concurrence of the Department of Planning and Budget,			
45	shall have the authority to transfer the general fund			
46	allocation between the Medicaid and non-Medicaid state			
47	pools in the event that a shortage should exist in either			
48	of the funding pools.			
49	e. The Office of Comprehensive Services, per the			
50	policy of the State Executive Council, shall deny state			

ITEM 283.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	pool funding to any locality not in compliance with			
2	federal and state requirements pertaining to the			
3	provision of special education and foster care services			
4	funded in accordance with § 2.2-5211, Code of			
5	Virginia.			
6	2.a. Out of this appropriation, \$66,119,312 from the			
7	general fund and \$1,000,000 from nongeneral funds the			
8	first year and \$66,119,312 from the general fund and			
9	\$1,000,000 from nongeneral funds the second year shall			
10	be set aside to pay for the state share of supplemental			
11	requests from localities that have exceeded their state			
12	allocation for mandated services. The nongeneral funds			
13	shall be transferred from the Department of Social			
14	Services.			
15	b. In each year, the director of the Office of			
16	Comprehensive Services for At-Risk Youth and			
17	Families may approve and obligate supplemental			
18	funding requests in excess of the amount in 2a above,			
19	for mandated pool fund expenditures up to 10 percent			
20	of the total general fund appropriation authority in B1a			
21	in this Item.			
22	c. The State Executive Council shall maintain local			
23	government performance measures to include, but not			
24	be limited to, use of federal funds for state and local			
25	support of the Comprehensive Services Act.			
26	d. Pursuant to § 2.2-5200, Code of Virginia,			
27	Community Policy and Management Teams shall seek			
28	to ensure that services and funding are consistent with			
29	the Commonwealth's policies of preserving families and			
30	providing appropriate services in the least restrictive			
31	environment, while protecting the welfare of children			
32	and maintaining the safety of the public. Each locality			
33	shall submit to the Office of Comprehensive Services			
34	information on utilization of residential facilities for			
35	treatment of children and length of stay in such			
36	facilities. By December 15 of each year, the Office of			
37	Comprehensive Services shall report to the Governor			
38	and Chairmen of the House Appropriations and Senate			
39	Finance Committees on utilization rates and average			
40	lengths of stays statewide and for each locality.			
41	3. Each locality receiving funds for activities under the			
42	Comprehensive Services Act (CSA) shall have a			
43	utilization management process, approved by the State			
44	Executive Council, covering all CSA services. Utilizing			
45	a secure electronic site, each locality shall also provide			
46	information as required by the Office of Comprehensive			
47	Services to include, but not be limited to case specific			
48	information, expenditures, number of youth served in			
49	specific CSA activities, length of stay for residents in			
50	core licensed residential facilities, and proportion of			
51	youth placed in treatment settings suggested by a			
52	uniform assessment instrument. Only non-identifying			
53	demographic, service, cost and outcome information			
54	shall be released publicly. Localities requesting funding			
55	from the set aside in paragraph 2.a. and 2.b. must			
56	demonstrate compliance with all CSA provisions to			
57	receive pool funding.			
58	4. The Secretary of Health and Human Resources, in			

ITEM 283.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	consultation with the Secretaries of Education and			
2	Public Safety, shall direct the actions for the			
3	Departments of Social Services, Education, Juvenile			
4	Justice, Medical Assistance Services, Health, and			
5	Mental Health, Mental Retardation and Substance			
6	Abuse Services, to implement, as part of ongoing			
7	information systems development and refinement,			
8	changes necessary for state and local agencies to fulfill			
9	CSA reporting needs.			
10	5. The State Executive Council shall provide localities			
11	with technical assistance on ways to control costs and			
12	on opportunities for alternative funding sources beyond			
13	funds available through the state pool.			
14	6. Out of this appropriation, \$50,000 the first year and			
15	\$50,000 the second year from the general fund is			
16	provided for a combination of regional and statewide			
17	meetings for technical assistance to local community			
18	policy and management teams, family assessment and			
19	planning teams, and local fiscal agents. Training shall			
20	include, but not be limited to, cost containment			
21	measures, utilization management, use of alternate			
22	revenue sources, and administrative and fiscal issues. A			
23	state-supported institution of higher education, in			
24	cooperation with the Virginia Association of Counties,			
25	the Virginia Municipal League, and the State Executive			
26	Council, may assist in the provisions of this paragraph.			
27	Any funds unexpended for this purpose in the first year			
28	shall be reappropriated for the same use in the second			
29	year.			
30	7. The State Executive Council shall establish a			
31	Memorandum of Understanding between the Office of			
32	Comprehensive Services for At Risk Youth and			
33	Families and the Department of Mental Health, Mental			
34	Retardation and Substance Abuse Services to provide			
35	utilization management of residential placements			
36	provided to youth under the Comprehensive Services			
37	Act who are not eligible for Medicaid benefits. Out of			
38	this appropriation, \$175,000 the first year and \$175,000			
39	the second year from the general fund shall be available			
40	for such utilization management services. The Office of			
41	Comprehensive Services and the Department of Mental			
42	Health, Mental Retardation and Substance Abuse			
43	Services, in cooperation with representatives of the			
44	Virginia Association of Counties, the Virginia			
45	Municipal League, and the State Executive Council,			
46	shall develop the criteria and guidelines to be followed			
47	when providing these utilization management services.			
48	8. Out of this appropriation, \$70,000 the first year and			
49	\$70,000 the second year from the general fund is			
50	provided for the Office of Comprehensive Services to			
51	contract for the support of uniform CSA reporting			
52	requirements.			
53	9. The State Executive Council shall require a uniform			
54	assessment instrument.			
55	10. The Office of Comprehensive Services, in			
56	conjunction with the Department of Social Services,			
57	shall determine a mechanism for reporting Temporary			
58	Assistance for Needy Families Maintenance of Effort			

ITEM 283.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	eligible costs incurred by the Commonwealth and local				
2	governments for the Comprehensive Services Act for				
3	At-Risk Youth and Families.				
4	11. For purposes of defining cases involving only the				
5	payment of foster care maintenance, pursuant to				
6	§ 2.2-5209, Code of Virginia, the definition of foster				
7	care maintenance used by the Virginia Department of				
8	Social Services for federal Title IV-E shall be used.				
9	C. The funding formula to carry out the provisions of				
10	the Comprehensive Services Act for At-Risk Youth and				
11	Families is as follows:				
12	1. Allocations. The allocations for the Medicaid and				
13	non-Medicaid pools shall be the amounts specified in				
14	paragraphs B 1 b and B 1 c in this Item. These funds				
15	shall be distributed to each locality in each year of the				
16	biennium based on the greater of that locality's				
17	percentage of actual 1997 Comprehensive Services Act				
18	pool fund program expenditures to total 1997 pool fund				
19	program expenditures or the latest available three-year				
20	average of actual pool fund program expenditures as				
21	reported to the state fiscal agent.				
22	2. Local Match. All localities are required to				
23	appropriate a local match for the base year funding				
24	consisting of the actual aggregate local match rate				
25	based on actual total 1997 program expenditures for the				
26	Comprehensive Services Act for At-Risk Youth and				
27	Families. This local match rate shall also apply to all				
28	reimbursements from the state pool of funds in this				
29	Item and carryforward expenditures submitted prior to				
30	September 30 each year for the preceding fiscal year,				
31	including administrative reimbursements under				
32	paragraph C 4 in this Item.				
33	3.a. Notwithstanding the provisions of C 2 of this Item,				
34	beginning July 1, 2008, the Secretary of Health and				
35	Human Resources shall oversee the implementation of a				
36	system of financial incentives that is consistent with the				
37	statutory purposes of the Comprehensive Services Act.				
38	The financial incentive system shall use the				
39	methodology in place on July 1, 2007, for calculating				
40	the base rate for each locality.				
41	b. Foster care services. Beginning July 1, 2008, the				
42	local match rate for foster care services for each				
43	locality shall be reduced by 25 percent.				
44	c. Community Based Services. Beginning July 1, 2008,				
45	the local match rate for community based services for				
46	each locality shall be reduced by 50 percent. Beginning				
47	January 1, 2009, and in subsequent years, the local				
48	match rate for each locality shall be 55 percent below				
49	the fiscal year 2007 base rate.				
50	d. Beginning July 1, 2008, the local match rate for				
51	residential services for each locality shall be increased				
52	by 24 percent. Beginning January 1, 2009, until June				
53	30, 2010, the local match rate for each locality shall be				
54	40 percent above the fiscal year 2007 base rate. In				
55	subsequent fiscal years, the local match rate for				
56	residential services for each locality shall be 50 percent				

ITEM 283.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1				
	above the 2007 base rate.			
2	4. Local Administrative Costs. Out of this			
3	appropriation, an amount equal to two percent of the			
4	fiscal year 1997 pool fund allocations, not to exceed			
5	\$1,560,000 each year from the general fund, shall be			
6	allocated among all localities for administrative costs.			
7	Every locality shall be required to appropriate a local			
8	match based on the local match contribution in			
9	paragraph C 2 of this Item. Inclusive of the state			
10	allocation and local matching funds, every locality shall			
11	receive the larger of \$12,500 or an amount equal to two			
12	percent of the total pool allocation. No locality shall			
13	receive more than \$50,000, inclusive of the state			
14	allocation and local matching funds. Localities are			
15	encouraged to use administrative funding to hire a			
16	full-time or part-time local coordinator for the			
17	Comprehensive Services Act program. Localities may			
18	pool this administrative funding to hire regional			
19	coordinators.			
20	4. Definition. For purposes of the funding formula in			
21	the Comprehensive Services Act for At-Risk Youth and			
22	Families, "locality" means city or county.			
23	D. Any unexpended general fund balance in this Item			
24	on June 30 each year shall not revert to the general			
25	fund but shall be reappropriated for expenditure in the			
26	succeeding year.			
27	E. Community Policy and Management Teams shall use			
28	Medicaid-funded services whenever they are available			
29	for the appropriate treatment of children and youth			
30	receiving services under the Comprehensive Services			
31	Act for At-Risk Children and Youth.			
32	F. Pursuant to subdivision 3 of §2.2-52.06, Code of			
33	Virginia, Community Policy and Management Teams			
34	shall enter into agreements with the parents or legal			
35	guardians of children receiving services under the			
36	Comprehensive Services Act for At-Risk Children and			
37	Youth. The Office of Comprehensive Services shall be			
38	a party to any such agreement. If the parent or legal			
39	guardian fails or refuses to pay the agreed upon sum on			
40	a timely basis and a collection action cannot be referred			
41	to the Division of Child Support Enforcement of the			
42	Department of Social Services, upon the request of the			
43	community policy management team, the Office of			
44	Comprehensive Services shall make a claim against the			
45	parent or legal guardian for such payment through the			
46	Department of Law's Division of Debt Collection in the			
47	Office of the Attorney General.			
48	G. The Office of Comprehensive Services, in			
49	cooperation with the Department of Medical Assistance			
50	Services, shall provide technical assistance and training			
51	to assist residential and treatment foster care providers			
52	who provide Medicaid-reimbursable services through			
53	the Comprehensive Services Act for At-Risk Children			
54	and Youth (CSA) to become Medicaid-certified			
55	providers.			
56	H. The Office of Comprehensive Services shall work			
57	with the State Executive Council and the Department of			

ITEM 283.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Medical Assistance Services to assist Community			
2	Policy and Management Teams in appropriately			
3	accessing a full array of Medicaid-funded services for			
4	Medicaid-eligible children and youth through the			
5	Comprehensive Services Act for At-Risk Children and			
6	Youth, thereby increasing Medicaid reimbursement for			
7	treatment services and decreasing the number of denials			
8	for Medicaid services related to medical necessity and			
9	utilization review activities.			
10	I. Out of this appropriation, \$965,579 the first year			
11	from the federal Temporary Assistance to Needy			
12	Families block grant and \$965,579 the second year			
13	from the general fund shall be designated for the			
14	"Community Services Trust Fund for Youth and			
15	Families." The Department of Social Services shall			
16	assist the Office of Comprehensive Services in			
17	developing procedures to support these activities.			
18	J. Pursuant to subdivision 19 of §2.2-2648, Code of			
19	Virginia, no later than December 20 in the			
20	odd-numbered years, the State Executive Council shall			
21	biennially publish and disseminate to members of the			
22	General Assembly and Community Policy and			
23	Management Teams a progress report on comprehensive			
24	services for children, youth and families and a plan for			
25	such services for the succeeding biennium.			
26	K. Out of this appropriation, \$500,000 the first year			
27	and \$500,000 the second year from the general fund is			
28	for the Community Development Infrastructure Grant			
29	program. On a competitive basis, the director of CSA			
30	shall allocate funding for start-up costs to localities that			
31	are interested in developing community-based services			
32	for children and adolescents who are placed in			
33	out-of-community residential care or are at risk of such			
34	placement.			
35	L. Out of this appropriation, \$225,000 the first year and			
36	\$52,000 the second year shall be used to purchase and			
37	maintain an information system to provide quality and			
38	timely child demographic, service, expenditure and			
39	outcome data.			
40	Total for Comprehensive Services for At-Risk Youth			
41	and Families .....		\$357,127,702	\$376,859,856
42	Fund Sources: General .....	\$303,554,377	\$324,252,110	
43	Federal Trust.....	\$53,573,325	\$52,607,746	
44	<b>§ 1-88. DEPARTMENT FOR THE AGING (163)</b>			
45	284. Individual Care Services (45500).....		\$30,168,128	\$30,168,128
46	Financial Assistance for Local Services to the Elderly			
47	(45504) .....	\$28,306,346	\$28,306,346	
48	Rights and Protection for the Elderly (45506) .....	\$1,861,782	\$1,861,782	
49	Fund Sources: General .....	\$12,232,416	\$12,232,416	
50	Special .....	\$100,000	\$100,000	
51	Federal Trust.....	\$17,835,712	\$17,835,712	
52	Authority: Title 2.2, Chapter 7, Code of Virginia.			
53	A.1. Out of this appropriation, \$536,716 the first year			

ITEM 284.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and \$536,716 the second year from the general fund			
2	shall be provided to continue a statewide Respite Care			
3	Initiative program for the elderly and persons suffering			
4	from Alzheimer's Disease.			
5	2. Out of this appropriation, \$320,334 the first year and			
6	\$320,334 the second year from the general fund shall			
7	be transferred to the Virginia Respite Care Grant Fund			
8	authorized by §2.2-716, Code of Virginia, to provide			
9	grants to community respite care organizations.			
10	B.1. Out of this appropriation, \$923,000 the first year			
11	and \$923,000 the second year from the general fund			
12	shall be provided to support local programs of the			
13	Virginia Public Guardian and Conservator Program. Up			
14	to \$5,000 of this appropriation each year may be used			
15	for activities of the Virginia Public Guardian and			
16	Conservator Program Advisory Board, including but not			
17	limited to, paying expenses for the members to attend			
18	four meetings per year.			
19	2. Out of this appropriation, \$75,050 the first year and			
20	\$75,050 the second year from the general fund shall be			
21	provided for the administration of the public			
22	guardianship programs and for no other purpose.			
23	3. Out of this appropriation, \$132,000 the first year			
24	and \$132,000 the second year from the general fund			
25	shall be used to expand services through the Virginia			
26	Public Guardian and Conservator Program to			
27	individuals with mental illness and/or mental retardation			
28	who are 18 years of age and older.			
29	C. Out of this appropriation, \$140,613 the first year and			
30	\$140,613 the second year from the general fund shall			
31	be provided to support adult day care services at the			
32	Oxbow Center in Wise County.			
33	D. Out of this appropriation, \$50,925 the first year and			
34	\$50,925 the second year from the general fund shall be			
35	provided for the Norfolk Senior Center.			
36	E. Out of this appropriation, \$19,002 the first year and			
37	\$19,002 the second year from the general fund shall be			
38	provided for the Korean Intergenerational and			
39	Multi-purpose Senior Center.			
40	F. Out of this appropriation, \$93,109 the first year and			
41	\$93,109 the second year from the general fund shall be			
42	provided from the general fund for the Jewish Family			
43	Service of Tidewater.			
44	G. Out of this appropriation, \$76,008 the first year and			
45	\$76,008 the second year from the general fund shall be			
46	provided for a companion care program to be			
47	administered by Mountain Empire Older Citizens, Inc.			
48	H. Out of this appropriation, \$346,569 the first year			
49	and \$346,569 the second year from the general fund			
50	shall be provided for the Pharmacy Connect Program in			
51	Southwest Virginia, administered by Mountain Empire			
52	Older Citizens, Inc.			
53	I. Out of this appropriation, \$21,113 the first year and			



		Item Details(\$)		Appropriations(\$)	
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<b>ITEM 284.</b>					
1	\$21,113 the second year from the general fund shall be				
2	provided for the development of adult day care services				
3	to be managed by Mountain Empire Older Citizens,				
4	Inc. and the Junction Center for Independent Living,				
5	Inc.				
6	J. Out of this appropriation, \$237,500 the first year and				
7	\$237,500 the second year from the general fund shall				
8	be provided to support the distribution of				
9	comprehensive health and aging information to				
10	Virginia's senior population, their families and				
11	caregivers.				
12	K. Out of this appropriation, \$370,500 the first year				
13	and \$370,500 the second year from the general fund				
14	shall be provided to Bay Aging. Of these amounts,				
15	\$85,500 the first year and \$85,500 the second year				
16	shall be used to address unmet local needs and				
17	\$285,000 the first year and \$285,000 the second year				
18	from the general fund shall be used to supplement				
19	private donations and other resources for Adult Day				
20	Break Services provided by Bay Aging in partnership				
21	with local churches.				
22	L. Out of this appropriation, \$1,268,734 the first year				
23	and \$1,268,734 the second year from the general fund				
24	shall be provided to Area Agencies on Aging against				
25	losses due to the application of population data from				
26	the 2000 decennial census. The Commissioner,				
27	Virginia Department for the Aging, shall distribute				
28	these funds in compliance with the Funding Formula				
29	Task Force recommendation, House Document 63				
30	(2005).				
31	M. The Peninsula Agency on Aging shall be				
32	authorized to use funding provided for care				
33	coordination for the elderly to conduct a pilot program				
34	providing mobile, brief intervention and service linking				
35	as a form of care coordination.				
36	285. Nutritional Services (45700).....			\$17,212,165	\$17,212,165
37	Meals Served in Group Settings (45701) .....	\$6,727,761	\$6,727,761		
38	Distribution of Food (45702) .....	\$378,549	\$378,549		
39	Delivery of Meals to Home-Bound Individuals (45703) ..	\$10,105,855	\$10,105,855		
40	Fund Sources: General .....	\$5,160,265	\$5,160,265		
41	Federal Trust.....	\$12,051,900	\$12,051,900		
42	Authority: Title 2.2, Chapter 7, Code of Virginia.				
43	Home delivered meals shall not require cost-sharing				
44	until such time as federal law permits cost-sharing with				
45	Older Americans Act funding.				
46	286. Administrative and Support Services (49900).....			\$3,050,331	\$3,050,331
47	General Management and Direction (49901).....	\$3,050,331	\$3,050,331		
48	Fund Sources: General .....	\$1,311,311	\$1,311,311		
49	Federal Trust.....	\$1,739,020	\$1,739,020		
50	Authority: Title 2.2, Chapter 7, Code of Virginia.				
51	Included in the Federal Trust appropriation are amounts				
52	estimated at \$41,192 the first year and \$41,192 the				

ITEM 286.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	second year, to pay for statewide indirect cost			
2	recoveries of this agency. Actual recoveries of statewide			
3	indirect costs, up to the level of these estimates, shall			
4	be exempt from payment into the general fund, as			
5	provided in § 4-2.03 of this act. Amounts recovered in			
6	excess of these estimates shall be deposited to the			
7	general fund.			
8	287. A. Area agencies on aging are encouraged to continue			
9	seeking funds from a variety of sources which include			
10	cost-sharing in programs where not prohibited by			
11	funding sources; private sector voluntary contributions			
12	from older persons receiving services; families of			
13	individuals receiving services; and churches, service			
14	groups and other organizations. Such appropriations			
15	shall not be included in the appropriations used to			
16	match Older Americans Act funding. Revenue			
17	generated as a result of these projects shall be retained			
18	by the participating area agencies for use in meeting			
19	critical care needs of older Virginians. These revenues			
20	shall supplement, not supplant, general fund resources.			
21	B. It is the intent of the General Assembly that all area			
22	agencies on aging use any new general fund revenue,			
23	with the exception of funding provided for the			
24	Long-term Care Ombudsman program, to implement			
25	sliding fees for services. However, priority for services			
26	should be given to applicants in the greatest need,			
27	regardless of ability to pay. Revenue from fees shall be			
28	retained by the area agencies on aging for use in			
29	meeting critical care needs of older Virginians. These			
30	revenues shall supplement, not supplant, general fund			
31	resources.			
32	C. It is the intent of the General Assembly that Older			
33	Americans Act funds and general fund moneys be			
34	targeted to services which can assist the elderly to			
35	function independently for as long as possible.			
36	D. At the request of the Commissioner of the			
37	Department for the Aging, the Director, Department of			
38	Planning and Budget may transfer state general fund			
39	appropriations for services provided by area agencies on			
40	aging between service categories. The amounts to be			
41	transferred between categories shall not exceed 40			
42	percent of the total state general fund appropriations			
43	allocated for each category. Under no circumstances			
44	shall any funds be transferred from direct services to			
45	administration. State general fund appropriations shall			
46	be available to the area agencies on aging beginning			
47	July 1 of each year of the biennium, in compliance			
48	with the Department's General Fund Cash Management			
49	Policy.			
50	Total for Department for the Aging.....		\$50,430,624	\$50,430,624
51	General Fund Positions.....	13.00	13.00	
52	Nongeneral Fund Positions.....	14.00	14.00	
53	Position Level .....	27.00	27.00	
54	Fund Sources: General.....	\$18,703,992	\$18,703,992	
55	Special.....	\$100,000	\$100,000	
56	Federal Trust.....	\$31,626,632	\$31,626,632	

ITEM 288.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-89. DEPARTMENT FOR THE DEAF AND HARD-OF-HEARING (751)</b>				
2	288. Social Services Research, Planning, and Coordination				
3	(45000) .....			\$15,763,679	\$15,763,679
4	Technology Services for Deaf and Hard-Of-Hearing				
5	(45004) .....	\$14,805,149	\$14,805,149		
6	Consumer, Interpreter, and Community Support				
7	Services (45005).....	\$621,380	\$621,380		
8	Administrative Services (45006) .....	\$337,150	\$337,150		
9	Fund Sources: General .....	\$1,374,601	\$1,374,601		
10	Special .....	\$14,389,078	\$14,389,078		
11	Authority: Title 51.5, Chapter 13, Code of Virginia.				
12	A. The Virginia Department for the Deaf and				
13	Hard-of-Hearing shall locate the Relay Center in				
14	Norton, Virginia. In developing the request for				
15	proposals for the Relay Center, the department shall				
16	include provisions to require that basic relay services be				
17	provided from the center located in Norton, Virginia				
18	and that the center shall not fall below 105 full-time				
19	equivalent positions.				
20	B. Out of this appropriation, \$40,000 the first year and				
21	\$40,000 the second year from the general fund shall be				
22	provided to the Connie Reasor Deaf Resource Center in				
23	Planning District 1.				
24	Total for Department for the Deaf and				
25	Hard-Of-Hearing.....				\$15,763,679
26	General Fund Positions.....	12.00	12.00		
27	Nongeneral Fund Positions.....	2.00	2.00		
28	Position Level .....	14.00	14.00		
29	Fund Sources: General .....	\$1,374,601	\$1,374,601		
30	Special .....	\$14,389,078	\$14,389,078		
31	<b>§ 1-90. DEPARTMENT OF HEALTH (601)</b>				
32	289. Higher Education Student Financial Assistance (10800) ..			\$2,008,196	\$2,008,196
33	Scholarships (10810).....	\$2,008,196	\$2,008,196		
34	Fund Sources: General .....	\$1,480,964	\$1,480,964		
35	Dedicated Special Revenue .....	\$225,000	\$225,000		
36	Federal Trust.....	\$302,232	\$302,232		
37	Authority: §§ 23-35.9 through 23-35.13, 23-37.1				
38	through 23-37.5, and 32.1-122.5:1 through 32.1-122.10,				
39	Code of Virginia.				
40	A. Out of this appropriation, \$830,964 for the first year				
41	and \$830,964 for the second year from the general fund				
42	is provided for physician financial incentives, such as				
43	loan repayment, one-time salary bonuses and travel				
44	expenses to physicians, including psychiatrists who				
45	commit to practice in underserved areas of the state.				
46	Any unexpended financial incentives and repaid money				
47	due to default shall revert to the pool of funding for				
48	financial incentives to recruit physicians, including				
49	psychiatrists. All financial incentives shall be awarded				
50	in accordance with regulations promulgated by the				

ITEM 289.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Board of Health. The department shall maintain an				
2	accounting of the numbers and amount of the awards				
3	made each year and the specialties of the physicians				
4	receiving the awards.				
5	B. Out of this appropriation, \$25,000 for the first year				
6	and \$25,000 for the second year from the general fund				
7	is provided for five nurse practitioner scholarships				
8	pursuant to § 32.1-122.6:02, Code of Virginia.				
9	C. Out of this appropriation, \$100,000 for the first year				
10	and \$100,000 for the second year from the general fund				
11	is provided for nursing scholarships and loan				
12	repayments. All financial incentives shall be awarded				
13	in accordance with regulations promulgated by the				
14	Board of Health. Any unexpended financial incentives				
15	and repaid money due to default shall revert to the pool				
16	of funding for nursing scholarships and loan				
17	repayments. The department shall maintain an				
18	accounting of the numbers and amount of the awards				
19	made each year.				
20	D. Out of this appropriation, \$200,000 for the first year				
21	and \$200,000 for the second year from the general fund				
22	is provided for scholarships and loan repayments for				
23	nursing students pursuing an advanced degree towards				
24	becoming nursing faculty at the college level. Priority				
25	shall be given to master's degree candidates who will				
26	teach in the community colleges.				
27	E. Out of this appropriation, \$325,000 for the first year				
28	and \$325,000 for the second year from the general fund				
29	is provided for scholarships and loan repayments for				
30	scholarships for dental students and loan repayments for				
31	dentists. The department is authorized to use these				
32	funds to award either a scholarship or a loan				
33	repayment, depending on the needs of the individual				
34	dental student or dentist being recruited to a dental				
35	underserved area of the Commonwealth. Any				
36	unexpended financial incentives and repaid money due				
37	to default shall revert to the pool of funding for				
38	financial incentives for dental scholarships or loan				
39	repayments. All scholarships or loan repayments shall				
40	be awarded in accordance with regulations promulgated				
41	by the Board of Health. The department shall maintain				
42	an accounting of the number and amount of the				
43	scholarship and loan repayment awards made each year.				
44	F. The department may move appropriation between				
45	scholarship or loan repayment program as long as the				
46	scholarship or loan repayment is in accordance with the				
47	regulations promulgated by the Board of Health.				
48	290.	Emergency Medical Services (40200).....		\$36,848,204	\$36,848,204
49		Financial Assistance for Non Profit Emergency			
50		Medical Services Organizations and Localities (40203)...	\$30,054,605	\$30,054,605	
51		State Office of Emergency Medical Services (40204).....	\$6,793,599	\$6,793,599	
52		Fund Sources: Special.....	\$18,896,690	\$18,896,690	
53		Dedicated Special Revenue .....	\$17,545,931	\$17,545,931	
54		Federal Trust.....	\$405,583	\$405,583	
55		Authority: §§ 32.1-111.1 through 32.1-111.16,			
56		32.1-116.1 through 32.1-116.3, and 46.2-694 A 13,			

ITEM 290.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Code of Virginia.				
2	A. Out of this appropriation, \$25,000 the first year and				
3	\$25,000 the second year from special funds shall be				
4	provided to the Department of State Police for				
5	administration of criminal history record information for				
6	local volunteer fire and rescue squad personnel				
7	(pursuant to § 19.2-389 A 11, Code of Virginia).				
8	B. Distributions made under § 46.2-694 A 13 b (iii),				
9	Code of Virginia, shall be made only to nonprofit				
10	emergency medical services organizations.				
11	C. Out of this appropriation, \$1,045,375 the first year				
12	and \$1,045,375 the second year from the Rescue Squad				
13	Assistance Fund shall be provided to the Department of				
14	State Police for aviation (med-flight) operations.				
15	D. The Commissioner of Health shall review current				
16	funding provided to trauma centers to offset				
17	uncompensated care losses, report on feasible long-term				
18	financing mechanisms, and examine and identify				
19	potential funding sources on the federal, state and local				
20	level that may be available to Virginia's trauma centers				
21	to support the system's capacity to provide quality				
22	trauma services to Virginia citizens. As sources are				
23	identified, the Commissioner shall work with any				
24	federal and state agencies and the Trauma System				
25	Oversight and Management Committee to assist in				
26	securing additional funding for the trauma system.				
27	291. Medical Examiner and Anatomical Services (40300).....			\$8,461,404	\$8,461,404
28	Anatomical Services (40301).....	\$210,785	\$210,785		
29	Medical Examiner Services (40302).....	\$8,250,619	\$8,250,619		
30	Fund Sources: General.....	\$7,573,775	\$7,573,775		
31	Special.....	\$374,522	\$374,522		
32	Federal Trust.....	\$513,107	\$513,107		
33	Authority: §§ 32.1-277 through 32.1-304, Code of				
34	Virginia.				
35	292. Vital Records and Health Statistics (40400).....			\$6,779,897	\$6,779,897
36	Health Statistics (40401).....	\$936,738	\$936,738		
37	Vital Records (40402).....	\$5,843,159	\$5,843,159		
38	Fund Sources: Special.....	\$6,779,897	\$6,779,897		
39	Authority: §§ 8.01-217, 32.1-249 through 32.1-276, and				
40	32.1-305 through 32.1-309, Code of Virginia; and P.L.				
41	93-353, as amended, Federal Code.				
42	A. Effective July 1, 2004, the standard vital records fee				
43	shall be \$12.00 and the fee for the expedited record				
44	search shall be \$48.00.				
45	B. Notwithstanding §32.1-273.1. Code of Virginia, two				
46	dollars of each fee collected by the State Registrar shall				
47	be deposited by the Comptroller to the Virginia Vital				
48	Statistics Automation Fund and two dollars of each fee				
49	collected shall be used to fund health care services.				
50	293. Communicable Disease Prevention and Control (40500) .			\$50,482,056	\$50,394,722
51	Immunization Program (40502) .....	\$9,657,860	\$9,570,526		

ITEM 293.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Tuberculosis Prevention and Control (40503).....	\$1,962,046	\$1,962,046		
2	Sexually Transmitted Disease Prevention and Control				
3	(40504) .....	\$2,040,496	\$2,040,496		
4	Disease Investigation and Control Services (40505).....	\$3,983,245	\$3,983,245		
5	HIV/Aids Prevention and Treatment Services (40506).....	\$32,838,409	\$32,838,409		
6	Fund Sources: General.....	\$11,321,860	\$11,321,860		
7	Special.....	\$783,423	\$783,423		
8	Federal Trust.....	\$38,376,773	\$38,289,439		
9	Authority: §§ 32.1-11.1 through 32.1-11.2, 32.1-35				
10	through 32.1-73, Code of Virginia; and P.L. 91-464, as				
11	amended, Federal Code.				
12	A. Out of this appropriation, \$50,000 the first year and				
13	\$50,000 the second year from the general fund shall be				
14	used to purchase medications for individuals who have				
15	tuberculosis but who do not qualify for free or reduced				
16	prescription drugs and who do not have adequate				
17	income or insurance coverage to purchase the required				
18	prescription drugs.				
19	B. Out of this appropriation, \$40,000 the first year and				
20	\$40,000 the second year from the general fund shall be				
21	provided to the Division of Tuberculosis Control for the				
22	purchase of medications and supplies for individuals				
23	who have drug-resistant tuberculosis and require				
24	treatment with expensive, second-line antimicrobial				
25	agents.				
26	C. The requirement for testing of tuberculosis isolates				
27	set out in § 32.1-50 E of the Code of Virginia shall be				
28	satisfied by the submission of samples to the Division				
29	of Consolidated Laboratory Services, or such other				
30	laboratory as may be designated by the Board of				
31	Health.				
32	D. Out of this appropriation, \$280,110 the first year				
33	and \$280,110 the second year from the general fund				
34	and \$840,288 the first year and \$840,288 the second				
35	year from nongeneral funds shall be used to purchase				
36	the Tdap (tetanus/diphtheria/pertussis) vaccine for				
37	children without insurance.				
38	E. Out of this appropriation, \$285,000 the first year				
39	and \$285,000 the second year from the general fund				
40	shall be provided to the State Pharmaceutical Assistance				
41	Program (SPAP) for insurance premium payments,				
42	coinsurance payments, and other out-of-pocket costs for				
43	individuals participating in the Virginia AIDS Drug				
44	Assistance Program (ADAP) with incomes between 135				
45	percent and 300 percent of the federal poverty income				
46	guidelines and who are Medicare Part D beneficiaries.				
47	294. Health Research, Planning, and Coordination (40600).....			\$13,209,075	\$13,204,727
48	Health Research, Planning and Coordination (40603).....	\$3,027,731	\$3,023,383		
49	Regulation of Health Care Facilities (40607).....	\$8,944,978	\$8,944,978		
50	Certificate of Public Need (40608) .....	\$1,236,366	\$1,236,366		
51	Fund Sources: General.....	\$3,048,525	\$3,044,177		
52	Special.....	\$1,975,089	\$1,975,089		
53	Dedicated Special Revenue.....	\$451,798	\$451,798		
54	Federal Trust.....	\$7,733,663	\$7,733,663		

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 294.</b>					
1	Authority: §§ 32.1-102.1 through 32.1-102.12;				
2	32.1-122.01 through 32.1-122.08; and 32.1-123 through				
3	32.1-138.5, Code of Virginia; and P.L. 96-79, as				
4	amended, Federal Code; and Title XVIII and Title XIX				
5	of the U.S. Social Security Act, Federal Code.				
6	A. Supplemental funding for the regional health				
7	planning agencies shall be provided from the following				
8	sources:				
9	1. Special funds from Certificate of Public Need				
10	(40608) application fees in excess of those required to				
11	operate the COPN Program, provided the Program may				
12	retain special fund balances each year equal to of one				
13	month's operational needs in case of revenue shortfalls				
14	in the subsequent year.				
15	2. General fund appropriations in Health Research,				
16	Planning and Coordination (40603) unexpended at the				
17	end of each year of the biennium shall be				
18	reappropriated for expenditure by the regional health				
19	planning agencies in the succeeding fiscal year.				
20	3. The Department of Health shall revise annual				
21	agreements with the regional health planning agencies				
22	to require an annual independent financial audit to				
23	examine the use of state funds and the reasonableness				
24	of those expenditures.				
25	B. Failure of any regional health planning agency to				
26	establish or sustain business operations shall cause				
27	funds to revert to the Central Office to support health				
28	planning and Certificate of Public Need functions.				
29	C. The Commissioner of Health shall continue				
30	implementation of the "Five-Year Action Plan:				
31	Improving Access to Primary Health Care Services in				
32	Medically Underserved Areas and Populations of the				
33	Commonwealth." A minimum of \$150,000 the first year				
34	and \$150,000 the second year from the general fund				
35	shall be provided to the Virginia Office of Rural				
36	Health, as the state match for the federal Office of				
37	Rural Health Policy Grant. The Commissioner is				
38	authorized to contract for services to accomplish the				
39	plan.				
40	D. Out of the Special Fund appropriation for this Item,				
41	\$278,000 the first year and \$278,000 the second year is				
42	appropriated from statewide indirect cost recoveries of				
43	this agency to match federal funds and support the				
44	programs of the Center for Quality Health Care				
45	Services and Consumer Protection. Amounts recovered				
46	in excess of these appropriations shall be deposited to				
47	the general fund.				
48	295. State Health Services (43000).....			\$119,758,739	\$120,058,739
49	Child and Adolescent Health Services (43002).....	\$13,737,112	\$13,737,112		
50	Women's and Infant's Health Services (43005).....	\$6,336,192	\$6,336,192		
51	Chronic Disease Prevention, Health Promotion, and				
52	Oral Health (43015).....	\$5,487,712	\$5,787,712		
53	Injury and Violence Prevention (43016).....	\$4,719,203	\$4,719,203		
54	Women, Infants, and Children (WIC) and Community				
55	Nutrition Services (43017) .....	\$89,478,520	\$89,478,520		

ITEM 295.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$5,905,804	\$8,057,604		
2	Special.....	\$3,740,147	\$3,740,147		
3	Dedicated Special Revenue.....	\$79,913,511	\$79,913,511		
4	Federal Trust.....	\$30,199,277	\$28,347,477		
5	Authority: §§ 32.1-11, 32.1-77, and 32.1-89 through				
6	32.1-90, Code of Virginia; P.L. 94-566, as amended,				
7	Title V of the U.S. Social Security Act and Title X of				
8	the U.S. Public Health Service Act, Federal Code; and				
9	P.L. 95-627, as amended, Federal Code.				
10	A. 1. Out of this appropriation, \$176,800 the first year				
11	from the federal Temporary Assistance to Needy				
12	Families block grant and \$176,800 the second year				
13	from the general fund shall be designated for the				
14	Resource Mothers Sibling program.				
15	2. Notwithstanding § 4-1.03 of this act, general fund				
16	and nongeneral fund appropriations in this item for				
17	activities associated with the Resource Mothers				
18	Program shall not be transferred to support other public				
19	health programs or any other purpose.				
20	B. Out of this appropriation, \$765,000 the first year				
21	from the federal Temporary Assistance to Needy				
22	Families block grant and \$765,000 the second year				
23	from the general fund shall be designated for the				
24	Partners in Prevention Program.				
25	C. Out of this appropriation, \$910,000 the first year				
26	from the federal Temporary Assistance to Needy				
27	Families block grant and \$910,000 the second year				
28	from the general fund shall be designated for the				
29	operation of the teenage pregnancy prevention programs				
30	in the health districts of Richmond, Norfolk,				
31	Alexandria, Roanoke City, Crater, Portsmouth, and				
32	Eastern Shore.				
33	D. Out of this appropriation, \$952,807 the first year				
34	and \$952,807 the second year from special funds is				
35	provided to support the newborn screening program and				
36	its expansion pursuant to Chapters 717 and 721, Act of				
37	Assembly of 2005. Fee revenues sufficient to fund the				
38	Department of Health's costs of the program and its				
39	expansion shall be transferred from the Division of				
40	Consolidated Laboratory Services.				
41	E. The Special Supplemental Nutrition Program for				
42	Women, Infants, and Children is exempt from the				
43	requirements of the Administrative Process Act				
44	(§ 2.2-4000 et seq.).				
45	F. Out of this appropriation, \$200,000 the first year and				
46	\$200,000 the second year from the general fund shall				
47	be provided to the department's sickle cell program to				
48	address rising pediatric caseloads in the current				
49	program. Any remaining funds shall be used to develop				
50	transition services for youth who will require adult				
51	services to ensure appropriate medical services are				
52	available and provided for youth who age out of the				
53	current program.				
54	296. Community Health Services (44000).....			\$246,772,690	\$246,772,690
55	Local Dental Services (44002).....	\$9,226,147	\$9,226,147		



ITEM 296.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Restaurant and Food Safety, Well and Septic				
2	Permitting and other Environmental Health Services				
3	(44004) .....	\$42,407,852	\$42,407,852		
4	Local Family Planning Services (44005).....	\$19,815,169	\$19,815,169		
5	Support for Local Management, Business, and				
6	Facilities (44009) .....	\$52,338,544	\$52,338,544		
7	Local Maternal and Child Health Services (44010).....	\$47,841,531	\$47,841,531		
8	Local Immunization Services (44013).....	\$9,148,094	\$9,148,094		
9	Local Communicable Disease Investigation, Treatment,				
10	and Control (44014).....	\$19,065,238	\$19,065,238		
11	Local Home Health and Personal Care Services				
12	(44015) .....	\$5,820,116	\$5,820,116		
13	Local Chronic Disease and Prevention Control (44016) ..	\$12,915,470	\$12,915,470		
14	Local Laboratory and Pharmacy Services (44017) .....	\$10,707,950	\$10,707,950		
15	Local Nutrition Services (44018).....	\$17,486,579	\$17,486,579		
16	Fund Sources: General .....	\$103,019,404	\$101,969,371		
17	Special .....	\$105,845,012	\$106,895,045		
18	Dedicated Special Revenue .....	\$1,595,974	\$1,595,974		
19	Federal Trust.....	\$36,312,300	\$36,312,300		
20	Authority: §§ 32.1-11 through 32.1-12, 32.1-31,				
21	32.1-163 through 32.1-176, 32.1-198 through 32.1-211,				
22	32.1-246, and 35.1-1 through 35.1-26, Code of				
23	Virginia; Title V of the U.S. Social Security Act; and				
24	Title X of the U.S. Public Health Service Act.				
25	A. 1. Notwithstanding §32.1-163 through §32.1-176,				
26	Code of Virginia, the Commissioner of Health shall				
27	increase, by no more than \$280.00, those existing fees				
28	associated with the application for a construction permit				
29	for on-site sewage systems designed for less than 1,000				
30	gallons per day, and alternative discharging systems not				
31	supported with certified work from an authorized onsite				
32	soil evaluator or a professional engineer working in				
33	consultation with an authorized onsite soil evaluator.				
34	2. Notwithstanding §32.1-163 through §32.1-176, Code				
35	of Virginia, the Commissioner of the Health shall				
36	increase, by no more than \$225.00, those fees				
37	associated with the application for a certification letter				
38	less than 1,000 gallons per day not supported with				
39	certified work from an authorized onsite soil evaluator				
40	or a professional engineer working in consultation with				
41	an authorized onsite soil evaluator.				
42	3. Notwithstanding §32.1-163 through §32.1-176, Code				
43	of Virginia, the Commissioner of the Health shall				
44	increase, by no more than \$125.00, those fees				
45	associated with the application for a construction permit				
46	or certification letter less than 1,000 gallons per day				
47	supported with certified work from an authorized onsite				
48	soil evaluator or a professional engineer working in				
49	consultation with an authorized onsite soil evaluator.				
50	4. Notwithstanding §32.1-163 through §32.1-176, Code				
51	of Virginia, the Commissioner of Health shall increase,				
52	by no more than \$165.00, those existing fees associated				
53	with the application for a construction permit for a				
54	private well.				
55	5. Notwithstanding §32.1-163 through §32.1-176, Code				
56	of Virginia, the Commissioner of Health shall increase,				
57	by no more than \$1,000.00, those existing fees				

ITEM 296.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	associated with the application for a construction permit			
2	or certification letter designed for more than 1,000			
3	gallons per day.			
4	B. The Commissioner of Health is authorized to			
5	develop, in consultation with the regulated entities, a			
6	plan and specification review fee, not to exceed \$75,			
7	and an annual permit renewal fee, each not to exceed			
8	\$100 per year, to be collected from all establishments,			
9	except K-12 public schools, that are subject to			
10	inspection by the Department of Health pursuant to			
11	§§ 35.1-13, 35.1-14, 35.1-16, and 35.1-17, Code of			
12	Virginia; however, any such establishment that is			
13	subject to any health permit fee, application fee,			
14	inspection fee, risk assessment fee or similar fee			
15	imposed by any locality as of January 1, 2008, shall be			
16	subject to this annual permit renewal fee only to the			
17	extent that the Department of Health fee and the locally			
18	imposed fee, when combined, do not exceed \$100. This			
19	fee structure shall be subject to the approval of the			
20	Secretary of Health and Human Resources.			
21	C. Out of this appropriation, \$100,000 the first year and			
22	\$100,000 the second year from the general fund shall			
23	be provided to the Virginia Department of Health to			
24	provide case management services to pregnant women			
25	in rural communities who lose obstetrical services.			
26	D. Out of this appropriation, \$75,000 the first year and			
27	\$75,000 the second year from the general fund shall be			
28	used to match available special funds for the			
29	development and implementation of an electronic			
30	medical records system for local health departments.			
31	Release of this appropriation shall be contingent upon			
32	the Virginia Department of Health collaborating with			
33	the Secretary of Technology to pursue a multi-source			
34	procurement. This procurement will ensure			
35	interoperability and be consistent with federal standards			
36	for the electronic exchange of health information.			
37	E. Pursuant to the Department of Health's Policy			
38	Implementation Manual (#07-01), individuals who			
39	participate in a local festival, fair, or other community			
40	event where food is sold, shall be exempt from the			
41	annual temporary food establishment permit fee of			
42	\$100.00 provided the event is held only one time each			
43	calendar year and the event takes place within the			
44	locality where the individual resides.			
45	F. Out of this appropriation, \$435,000 the first year and			
46	\$435,000 the second year from the general fund and			
47	\$215,000 the first year and \$215,000 the second year			
48	from nongeneral funds is provided to address the cost			
49	of leasing new or expanding existing local health			
50	department facilities. First priority shall be given to			
51	Isle of Wight, Suffolk, and Roanoke City.			
52	297.	Financial Assistance to Community Human Services		
53		Organizations (49200).....		\$18,919,904
54		Payments to Human Services Organizations (49204) .....	\$18,919,904	\$18,919,904
55		Fund Sources: General .....	\$16,778,014	\$18,919,904
56		Federal Trust.....	\$2,141,890	\$0

ITEM 297.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Authority: § 32.1-2, Code of Virginia.				
2	A.1. Out of this appropriation, \$571,000 the first year				
3	and \$2,712,890 the second year from the general fund				
4	is provided to the Comprehensive Health Investment				
5	Project (CHIP) of Virginia.				
6	2. The Department of Social Services shall provide				
7	\$2,141,890 the first year from the federal Temporary				
8	Assistance for Needy Families (TANF) grant to the				
9	CHIP of Virginia.				
10	3. In addition, the CHIP of Virginia shall receive				
11	\$100,000 the first year and \$100,000 the second year				
12	from other nongeneral funds subject to the availability				
13	of foster care prevention funding transferred from the				
14	Department of Social Services.				
15	4. The purpose of the program is to develop, expand,				
16	and operate a network of local public-private				
17	partnerships providing comprehensive care coordination,				
18	family support and preventive medical and dental				
19	services to low-income, at-risk children.				
20	5. The general fund appropriation in this Item for the				
21	CHIP of Virginia projects shall not be used for				
22	administrative costs.				
23	6. CHIP of Virginia shall continue to pursue raising				
24	funds and in-kind contributions from local communities.				
25	It is the intent of the General Assembly that the CHIP				
26	program increases its efforts to raise funds from local				
27	communities and other private or public sources with				
28	the goal of reducing reliance on general fund				
29	appropriations in the future.				
30	7. Of this appropriation, from the amounts in paragraph				
31	A.1., \$49,358 the first year and \$49,358 the second				
32	year from the general fund is provided to the CHIP of				
33	Roanoke and shall be used as matching funds to add				
34	three full-time equivalent public health nurse positions				
35	to expand services in the Roanoke Valley and				
36	Allegheny Highlands.				
37	B. Out of this appropriation shall be provided \$90,844				
38	the first year and \$90,844 the second year from the				
39	general fund for the Alexandria Neighborhood Health				
40	Services, Inc. The organization shall pursue raising				
41	funds and in-kind contributions from the local				
42	community.				
43	C. Out of this appropriation shall be provided \$10,687				
44	the first year and \$10,687 the second year from the				
45	general fund for the Louisa County Resource Council.				
46	The Council shall continue to pursue raising funds and				
47	in-kind contributions from the local community.				
48	D. Out of this appropriation, \$14,535 the first year and				
49	\$14,535 the second year from the general fund shall be				
50	provided to the Olde Towne Medical Center.				
51	E.1. Out of this appropriation, \$433,750 the first year				
52	and \$433,750 the second year from the general fund				
53	shall be provided to the Virginia Community				

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Healthcare Association for the purchase of			
2	pharmaceuticals and medically necessary pharmacy			
3	supplies, and to provide pharmacy services to			
4	low-income, uninsured patients of the Community and			
5	Migrant Health Centers throughout Virginia. The			
6	uninsured patients served with these funds shall have			
7	family incomes no greater than 200 percent of the			
8	federal poverty level. The amount allocated to each			
9	Community and Migrant Health Center shall be			
10	determined through an allocation methodology			
11	developed by the Virginia Community Healthcare			
12	Association. The allocation methodology shall ensure			
13	that funds are distributed such that the Community and			
14	Migrant Health Centers are able to serve the pharmacy			
15	needs of the greatest number of low-income, uninsured			
16	persons. The Virginia Community Healthcare			
17	Association shall establish accounting and reporting			
18	mechanisms to track the disbursement and expenditure			
19	of these funds.			
20	2. Out of this appropriation, \$750,000 the first year			
21	and \$750,000 the second year from the general fund			
22	shall be provided to the Virginia Community			
23	Healthcare Association to expand existing or develop			
24	new community health centers in medically underserved			
25	and economically disadvantaged areas of the			
26	Commonwealth. The Association shall consult with the			
27	Virginia Health Care Foundation on funding allocation			
28	decisions. It is the intent of the General Assembly that			
29	funding be used to match funding solicited by the			
30	Virginia Community Healthcare Association from local			
31	and federal sources, and other public or private			
32	organizations. The Virginia Community Healthcare			
33	Association shall report on the use of the funding to the			
34	Chairmen of the House Appropriations and Senate			
35	Finance Committees and the Joint Commission on			
36	Health Care on September 1 of each year.			
37	3. Out of this appropriation, \$175,000 the first year			
38	and \$175,000 the second year from the general fund			
39	shall be provided to the Virginia Community			
40	Healthcare Association to expand access to care			
41	provided through community health centers.			
42	4. Out of this appropriation, \$1,800,000 the first year			
43	and \$1,800,000 the second year from the general fund			
44	shall be provided to the Virginia Community			
45	Healthcare Association to support community health			
46	center operating costs for services provided to			
47	uninsured clients. The amount allocated to each			
48	Community and Migrant Health Center shall be			
49	determined through an allocation methodology			
50	developed by the Virginia Community Healthcare			
51	Association. The allocation methodology shall ensure			
52	that funds are distributed such that the Community and			
53	Migrant Health Centers are able to serve the needs of			
54	the greatest number of uninsured persons. The Virginia			
55	Community Healthcare Association shall establish			
56	accounting and reporting mechanisms to track the			
57	disbursement and expenditure of these funds.			
58	F.1. Out of this appropriation, \$1,321,400 the first year			
59	and \$1,321,400 the second year from the general fund			
60	shall be provided to the Virginia Association of Free			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Clinics for the purchase of pharmaceuticals and			
2	medically necessary pharmacy supplies, and to provide			
3	pharmacy services to low-income, uninsured patients of			
4	the Free Clinics throughout Virginia. The amount			
5	allocated to each Free Clinic shall be determined			
6	through an allocation methodology developed by the			
7	Virginia Association of Free Clinics. The allocation			
8	methodology shall ensure that funds are distributed			
9	such that the Free Clinics are able to serve the			
10	pharmacy needs of the greatest number of low-income,			
11	uninsured adults. The Virginia Association of Free			
12	Clinics shall establish accounting and reporting			
13	mechanisms to track the disbursement and expenditure			
14	of these funds.			
15	2. Out of this appropriation, \$175,000 the first year			
16	and \$175,000 the second year from the general fund			
17	shall be provided to the Virginia Association of Free			
18	Clinics to expand access to health care services.			
19	3. Out of this appropriation, \$1,700,000 the first year			
20	and \$1,700,000 the second year from the general fund			
21	shall be provided to the Virginia Association of Free			
22	Clinics to support free clinic operating costs for			
23	services provided to uninsured clients. The amount			
24	allocated to each free clinic shall be determined through			
25	an allocation methodology developed by the Virginia			
26	Association of Free Clinics. The allocation			
27	methodology shall ensure that funds are distributed			
28	such that the free clinics are able to serve the needs of			
29	the greatest number of uninsured persons. The Virginia			
30	Association of Free Clinics shall establish accounting			
31	and reporting mechanisms to track the disbursement			
32	and expenditure of these funds.			
33	G. Out of this appropriation, \$281,124 the first year			
34	and \$281,124 the second year from the general fund are			
35	provided to support the development of the Southwest			
36	Virginia Graduate Medical Education Consortium to			
37	create and support medical residency preceptor sites in			
38	rural and underserved communities in Southwest			
39	Virginia.			
40	H. Out of this appropriation, \$574,750 the first year			
41	and \$574,750 the second year is provided from the			
42	general fund to support the regional AIDS resource and			
43	consultation centers and one local early intervention			
44	and treatment center.			
45	I. Out of this appropriation, \$109,012 the first year and			
46	\$109,012 the second year is provided from the general			
47	fund to support the Arthur Ashe Health Center in			
48	Richmond.			
49	J. Out of this appropriation, \$21,375 the first year and			
50	\$21,375 the second year from the general fund shall be			
51	provided to the Fan Free Clinic for AIDS related			
52	services.			
53	K.1. Out of this appropriation, \$5,580,571 the first year			
54	and \$5,580,571 the second year from the general fund			
55	shall be paid to the Virginia Health Care Foundation.			
56	These funds shall be matched with local public and			
57	private resources and shall be awarded to proposals			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	which enhance access to primary health care for			
2	Virginia's uninsured and medically underserved			
3	residents, through innovative service delivery models.			
4	The Foundation, in coordination with the Virginia			
5	Department of Health, the Area Health Education			
6	Centers program, the Joint Commission on Health Care,			
7	and other appropriate organizations, is encouraged to			
8	undertake initiatives to reduce health care workforce			
9	shortages. The Foundation shall account for the			
10	expenditure of these funds by providing the Governor,			
11	the Secretary of Health and Human Resources, the			
12	Chairmen of the House Appropriations and Senate			
13	Finance Committees, the State Health Commissioner,			
14	and the Chairman of the Joint Commission on Health			
15	Care with a certified audit and full report on			
16	Foundation initiatives and results, including evaluation			
17	findings, not later than October 1 of each year for the			
18	preceding fiscal year ending June 30.			
19	2. On or before October 1 of each year, the Foundation			
20	shall submit to the Governor and the Chairmen of the			
21	House Appropriations and Senate Finance Committees a			
22	report on the actual amount, by fiscal year, of private			
23	and local government funds received by the Foundation			
24	since its inception. The report shall include certification			
25	that an amount equal to the state appropriation for the			
26	preceding fiscal year ending June 30 has been matched			
27	from private and local government sources during that			
28	fiscal year.			
29	3. Of this appropriation, from the amounts in paragraph			
30	in K.1., \$125,000 the first year and \$125,000 the			
31	second year from the general fund shall be paid to the			
32	Virginia Health Care Foundation to expand the			
33	Pharmacy Connection software program to unserved or			
34	underserved regions of the Commonwealth.			
35	4. Of this appropriation, as noted in K.1., \$105,000 the			
36	first year and \$105,000 the second year from the			
37	general fund shall be provided to the Virginia Health			
38	Care Foundation for the Rx Partnership to improve			
39	access to free medications for low-income Virginians.			
40	5. Of this appropriation, from the amounts in			
41	paragraph in K.1., \$3,350,000 the first year and			
42	\$3,350,000 the second year from the general fund shall			
43	be provided to the Virginia Health Care Foundation to			
44	increase the capacity of the Commonwealth's health			
45	safety net providers to expand services to unserved or			
46	underserved Virginians. Of this amount, (i) \$1,850,000			
47	the first year and \$1,850,000 the second year shall be			
48	used to underwrite service expansions and/or increase			
49	the number of patients served at existing sites or at new			
50	sites, (ii) \$850,000 the first year and \$850,000 the			
51	second year shall be used for Medication Assistance			
52	Coordinators who provide outreach assistance, (iii)			
53	\$150,000 the first year and \$150,000 the second year			
54	shall be made available for locations with existing			
55	medication assistance programs, and (iv) \$500,000 the			
56	first year and \$500,000 the second year shall be used			
57	for increasing capacity for dental services for uninsured			
58	adults.			
59	L. Out of this appropriation, \$25,436 in the first year			

ITEM 297.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and \$25,436 in the second year from the general fund			
2	shall be provided to the Chesapeake Adult General			
3	Medical Clinic.			
4	M. Out of this appropriation, \$290,957 the first year			
5	and \$290,957 the second year from the general fund is			
6	provided to support the administration of the patient			
7	level data base, including the outpatient data reporting			
8	system.			
9	N. Out of this appropriation, \$95,000 in the first year			
10	and \$95,000 in the second year from the general fund			
11	shall be provided to the St. Mary's Health Wagon.			
12	O.1.a. Out of this appropriation, \$325,000 in the first			
13	year and \$325,000 in the second year from the general			
14	fund shall be provided to encourage the adoption of			
15	electronic health records throughout the			
16	Commonwealth.			
17	b. The Governor shall establish an Advisory Committee			
18	on Electronic Health Records for the purpose of			
19	developing recommendations for the design and			
20	implementation of electronic health records systems in			
21	Virginia that will advance interoperability while			
22	protecting patient privacy. Members of the Advisory			
23	Committee shall be appointed by the Governor and			
24	shall be composed of a representative from the hospital			
25	industry, a practicing physician, a representative of a			
26	pharmaceutical manufacturer, a representative of a			
27	licensed health insurance carrier, a corporate purchaser			
28	of health care, consumers, the Department of Medical			
29	Assistance Services, the Department of Mental Health,			
30	Mental Retardation and Substance Abuse Services, the			
31	Virginia Information Technology Agency, the			
32	Department of Human Resource Management, and other			
33	members as appointed by the Governor. The Secretary			
34	of Health and Human Resources and the Secretary of			
35	Technology shall serve as co-chairs of the Advisory			
36	Committee. The Advisory Committee shall submit to			
37	the Governor and the General Assembly an annual			
38	report of its activities, findings and recommendations			
39	by October 1 of each year.			
40	2. Of this appropriation, \$325,000 the first year and			
41	\$325,000 the second year shall be used to issue grants			
42	to providers for the acquisition of electronic health			
43	records.			
44	P. Out of this appropriation, \$95,000 the first year and			
45	\$95,000 the second year shall be used to continue the			
46	pilot project connecting public health providers to			
47	Carilion Health System's electronic health records			
48	system. The clinical sites shall be local health			
49	departments. The Department shall be responsible, in			
50	collaboration with the Carilion Health System, for			
51	designing, implementing, administering, and evaluating			
52	the pilot program. The amount allocated to each clinical			
53	site by the Department of Health shall be used to pay			
54	for operational support, infrastructure, software			
55	licensing, and connectivity.			
56	Q. Out of this appropriation, \$50,000 the first year and			
57	\$50,000 the second year from the general fund is			

ITEM 297.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	provided to the Virginia Transplant Council to maintain				
2	and operate the Virginia Organ and Tissue Donor				
3	Registry.				
4	R. Out of this appropriation, \$145,000 the first year				
5	and \$145,000 the second year from the general fund				
6	shall be used for start-up costs related to pilot projects				
7	in the Northern Neck and Emporia, pursuant to Chapter				
8	926 of the 2005 Acts of Assembly, to provide				
9	alternative arrangements for prenatal and delivery				
10	services in areas where obstetrical departments at				
11	community hospitals no longer exist.				
12	S. This appropriation includes \$149,882 the first year				
13	and \$149,882 the second year from the general fund for				
14	the health planning fund in accordance with				
15	§ 32.1-122.06, Code of Virginia.				
16	T. Out of this appropriation, \$100,000 the first year and				
17	\$100,000 the second year from the general fund shall				
18	be provided for grants to community-based programs				
19	that provide patient assistance, education, and				
20	family-centered support for individuals suffering from				
21	sickle cell disease. The department shall develop				
22	criteria for distributing these funds including specific				
23	goals and outcome measures. A report shall be				
24	submitted to the Chairmen of the House Appropriations				
25	and Senate Finance Committees detailing program				
26	outcomes by June 30 of each year.				
27	U. Out of this appropriation, \$50,000 the first year and				
28	\$50,000 the second year from the general fund shall be				
29	provided to the Virginia Dental Health Foundation for				
30	the Mission of Mercy (M.O.M.) dental project.				
31	V. Out of this appropriation, \$288,000 the first year				
32	and \$288,000 the second year from the general fund				
33	shall be provided to the Domestic Violence Prevention				
34	Enhancement and Leadership Through Alliances				
35	(DELTA) program.				
36	298.	Drinking Water Improvement (50800).....		\$32,774,958	\$32,774,958
37		Drinking Water Regulation (50801).....	\$9,452,138	\$9,452,138	
38		Drinking Water Construction Financing (50802).....	\$23,092,124	\$23,092,124	
39		Public Health Toxicology (50805).....	\$230,696	\$230,696	
40		Fund Sources: General .....	\$9,629,829	\$9,629,829	
41		Special.....	\$3,753,341	\$3,753,341	
42		Dedicated Special Revenue.....	\$15,992,124	\$15,992,124	
43		Federal Trust.....	\$3,399,664	\$3,399,664	
44		Authority: §§ 32.1-163 through 32.1-176.7, 32.1-246,			
45		32.1-246.1, and 62.1-44.18 through 62.1-44.19:9, Code			
46		of Virginia; and P.L. 92-500, P.L. 93-523 and P.L.			
47		95-217, Federal Code.			
48		A. It is the intent of the General Assembly that the			
49		Virginia Department of Health be the agency designated			
50		to receive and manage general and nongeneral funds			
51		appropriated pursuant to the federal Safe Drinking			
52		Water Act of 1996.			
53		B. It is the intent of the General Assembly that the fee			
54		schedule for charges to community waterworks be			



ITEM 298.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	adjusted to the level necessary to cover the cost of				
2	operating the Waterworks Technical Assistance				
3	Program, consistent with § 32.1-171.1, Code of				
4	Virginia.				
5	C. Out of this appropriation for the Drinking Water				
6	State Revolving Fund, the additional \$2,600,000 the				
7	first year and \$2,600,000 the second year from the				
8	general fund shall be distributed as grants.				
9	299. Environmental Health Hazards Control (56500).....			\$8,065,044	\$7,848,724
10	State Office of Environmental Health Services (56501)...	\$4,058,290	\$4,058,290		
11	Shellfish Sanitation (56502).....	\$2,394,292	\$2,177,972		
12	Bedding and Upholstery Inspection (56503).....	\$260,872	\$260,872		
13	Radiological Health and Safety Regulation (56504).....	\$1,351,590	\$1,351,590		
14	Fund Sources: General.....	\$6,155,293	\$5,938,973		
15	Special.....	\$628,430	\$628,430		
16	Federal Trust.....	\$1,281,321	\$1,281,321		
17	Authority: §§ 2.2-4002 B 16; 28.2-800 through				
18	28.2-825; and 32.1-212 through 32.1-245, Code of				
19	Virginia.				
20	A. Out of this appropriation, \$12,500 the first year and				
21	\$12,500 the second year shall be provided from the				
22	general fund for the activities of the Sewage Appeals				
23	Review Board.				
24	B. The Department of Health shall conduct a study				
25	which will examine the potential general fund savings				
26	of establishing and implementing a fee structure within				
27	the Shellfish Sanitation and Marina Program. The				
28	proposed fee structure would include new fees on				
29	shellfish packers, shippers, and crab meat processors,				
30	marina application, plan review, and permit renewals.				
31	The department shall present their findings and				
32	recommendations to the Secretary of Health and Human				
33	Resources and the Director, Department of Planning				
34	and Budget no later than August 1, 2008.				
35	300. Emergency Preparedness (77500).....			\$34,958,274	\$34,958,274
36	Emergency Preparedness and Response (77504).....	\$34,958,274	\$34,958,274		
37	Fund Sources: Federal Trust.....	\$34,958,274	\$34,958,274		
38	Authority: § 32.1-2, 32.1-39, and 32.1-42, Code of				
39	Virginia.				
40	301. Administrative and Support Services (49900).....			\$15,549,158	\$15,549,158
41	General Management and Direction (49901).....	\$5,497,080	\$5,497,080		
42	Information Technology Services (49902).....	\$4,593,726	\$4,593,726		
43	Accounting and Budgeting Services (49903).....	\$2,308,123	\$2,308,123		
44	Human Resources Services (49914).....	\$1,949,833	\$1,949,833		
45	Procurement and Distribution Services (49918).....	\$1,200,396	\$1,200,396		
46	Fund Sources: General.....	\$14,354,598	\$14,354,598		
47	Special.....	\$1,194,560	\$1,194,560		
48	Authority: §§ 3.1-530.1 through 3.1-530.9, 3.1-562.1				
49	through 3.1-562.10, 32.1-11.3 through 32.1-16 through				
50	32.1-23, 35.1-1 through 35.1-7, and 35.1-9 through				
51	35.1-28, Code of Virginia.				

ITEM 301.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Department of Health.....			\$594,587,599	\$594,579,597
2	General Fund Positions.....	1,680.00	1,680.00		
3	Nongeneral Fund Positions.....	2,120.00	2,120.00		
4	Position Level .....	3,800.00	3,800.00		
5	Fund Sources: General.....	\$179,268,066	\$182,291,055		
6	Special.....	\$143,971,111	\$145,021,144		
7	Dedicated Special Revenue.....	\$115,724,338	\$115,724,338		
8	Federal Trust.....	\$155,624,084	\$151,543,060		
9	<b>§ 1-91. DEPARTMENT OF HEALTH PROFESSIONS (223)</b>				
10	302. Higher Education Student Financial Assistance (10800)..			\$65,000	\$65,000
11	Scholarships (10810).....	\$65,000	\$65,000		
12	Fund Sources: Special.....	\$65,000	\$65,000		
13	Authority: Title 54.1-3011.2, Chapter 30, Code of				
14	Virginia.				
15	303. Regulation of Professions and Occupations (56000) .....			\$27,200,701	\$27,315,877
16	Technical Assistance to Regulatory Boards (56044).....	\$27,200,701	\$27,315,877		
17	Fund Sources: Trust and Agency .....	\$788,798	\$788,798		
18	Dedicated Special Revenue.....	\$26,107,673	\$26,222,849		
19	Federal Trust.....	\$304,230	\$304,230		
20	Authority: Title 54.1, Chapter 25, Code of Virginia.				
21	Total for Department of Health Professions.....			\$27,265,701	\$27,380,877
22	Nongeneral Fund Positions.....	214.00	215.00		
23	Position Level .....	214.00	215.00		
24	Fund Sources: Special.....	\$65,000	\$65,000		
25	Trust and Agency .....	\$788,798	\$788,798		
26	Dedicated Special Revenue.....	\$26,107,673	\$26,222,849		
27	Federal Trust.....	\$304,230	\$304,230		
28	<b>§ 1-92. DEPARTMENT OF MEDICAL ASSISTANCE SERVICES (602)</b>				
29	304. Pre-Trial, Trial, and Appellate Processes (32100).....			\$10,529,376	\$10,753,523
30	Reimbursements for Medical Services Related to				
31	Involuntary Mental Commitments (32107).....	\$10,529,376	\$10,753,523		
32	Fund Sources: General .....	\$10,529,376	\$10,753,523		
33	Authority: § 37.2-809, Code of Virginia.				
34	A. Any balance, or portion thereof, in Reimbursements				
35	for Medical Services Related to Involuntary Mental				
36	Commitments (32107), may be transferred between				
37	Items 41, 42, 43, and 304 as needed, to address any				
38	deficits incurred for Involuntary Mental Commitments				
39	by the Supreme Court or the Department of Medical				
40	Assistance Services.				
41	B. Out of this appropriation, payments may be made				
42	from the Involuntary Mental Commitment Fund to				
43	licensed health care providers for medical screening and				
44	assessment services provided to persons with mental				
45	illness while in emergency custody pursuant to				
46	§ 37.2-808, Code of Virginia.				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 304.</b>					
1	305.			\$120,391,501	\$135,096,808
2	Children’s Health Insurance Program Delivery (44600)...				
3	Reimbursements for Medical Services Provided Under				
4	the Family Access to Medical Insurance Security Plan				
	(44602) .....	\$120,391,501	\$135,096,808		
5	Fund Sources: General .....	\$28,099,660	\$33,248,637		
6	Dedicated Special Revenue .....	\$14,065,627	\$14,065,627		
7	Federal Trust.....	\$78,226,214	\$87,782,544		
8	Authority: Title 32.1, Chapter 13, Code of Virginia.				
9	A. Pursuant to Chapter 679, Acts of Assembly of 1997,				
10	the State Corporation Commission shall annually, on or				
11	before June 30, 1998, and each year thereafter,				
12	calculate the premium differential between: (i) 0.75				
13	percent of the direct gross subscriber fee income				
14	derived from eligible contracts and (ii) the amount of				
15	license tax revenue generated pursuant to subdivision A				
16	4 of § 58.1-2501 for the immediately preceding taxable				
17	year and notify the Comptroller of the Commonwealth				
18	to transfer such amounts to the Family Access to				
19	Medical Insurance Security Plan Trust Fund as				
20	established on the books of the Comptroller.				
21	B. As a condition of this appropriation, revenues from				
22	the Family Access to Medical Insurance Security Plan				
23	Trust Fund, shall be used to match federal funds for the				
24	State Children's Health Insurance Program.				
25	C. Every eligible applicant for health insurance as				
26	provided for in Title 32.1, Chapter 13, Code of				
27	Virginia, shall be enrolled and served in the program.				
28	To the extent that appropriations in this Item are				
29	insufficient, the Director, Department of Planning and				
30	Budget shall transfer general fund appropriations from				
31	Items 306 and 310 into this Item, to be used as state				
32	match for federal Title XXI funds.				
33	D. The Department of Medical Assistance Services				
34	shall have the authority to amend the Family Access to				
35	Medical Insurance Security Plan and related regulations				
36	to expand medical coverage to pregnant women who				
37	are over the age of 19 who are ineligible for Medicaid				
38	and have annual family income less than or equal to				
39	200 percent of the Federal Poverty Level and to				
40	simplify the administration of the premium assistance				
41	program available to families with children eligible for				
42	FAMIS who have access to an employer-sponsored				
43	health insurance program. The medical coverage period				
44	shall apply to a woman during her pregnancy and				
45	extend no longer than the end of the month in which				
46	her 60-day postpartum period ends. Services provided				
47	during this coverage period shall include all services in				
48	the FAMIS State Plan with the exception of the Early				
49	Periodic Screening Diagnosis and Treatment Program.				
50	The department will continue to ensure the cost				
51	effectiveness of the premium assistance program. 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.				

ITEM 305.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 306.			\$5,521,541,169	\$5,818,036,403
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ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	not entitled to benefits under Item 308.			
2	E. If any part, section, subsection, paragraph, clause, or			
3	phrase of this Item or the application thereof is declared			
4	by the United States Department of Health and Human			
5	Services or the Centers for Medicare and Medicaid			
6	Services to be in conflict with a federal law or			
7	regulation, such decisions shall not affect the validity of			
8	the remaining portions of this Item, which shall remain			
9	in force as if this Item had passed without the			
10	conflicting part, section, subsection, paragraph, clause,			
11	or phrase. Further, if the United States Department of			
12	Health and Human Services or the Centers for Medicare			
13	and Medicaid Services determines that the process for			
14	accomplishing the intent of a part, section, subsection,			
15	paragraph, clause, or phrase of this Item is out of			
16	compliance or in conflict with federal law and			
17	regulation and recommends another method of			
18	accomplishing the same intent, the Director of the			
19	Department of Medical Assistance Services, after			
20	consultation with the Attorney General, is authorized to			
21	pursue the alternative method.			
22	F.1. Included in this appropriation is \$64,219,072 from			
23	the general fund and \$64,219,072 from nongeneral			
24	funds in the first year and \$68,714,408 from the			
25	general fund and \$68,714,408 from nongeneral funds in			
26	the second year to reimburse the Virginia			
27	Commonwealth University Health System for indigent			
28	health care costs. This funding is comprised of			
29	disproportionate share hospital (DSH) payments,			
30	indirect medical education (IME) payments, and any			
31	Medicaid profits realized by the Health System.			
32	Payments made from the federal DSH fund shall be			
33	made in accordance with 42 USC 1396r-4.			
34	2. Included in this appropriation is \$37,306,516 from			
35	the general fund and \$37,306,516 from nongeneral			
36	funds in the first year and \$42,157,704 from the			
37	general fund and \$42,157,704 from nongeneral funds in			
38	the second year to reimburse the University of Virginia			
39	Health System for indigent health care costs. This			
40	funding is comprised of disproportionate share hospital			
41	(DSH) payments, indirect medical education (IME)			
42	payments, and any Medicaid profits realized by the			
43	Health System. Payments made from the federal DSH			
44	fund shall be made in accordance with 42 USC			
45	1396r-4.			
46	G. The department shall establish a program to more			
47	effectively manage those Medicaid recipients who			
48	receive the highest cost care. To implement the			
49	program, the department shall establish uniform criteria			
50	for the program, including criteria for the high cost			
51	recipients, providers and reimbursement, service limits,			
52	assessment and authorization limits, utilization review,			
53	quality assessment, appeals and other such criteria as			
54	may be deemed necessary to define the program. The			
55	department shall seek any necessary approval from the			
56	Centers for Medicare and Medicaid Services, and shall			
57	promulgate such regulations as may be deemed			
58	necessary to implement this program.			
59	H. The Department of Medical Assistance Services and			

ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	the Virginia Department of Health shall work with			
2	representatives of the dental community: to expand the			
3	availability and delivery of dental services to pediatric			
4	Medicaid recipients; to streamline the administrative			
5	processes; and to remove impediments to the efficient			
6	delivery of dental services and reimbursement thereof.			
7	The Department of Medical Assistance Services shall			
8	report its efforts to expand dental services to the			
9	Chairmen of the House Appropriations and Senate			
10	Finance Committees and the Department of Planning			
11	and Budget by December 15 each year.			
12	I. The Department of Medical Assistance Services shall			
13	implement continued enhancements to the prospective			
14	drug utilization review (pro-DUR) program. The			
15	Department shall continue the Pharmacy Liaison			
16	Committee and the pro-DUR Committee. The			
17	department shall continue to work with the Pharmacy			
18	Liaison Committee to implement initiatives for the			
19	promotion of cost-effective services delivery as may be			
20	appropriate. The department shall report on the			
21	Pharmacy Liaison Committee's and the pro-DUR			
22	Committee's activities to the Board of Medical			
23	Assistance Services and to the Chairmen of the House			
24	Appropriations and Senate Finance Committees and the			
25	Department of Planning and Budget no later than			
26	December 15 each year of the biennium.			
27	J. It is the intent of the General Assembly that the			
28	medically needy income limits for the Medicaid			
29	program are adjusted annually to account for changes in			
30	the Consumer Price Index.			
31	K. The Department of Medical Assistance Services			
32	shall not require dentists who agree to participate in the			
33	delivery of Medicaid pediatric dental care services, or			
34	services provided to enrollees in the Family Access to			
35	Medical Insurance Security (FAMIS) Plan or any			
36	variation of FAMIS, to also deliver services to			
37	subscribers enrolled in commercial plans of the			
38	managed care vendor, unless the dentist is a willing			
39	participant in the commercial managed care plan.			
40	L. It is the intent of the General Assembly that the use			
41	of the new atypical medications to treat seriously			
42	mentally ill Medicaid recipients should be supported by			
43	the formularies used to reimburse claims under the			
44	Medicaid fee-for-service and managed care plans.			
45	M.1. The Department of Medical Assistance Services			
46	shall have the authority to seek federal approval of			
47	changes to its MEDALLION waiver and its Medallion			
48	II waiver.			
49	2. In order to conform the state regulations to the			
50	federally approved changes and to implement the			
51	provisions of this act, the department shall promulgate			
52	emergency regulations to become effective within 280			
53	days or less from the enactment of this act. The			
54	department shall implement these necessary regulatory			
55	changes to be consistent with federal approval of the			
56	waiver changes.			
57	N. The Department of Medical Assistance Services			

ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	shall develop and pursue cost saving strategies			
2	internally and with the cooperation of the Department			
3	of Social Services, Virginia Department of Health,			
4	Office of the Attorney General, Comprehensive			
5	Services Act program, Department of Education,			
6	Department of Juvenile Justice, Department of Mental			
7	Health, Mental Retardation and Substance Abuse			
8	Services, Virginia Department for the Aging,			
9	Department of the Treasury, University of Virginia			
10	Health System, Virginia Commonwealth University			
11	Health System Authority, Department of Corrections,			
12	federally qualified health centers, local health			
13	departments, local school divisions, community service			
14	boards, local hospitals, and local governments, that			
15	focus on optimizing Medicaid claims and cost			
16	recoveries. Any revenues generated through these			
17	activities shall be transferred to the Virginia Health			
18	Care Fund to be used for the purposes specified in this			
19	Item.			
20	O. The Department of Medical Assistance Services			
21	shall retain the savings necessary to reimburse a vendor			
22	for its efforts to implement paragraph N of this Item.			
23	However, prior to reimbursement, the Department shall			
24	identify for the Secretary of Health and Human			
25	Resources each of the vendor's revenue maximization			
26	efforts and the manner in which each vendor would be			
27	reimbursed. No reimbursement shall be made to the			
28	vendor without the prior approval of the above plan by			
29	the Secretary.			
30	P. The Department of Medical Assistance Services in			
31	cooperation with the State Executive Council, shall			
32	provide semi-annual training to local Comprehensive			
33	Services Act teams on the procedures for use of			
34	Medicaid for residential treatment and treatment foster			
35	care services, including, but not limited to, procedures			
36	for determining eligibility, billing, reimbursement, and			
37	related reporting requirements. The department shall			
38	include in this training information on the proper			
39	utilization of inpatient and outpatient mental health			
40	services as covered by the Medicaid State Plan.			
41	Q. Contingent upon approval by the Centers for			
42	Medicare and Medicaid Services to implement a new			
43	Independence Plus Home and Community Based			
44	Services Waiver, the Department of Medical Assistance			
45	Services shall promulgate emergency regulations to			
46	become effective within 280 days or less from the			
47	enactment date of this act. The department shall			
48	implement these necessary regulatory changes to be			
49	consistent with federal approval of the waiver			
50	application developed by the department and			
51	stakeholders. In the event a recipient of a waiver slot			
52	under the Independence Plus Home and Community			
53	Based Services Waiver exits the program, funding for			
54	the slot shall revert to the waiver program from which			
55	the recipient came.			
56	R.1. Notwithstanding § 32.1-331.12 et seq., Code of			
57	Virginia, the Department of Medical Assistance			
58	Services, in consultation with the Department of Mental			
59	Health, Mental Retardation and Substance Abuse			
60	Services, shall amend the State Plan for Medical			

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



ITEM 306.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	any decisions which deviate from the recommendations				
2	of the Committee.				
3	4. The Preferred Drug List program shall include				
4	provisions for (i) the dispensing of a 72-hour				
5	emergency supply of the prescribed drug when				
6	requested by a physician and a dispensing fee to be				
7	paid to the pharmacy for such supply; (ii) prior				
8	authorization decisions to be made within 24 hours and				
9	timely notification of the recipient and/or the				
10	prescribing physician of any delays or negative				
11	decisions; (iii) an expedited review process of denials				
12	by the department; and (iv) consumer and provider				
13	education, training and information regarding the				
14	Preferred Drug List prior to implementation, and				
15	ongoing communications to include computer access to				
16	information and multilingual material.				
17	5. The Preferred Drug List program shall generate				
18	savings as determined by the department that are net of				
19	any administrative expenses to implement and				
20	administer the program.				
21	6. Notwithstanding § 32.1-331.12 et seq., Code of				
22	Virginia, to implement these changes, the Department				
23	of Medical Assistance Services shall promulgate				
24	emergency regulations to become effective within 280				
25	days or less from the enactment of this act. With				
26	respect to such state plan amendments and regulations,				
27	the provisions of § 32.1-331.12 et seq., Code of				
28	Virginia, shall not apply. In addition, the department				
29	shall work with the Department of Mental Health,				
30	Mental Retardation, and Substance Abuse Services to				
31	consider utilizing a Preferred Drug List program for its				
32	non-Medicaid clients.				
33	7. The department shall provide to the Governor; the				
34	House Committees on Appropriations, and Health,				
35	Welfare and Institutions; the Senate Committees on				
36	Finance, and Education and Health; and the Joint				
37	Commission on Health Care a report on the Preferred				
38	Drug List (PDL) Program no later than November 1 of				
39	each year. The report shall include the direct savings				
40	attributed to the PDL for the prior fiscal year, an				
41	estimated savings of the program for the next fiscal				
42	year, and the cost to administer the PDL.				
43	S. The Department of Medical Assistance Services shall				
44	reimburse school divisions who sign an agreement to				
45	provide administrative support to the Medicaid program				
46	and who provide documentation of administrative				
47	expenses related to the Medicaid program 50 percent of				
48	the Federal Financial Participation by the department.				
49	T. In the event that the Department of Medical				
50	Assistance Services decides to contract for				
51	pharmaceutical benefit management services to				
52	administer, develop, manage, or implement Medicaid				
53	pharmacy benefits, the Department shall establish the				
54	fee paid to any such contractor based on the reasonable				
55	cost of services provided. The Department may not				
56	offer or pay directly or indirectly any material				
57	inducement, bonus, or other financial incentive to a				
58	program contractor based on the denial or				

ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	administrative delay of medically appropriate			
2	prescription drug therapy, or on the decreased use of a			
3	particular drug or class of drugs, or a reduction in the			
4	proportion of beneficiaries who receive prescription			
5	drug therapy under the Medicaid program. Bonuses			
6	cannot be based on the percentage of cost savings			
7	generated under the benefit management of services.			
8	U.1. The Department of Medical Assistance Services			
9	shall amend the State Plan for Medical Assistance to			
10	modify the reimbursement methodology used to			
11	reimburse for generic drug products. The new			
12	methodology shall reimburse for the product cost based			
13	on a Maximum Allowable Cost list to be established by			
14	the department. Such amendments shall be effective			
15	within 280 days or less from the enactment of this act.			
16	2. In developing the maximum allowable cost (MAC)			
17	reimbursement rate for generic pharmaceuticals, the			
18	department shall: (i) if publicly available, publish the			
19	factors used to set state MAC rates, including the			
20	identity of the reference product used to set the MAC			
21	rate; the GCN number of the reference product; the			
22	factor by which the MAC rate exceeds the reference			
23	product price, which shall be not less than 110 percent			
24	of the lowest-published wholesale acquisition cost for			
25	products widely available for purchase in the state, and			
26	included in national pricing compendia; and the identity			
27	and date of the published compendia used to determine			
28	the reference product and set the MAC rate; (ii)			
29	identify three different suppliers that are able to supply			
30	the product and from whom pharmacies are able to			
31	purchase sufficient quantities of the drug. The drugs			
32	considered must be listed as therapeutically and			
33	pharmaceutically equivalent in the FDA's most recent			
34	version of the "Orange Book"; (iii) identify that the use			
35	of a MAC rate is lower than the Federal Upper Limit			
36	(FUL) for the drug, or the development of a MAC rate			
37	that does not have a FUL will not result in the use of			
38	higher-cost innovator brand name or single source			
39	drugs in the Medicaid program; and (iv) distribute the			
40	list of state MAC rates to pharmacy providers in a			
41	timely manner prior to the implementation of MAC			
42	rates and subsequent modifications.			
43	3. The department shall: (i) review and update the list			
44	of MAC rates at least quarterly; (ii) implement and			
45	maintain a procedure to eliminate products from the			
46	list, or modify MAC rates, consistent with changes in			
47	the marketplace; and (iii) provide an administrative			
48	appeals procedure to allow a dispensing provider to			
49	contest a listed MAC rate.			
50	4. The department shall conduct an analysis of the			
51	fiscal impact of the implementation of "Average			
52	Manufacturer Price" (AMP), as required by the federal			
53	Deficit Reduction Act of 2005, Public Law 109-171.			
54	By November 15, 2008, the department shall report to			
55	the Governor and the chairmen of the Senate Finance			
56	and House Appropriations Committees the amount of			
57	savings anticipated in the Medicaid Forecast as a result			
58	of this change in federal law. In the event that			
59	anticipated pharmacy savings exceed the amount of			
60	savings assumed in the Medicaid Forecast, the			

ITEM 306.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	department may make recommendations regarding the				
2	adjustment of pharmacy dispensing fees based on the				
3	impact of changes in local pharmacy reimbursements.				
4	V. Out of this appropriation, the dedicated special fund				
5	appropriation for Medical Assistance Services includes				
6	\$298,607,021 the first year and \$302,677,095 the				
7	second year from the Virginia Health Care Fund.				
8	W. The Department of Medical Assistance Services				
9	shall ensure that in the process of developing the				
10	Preferred Drug List, the Pharmacy and Therapeutics				
11	Committee considers the value of including those				
12	prescription medications which improve drug regimen				
13	compliance, reduce medication errors, or decrease				
14	medication abuse through the use of medication				
15	delivery systems that include, but are not limited to,				
16	transdermal and injectable delivery systems.				
17	X. The Department of Medical Assistance Services, in				
18	cooperation with the Department of Social Services'				
19	Division of Child Support Enforcement, shall identify				
20	and initiate third party recovery actions where there is a				
21	medical support order requiring a noncustodial parent to				
22	contribute to the medical cost of a child who is				
23	enrolled in the Medicaid or Family Access to Medical				
24	Insurance Security (FAMIS) Programs.				
25	Y.1. Within the limits of this appropriation, the				
26	Department of Medical Assistance Services shall work				
27	with its contracted managed care organizations and				
28	fee-for-service health care providers to: (i) raise				
29	awareness among the providers who serve the Medicaid				
30	population about the health risks of chronic kidney				
31	disease; (ii) establish effective means of identifying				
32	patients with this condition; and (iii) develop strategies				
33	for improving the health status of these patients. The				
34	Department shall work with the National Kidney				
35	Foundation to prepare and disseminate information for				
36	physicians and other health care providers regarding				
37	generally accepted standards of clinical care and the				
38	benefits of early identification of individuals at highest				
39	risk of chronic kidney disease.				
40	2. Effective July 1, 2006, the department shall request				
41	any clinical laboratory performing a serum creatinine				
42	test on a Medicaid recipient over the age of 18 years to				
43	calculate and report to the physician the estimated				
44	glomerular filtration rate (eGFR) of the patient and				
45	shall report it as a percent of kidney function				
46	remaining.				
47	Z.1. The Director, Department of Planning and Budget				
48	is authorized to transfer amounts, as needed, from				
49	Medicaid Program Services (program 45600) to				
50	Administrative and Support Services (program 49900)				
51	to fund administrative expenditures associated with				
52	contracts between the Department of Medical				
53	Assistance Services and companies providing disease				
54	state and chronic care management programs services				
55	for Medicaid recipients. The department shall have the				
56	authority to promulgate emergency regulations to				
57	implement this amendment within 280 days or less				
58	from the enactment of this act.				

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1	2. The department shall report on its efforts to contract			
2	for and implement disease state and chronic care			
3	management programs in the Medicaid program by			
4	November 1 of each year of the biennium, to the			
5	Chairmen of the Senate Finance and House			
6	Appropriations Committees and the Department of			
7	Planning and Budget. The report shall include			
8	estimates of savings that may result from such			
9	programs.			
10	AA.1. Notwithstanding the provisions of			
11	§ 32.1-325.1:1, Code of Virginia, upon identifying that			
12	an overpayment for medical assistance services has			
13	been made to a provider, the Director, Department of			
14	Medical Assistance Services shall notify the provider of			
15	the amount of the overpayment. Such notification of			
16	overpayment shall be issued within the earlier of (i)			
17	four years after payment of the claim or other payment			
18	request, or (ii) four years after filing by the provider of			
19	the complete cost report as defined in the Department			
20	of Medical Assistance Services' regulations, or (iii) 15			
21	months after filing by the provider of the final complete			
22	cost report as defined in the Department of Medical			
23	Assistance Services' regulations subsequent to sale of			
24	the facility or termination of the provider.			
25	2. Notwithstanding the provisions of § 32.1-325.1,			
26	Code of Virginia, the director shall issue an informal			
27	fact-finding conference decision concerning provider			
28	reimbursement in accordance with the State Plan for			
29	Medical Assistance, the provisions of § 2.2-4019, Code			
30	of Virginia, and applicable federal law. The informal			
31	fact-finding conference decision shall be issued within			
32	180 days of the receipt of the appeal request. If the			
33	agency does not render an informal fact-finding			
34	conference decision within 180 days of the receipt of			
35	the appeal request, the decision is deemed to be in			
36	favor of the provider. An appeal of the director's			
37	informal fact-finding conference decision concerning			
38	provider reimbursement shall be heard in accordance			
39	with § 2.2-4020 of the Administrative Process Act			
40	(§ 2.2-4020 et seq.) and the State Plan for Medical			
41	Assistance provided for in § 32.1-325, Code of			
42	Virginia. Once a final agency case decision has been			
43	made, the director shall undertake full recovery of such			
44	overpayment whether or not the provider disputes, in			
45	whole or in part, the informal fact-finding conference			
46	decision or the final agency case decision. Interest			
47	charges on the unpaid balance of any overpayment shall			
48	accrue pursuant to § 32.1-313, Code of Virginia, from			
49	the date the Director's agency case decision becomes			
50	final.			
51	BB. Any hospital that was designated a			
52	Medicare-dependent small rural hospital, as defined in			
53	42 U.S.C. §1395ww (d) (5) (G) (iv) prior to October 1,			
54	2004, shall be designated a rural hospital pursuant to 42			
55	U.S.C. §1395ww (d) (8) (ii) (II) on or after September			
56	30, 2004.			
57	CC.1. The Department of Medical Assistance Services			
58	may amend the State Plan for Medical Assistance			
59	Services to modify the delivery system of			
60	pharmaceutical products to include a specialty drug			

ITEM 306.		Item Details(\$)		Appropriations(\$)	
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1	program. In developing the modifications, the				
2	department shall consider input from physicians,				
3	pharmacists, pharmaceutical manufacturers, patient				
4	advocates, the Pharmacy Liaison Committee, and others				
5	as appropriate.				
6	2. In developing the specialty drug program to				
7	implement appropriate care management and control				
8	drug expenditures, the department shall contract with a				
9	vendor who will develop a methodology for the				
10	reimbursement and utilization through appropriate case				
11	management of specialty drugs and distribute the list of				
12	specialty drug rates, authorized drugs and utilization				
13	guidelines to medical and pharmacy providers in a				
14	timely manner prior to the implementation of the				
15	specialty drug program and publish the same on the				
16	department's website.				
17	3. In the event that the Department of Medical				
18	Assistance Services contracts with a vendor, the				
19	department shall establish the fee paid to any such				
20	contractor based on the reasonable cost of services				
21	provided. The department may not offer or pay directly				
22	or indirectly any material inducement, bonus, or other				
23	financial incentive to a program contractor based on the				
24	denial or administrative delay of medically appropriate				
25	prescription drug therapy, or on the decreased use of a				
26	particular drug or class of drugs, or a reduction in the				
27	proportion of beneficiaries who receive prescription				
28	drug therapy under the Medicaid program. Bonuses				
29	cannot be based on the percentage of cost savings				
30	generated under the benefit management of services.				
31	4. The department shall: (i) review, update and publish				
32	the list of authorized specialty drugs, utilization				
33	guidelines, and rates at least quarterly; (ii) implement				
34	and maintain a procedure to revise the list or modify				
35	specialty drug program utilization guidelines and rates,				
36	consistent with changes in the marketplace; and (iii)				
37	provide an administrative appeals procedure to allow				
38	dispensing or prescribing provider to contest the listed				
39	specialty drugs and rates.				
40	5. The department shall report on savings and quality				
41	improvements achieved through the implementation				
42	measures for the specialty drug program to the				
43	Chairmen of the House Appropriations and Senate				
44	Finance Committees, the Joint Commission on Health				
45	Care, and the Department of Planning and Budget by				
46	November 1 of each year.				
47	6. The department shall have authority to enact				
48	emergency regulations under § 2.2-4011 of the				
49	Administrative Process Act to effect these provisions.				
50	DD. The Department of Medical Assistance Services				
51	has the authority to implement cost-based				
52	reimbursement for special education health services				
53	furnished by school division providers effective July 1,				
54	2006. School division providers shall file annual cost				
55	reports for these services and the department shall settle				
56	reimbursement to actual costs. Reimbursement to				
57	school divisions shall continue to be subject to the				
58	provisions of § 32.1-326.3(A)(1) of the Code of				

ITEM 306.	Item Details(\$)		Appropriations(\$)	
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1	Virginia that only the federal share shall be reimbursed			
2	for special education health services and that local			
3	governments fund the state match for special education			
4	health services provided by school divisions.			
5	EE. The Department of Medical Assistance Services			
6	shall work with representatives of the nursing home			
7	provider associations to develop a revised cost-reporting			
8	methodology which improves the timeliness and			
9	efficiency of the current process. A specific goal of			
10	such an enhanced process would be to decrease by one			
11	year the look-back period used within the biennial cost			
12	ceiling rebase determination.			
13	FF. The Department of Medical Assistance Services			
14	shall have the authority to amend the State Plan of			
15	Medical Assistance Services to implement modifications			
16	to the Medicaid program to comply with the mandated			
17	provisions of the federal Deficit Reduction Omnibus			
18	Reconciliation Act of 2005. This authorization shall			
19	apply only to those provisions the states are required to			
20	implement within 280 days of enactment of this			
21	Appropriation Act. The department shall have the			
22	authority to enact emergency regulations under			
23	§ 2.2-4011 of the Administrative Process Act to effect			
24	this provision. The department shall notify the			
25	Chairmen of the House Appropriations and Senate			
26	Finance Committees no less than 30 days prior to the			
27	submission of amendments to the State Plan of Medical			
28	Assistance Services.			
29	GG. The Department of Medical Assistance Services, in			
30	consultation with the appropriate stakeholders, shall			
31	develop a long-range blueprint for the development and			
32	implementation of an integrated acute and long-term			
33	care system. This plan shall: (i) explain how the			
34	various community and state level stakeholders will be			
35	involved in the development and implementation of the			
36	new program model(s); (ii) describe the various steps			
37	for development and implementation of the program			
38	model(s), including a review of other states' models,			
39	funding, populations served, services provided,			
40	education of clients and providers, and location of			
41	programs; (iii) describe how the existing system is			
42	funded and how integration will impact funding; and			
43	(iv) describe the evaluation methods that will be used			
44	to ensure that the program provides access, quality, and			
45	consumer satisfaction.			
46	HH. The Department of Medical Assistance Services			
47	shall implement one or more Program for All Inclusive			
48	Care for the Elderly (PACE) programs.			
49	II. The Department of Medical Assistance Services			
50	shall amend its State Plan for Medical Assistance			
51	Services to develop and implement a regional model for			
52	the integration of acute and long-term care services.			
53	This model would be offered to elderly and disabled			
54	clients on a mandatory basis. The Department shall			
55	promulgate emergency regulations to implement this			
56	amendment within 280 days or less from the enactment			
57	of this act.			
58	JJ.1. The Director, Department of Medical Assistance			

ITEM 306.	Item Details(\$)		Appropriations(\$)	
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ITEM 306.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	adoption assistance recipients. The Department of			
2	Medical Assistance Services shall have the authority to			
3	promulgate emergency regulations to implement this			
4	amendment within 280 days or less from the enactment			
5	of this act.			
6	MM. The Department of Medical Assistance Services			
7	shall be authorized, in collaboration with the Virginia			
8	Commonwealth University Health System (VCUHS), to			
9	seek a waiver from the Centers for Medicare and			
10	Medicaid Services (CMS) to permit use of			
11	Disproportionate Share Hospital (DSH) funds to allow			
12	the VCUHS (Hospital and Physician Practice) to			
13	continue the existing partnership with community			
14	physicians and with any community hospitals who are			
15	providing less costly health care services to eligible			
16	indigent patients for VCUHS. As part of the waiver			
17	application process the parties shall develop estimates			
18	of the cost of the program to the state and federal			
19	governments, and shall report the findings to the			
20	Governor and to the Chairman of the House			
21	Appropriations and the Senate Finance Committees. If			
22	the Director, Department of Planning and Budget,			
23	determines that the waiver program would not require			
24	additional state funds, the program shall be			
25	implemented upon receiving CMS approval. If			
26	additional state funding is needed, the program shall			
27	not be implemented until such funding is authorized			
28	through the budget process.			
29	NN. The Department of Medical Assistance Services			
30	shall, at the direction of the Secretary of Health and			
31	Human Resources, amend the State Plan for Medical			
32	Assistance to count all life estates as a resource in the			
33	determination of Medicaid eligibility for covered groups			
34	for which a resource determination is required,			
35	including those individuals requesting Medicaid			
36	payment of long-term care services. Life estates held in			
37	the property serving as the principal residence at the			
38	time an individual becomes institutionalized are not a			
39	countable resource in the Medicaid determination for			
40	the first six months following admission to a long-term			
41	care facility. The department shall have the authority to			
42	promulgate emergency regulations to implement this			
43	amendment within 280 days or less from the enactment			
44	of this act.			
45	OO. The Department of Medical Assistance Services			
46	shall have the authority to implement prior			
47	authorization and utilization review for			
48	community-based mental health services for children			
49	and adults. The department shall have the authority to			
50	promulgate emergency regulations to implement this			
51	amendment within 280 days or less from the enactment			
52	of this act.			
53	PP. The Department of Medical Assistance Services			
54	shall amend the State Plan of Medical Assistance			
55	Services to implement a "site of service" reimbursement			
56	differential using Medicare facility relative value units			
57	(RVUs) for facility-based services instead of			
58	non-facility RVUs, as defined in the Resource Based			
59	Relative Value System (RBRVS) methodology			
60	prescribed in 12VAC30-80-190, state agency fee			



ITEM 306.		Item Details(\$)		Appropriations(\$)	
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1	schedule for RBRVS. The implementation of facility				
2	RVUs shall be budget neutral. The department shall				
3	reallocate changes in expenditures from implementing				
4	this site of service payment policy proportionately to all				
5	physician services. The site of service differential shall				
6	be implemented over a four-year period, effective July				
7	1, 2008. The department shall have the authority to				
8	promulgate emergency regulations to implement this				
9	amendment within 280 days or less from the enactment				
10	of this act.				
11	QQ. The Department of Medical Assistance Services				
12	shall have the authority to seek federal approval of				
13	changes to its managed care waiver to limit the Primary				
14	Case Management program to localities of the state				
15	with only one participating managed care organization.				
16	The department shall have the authority to promulgate				
17	emergency regulations to implement this amendment				
18	within 280 days or less from the enactment of this act.				
19	307. Indigent Health Care Trust Fund (45900) .....			\$7,485,831	\$7,485,831
20	Reimbursements to Acute Care Hospitals Providing				
21	Charity Care in Excess of the Median Level of Charity				
22	Care Costs (45901) .....	\$7,485,831	\$7,485,831		
23	Fund Sources: General .....	\$4,285,831	\$4,285,831		
24	Special .....	\$3,200,000	\$3,200,000		
25	Authority: Title 32.1, Chapter 11, Code of Virginia.				
26	Any funds for the Virginia Indigent Health Care Trust				
27	Fund unexpended at the end of the fiscal year shall not				
28	revert to the general fund but shall remain in the Trust				
29	Fund for use pursuant to Title 32.1, Chapter 11, Code				
30	of Virginia.				
31	308. Continuing Income Assistance Services (46100) .....			\$1,400,000	\$1,400,000
32	Regular Assisted Living Reimbursements for Residents				
33	of Adult Homes (46105) .....	\$1,400,000	\$1,400,000		
34	Fund Sources: General .....	\$1,400,000	\$1,400,000		
35	Authority: Title 63.1, Chapter 9, Code of Virginia.				
36	The Department of Medical Assistance Services is				
37	authorized to provide coverage of payments for				
38	individuals receiving Auxiliary Grant or General Relief				
39	payments in licensed Adult Care Residences when				
40	those individuals meet the criteria established by the				
41	Department of Medical Assistance Services for such				
42	payments. Individuals entitled to assisted living benefits				
43	under this section are not entitled to benefits under Item				
44	306.				
45	309. Medical Assistance Services (Non-Medicaid) .....			\$16,112,481	\$18,462,481
46	Reimbursements to Localities for Residents Covered by				
47	the State and Local Hospitalization Program (46401) .....	\$12,865,779	\$12,865,779		
48	Insurance Premium Payments for HIV-Positive				
49	Individuals (46403) .....	\$556,702	\$556,702		
50	Reimbursements From the Uninsured Medical				
51	Catastrophe Fund (46405) .....	\$190,000	\$40,000		
52	Insurance Premium Payments for Uninsured Individuals				
53	(46406) .....	\$2,500,000	\$5,000,000		

ITEM 309.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$14,072,481	\$16,422,481		
2	Special.....	\$2,000,000	\$2,000,000		
3	Dedicated Special Revenue.....	\$40,000	\$40,000		
4	Authority: Title 32.1, Chapter 12, Code of Virginia.				
5	A. In administering the State and Local Hospitalization				
6	Program, the Department shall be guided by the				
7	following:				
8	1. The allocation of state funds shall be based on the				
9	estimated total cost of required services in each county				
10	and city less the funds which shall be provided by the				
11	counties and cities. County and city funding shall be				
12	based upon a sliding scale not to exceed 25 percent of				
13	the total cost of required services.				
14	2. Out of this appropriation, \$113,550 the first year and				
15	\$113,550 the second year from the general fund is				
16	reserved to support the state's share of expenses				
17	associated with inpatient services for migrants on the				
18	Eastern Shore. Reimbursement for costs shall be made				
19	in accordance with the requirements of the State and				
20	Local Hospitalization Program and will require a local				
21	match.				
22	3. Notwithstanding § 32.1-347 D, Code of Virginia, any				
23	general fund balances in the State and Local				
24	Hospitalization Program shall be deposited in the state				
25	treasury on or before June 30, 2009.				
26	B. Included in the appropriation is \$556,702 the first				
27	year and \$556,702 the second year from the general				
28	fund to provide insurance payment assistance for				
29	HIV-infected persons in accordance with § 32.1-330.1,				
30	Code of Virginia, except that the eligibility threshold				
31	for assistance shall allow a maximum income of no				
32	more than 250 percent of the federal poverty threshold.				
33	C. The Director, Department of Planning and Budget,				
34	shall transfer any amounts appropriated for the				
35	Uninsured Medical Catastrophe Fund to that fund,				
36	pursuant to § 32.1-324.3, Code of Virginia.				
37	D. Out of this appropriation, \$2,500,000 the first year				
38	and \$5,000,000 the second year from the general fund				
39	shall be transferred to the VirginiaShare Health				
40	Insurance Program Fund, pursuant to legislation passed				
41	in the 2008 Session.				
42	E. Out of this appropriation, \$150,000 from the general				
43	fund the first year shall be transferred to the Uninsured				
44	Medical Catastrophe Fund under § 32.1-324.3, Code of				
45	Virginia.				
46	310. Medical Assistance Services for Low Income Children			\$85,863,515	\$91,720,528
47	(46600) .....				
48	Reimbursements for Medical Services Provided to				
49	Low-Income Children (46601).....	\$85,863,515	\$91,720,528		
50	Fund Sources: General.....	\$30,052,230	\$32,102,185		
51	Federal Trust.....	\$55,811,285	\$59,618,343		

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 310.</b>					
1	Authority: Title 32.1, Chapters 9, 10 and 13, Code of				
2	Virginia; P.L. 89-87, as amended, Title XIX, Social				
3	Security Act, Federal Code.				
4	311. Administrative and Support Services (49900).....			\$112,123,326	\$111,648,173
5	General Management and Direction (49901).....	\$92,037,672	\$91,562,519		
6	Information Technology Services (49902).....	\$12,658,628	\$12,658,628		
7	Administrative Support for the Family Access to				
8	Medical Insurance Security Plan (49932).....	\$7,427,026	\$7,427,026		
9	Fund Sources: General.....	\$42,730,267	\$42,509,267		
10	Special.....	\$815,000	\$815,000		
11	Federal Trust.....	\$68,578,059	\$68,323,906		
12	Authority: Title 32.1, Chapters 9 and 10, Code of				
13	Virginia; P.L. 89-87, as amended, Title XIX, Social				
14	Security Act, Federal Code.				
15	A. By November 15 of each year, the Department of				
16	Planning and Budget, in cooperation with the				
17	Department of Medical Assistance Services, shall				
18	prepare and submit a forecast of Medicaid expenditures,				
19	upon which the Governor's budget recommendations				
20	will be based, for the current and subsequent two years				
21	to the Chairmen of the House Appropriations and				
22	Senate Finance Committees.				
23	B. The Department of Medical Assistance Services				
24	shall submit expenditure reports of the Medicaid				
25	program in relation to the agency's actual appropriation				
26	to the Department of Planning and Budget and the				
27	Chairmen of the House Appropriations and Senate				
28	Finance Committees. These reports shall be submitted				
29	on a monthly basis.				
30	C. Out of this appropriation, \$50,000 in special fund				
31	revenue is appropriated in each year of the biennium to				
32	the Department of Medical Assistance Services for the				
33	administration of the disbursement of civil money				
34	penalties levied against and collected from Medicaid				
35	nursing facilities for violations of rules identified during				
36	survey and certification as required by federal law and				
37	regulation. Based on the nature and seriousness of the				
38	deficiency, the Agency or the Centers for Medicare and				
39	Medicaid Services may impose a civil money penalty,				
40	consistent with the severity of the violations, for the				
41	number of days a facility is not in substantial				
42	compliance with the facility's Medicaid participation				
43	agreement. Civil money penalties collected by the				
44	Commonwealth must be applied to the protection of the				
45	health or property of residents of nursing facilities				
46	found to be deficient. Penalties collected are to be used				
47	for (1) the payment of costs incurred by the				
48	Commonwealth for relocating residents to other				
49	facilities; (2) payment of costs incurred by the				
50	Commonwealth related to operation of the facility				
51	pending correction of the deficiency or closure of the				
52	facility; and (3) reimbursement of residents for personal				
53	funds or property lost at a facility as a result of actions				
54	by the facility or individuals used by the facility to				
55	provide services to residents. These funds are to be				
56	administered in accordance with the revised federal				
57	regulations and law, 42 CFR 488.400 and the Social				
58	Security Act § 1919(h), for Enforcement of Compliance				

ITEM 311.	Item Details(\$)		Appropriations(\$)	
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1	for Long-Term Care Facilities with Deficiencies. Any			
2	special fund revenue received for this purpose, but			
3	unexpended at the end of the fiscal year, shall remain			
4	in the fund for use in accordance with this provision.			
5	D. The Department of Medical Assistance Services, to			
6	the extent permissible under federal law, shall enter into			
7	an agreement with the Department of Mental Health,			
8	Mental Retardation and Substance Abuse Services to			
9	share Medicaid claims and expenditure data on all			
10	Medicaid-reimbursed mental health, mental retardation			
11	and substance abuse services, and any new or expanded			
12	mental health, mental retardation and substance abuse			
13	services that are covered by the State Plan for Medical			
14	Assistance. The information shall be used to increase			
15	the effective and efficient delivery of publicly funded			
16	mental health, mental retardation and substance abuse			
17	services.			
18	E. In addition to any regional offices that may be			
19	located across the Commonwealth, any statewide,			
20	centralized call center facility that operates in			
21	conjunction with a brokerage transportation program for			
22	persons enrolled in Medicaid or the Family Access to			
23	Medical Insurance Security plan shall be located in			
24	Norton, Virginia.			
25	F. The Director, Department of Planning and Budget, is			
26	authorized to transfer amounts, as needed, from			
27	Medicaid Program Services (45600), Medical			
28	Assistance Services for Low Income Children (46600)			
29	and Children's Health Insurance Program Delivery			
30	(44600), to Administrative and Support Services			
31	(49900), to fund administrative expenditures associated			
32	with contracts between the department and companies			
33	providing dental benefit services for Medicaid and			
34	FAMIS recipients.			
35	G. Out of this appropriation, \$340,000 from the general			
36	fund and \$460,000 in nongeneral funds the first year is			
37	provided for the Payment Error Rate Measurement			
38	(PERM) program.			
39	H. The Department of Medical Assistance Services is			
40	authorized to issue a request for proposal (RFP) for a			
41	fiscal agent for the Medicaid Management Information			
42	System (MMIS). The department shall coordinate their			
43	efforts with the Virginia Information Technologies			
44	Agency when necessary.			
45	Total for Department of Medical Assistance Services.....		<b>\$5,875,447,199</b>	<b>\$6,194,603,747</b>
46	General Fund Positions.....	169.02	169.52	
47	Nongeneral Fund Positions.....	191.98	192.48	
48	Position Level .....	361.00	362.00	
49	Fund Sources: General .....	\$2,670,429,206	\$2,825,565,561	
50	Special.....	\$6,015,000	\$6,015,000	
51	Dedicated Special Revenue .....	\$312,712,648	\$316,782,722	
52	Federal Trust.....	\$2,886,290,345	\$3,046,240,464	

ITEM 312.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
<b>1</b>	<b>§ 1-93. DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES (720)</b>					
<b>2</b>	312.	Regulation of Public Facilities and Services (56100).....			\$2,524,684	\$2,713,896
<b>3</b>		Regulation of Health Care Service Providers (56103).....	\$2,524,684	\$2,713,896		
<b>4</b>		Fund Sources: General.....	\$2,090,460	\$2,279,672		
<b>5</b>		Special.....	\$34,224	\$34,224		
<b>6</b>		Federal Trust.....	\$400,000	\$400,000		
<b>7</b>		Authority: Title 37.1, Chapters 8 and 11, Code of				
<b>8</b>		Virginia.				
<b>9</b>	313.	Inspection, Monitoring, and Auditing Services (78700)...			\$499,024	\$499,024
<b>10</b>		Facility and Community Programs Inspection and				
<b>11</b>		Monitoring (78701).....	\$499,024	\$499,024		
<b>12</b>		Fund Sources: General.....	\$338,366	\$338,366		
<b>13</b>		Special.....	\$160,658	\$160,658		
<b>14</b>	314.	It is the intent of the General Assembly that the				
<b>15</b>		Department of Mental Health, Mental Retardation and				
<b>16</b>		Substance Abuse Services proceed in transforming its				
<b>17</b>		system of care into a model that embodies best				
<b>18</b>		practices and state-of-the art services. The				
<b>19</b>		consumer-driven system of services and supports shall				
<b>20</b>		promote self-determination, empowerment, recovery,				
<b>21</b>		resilience, health, and the highest possible level of				
<b>22</b>		consumer participation in all aspects of community life.				
<b>23</b>		The transformed system shall include investments in a				
<b>24</b>		suitable array and adequate quantity of				
<b>25</b>		community-based services, with an emphasis on				
<b>26</b>		consumer choice and the appropriate use of facility				
<b>27</b>		resources. State facilities shall be redesigned to ensure				
<b>28</b>		high quality care, efficient operation, and capacity				
<b>29</b>		necessary for persons most in need of such care.				
<b>30</b>		Amounts authorized herein, and in related legislation,				
<b>31</b>		shall be used to support the transformation of the				
<b>32</b>		system of care and to promote the provision of mental				
<b>33</b>		health, mental retardation and substance abuse services				
<b>34</b>		in the most efficient and appropriate setting. The				
<b>35</b>		Department of Mental Health, Mental Retardation and				
<b>36</b>		Substance Abuse Services may consider the use of				
<b>37</b>		public-private partnerships to deliver mental health and				
<b>38</b>		mental retardation services as part of the comprehensive				
<b>39</b>		mental health and mental retardation system of care, in				
<b>40</b>		facilities that are being planned for renovation or				
<b>41</b>		replacement. These partnerships may include contracts				
<b>42</b>		with private entities for facility operations, unless the				
<b>43</b>		Department of Mental Health, Mental Retardation and				
<b>44</b>		Substance Abuse Services can demonstrate that				
<b>45</b>		continued state operation of the facility is at least as				
<b>46</b>		cost effective and provides at least an equivalent or				
<b>47</b>		higher level quality care than operation by a private				
<b>48</b>		entity.				
<b>49</b>	315.	Administrative and Support Services (49900).....			\$46,085,336	\$46,363,110
<b>50</b>		General Management and Direction (49901).....	\$17,008,203	\$17,285,977		
<b>51</b>		Information Technology Services (49902).....	\$7,899,279	\$7,899,279		
<b>52</b>		Architectural and Engineering Services (49904).....	\$887,593	\$887,593		
<b>53</b>		Collection and Locator Services (49905).....	\$3,485,865	\$3,485,865		
<b>54</b>		Human Resources Services (49914).....	\$1,160,465	\$1,160,465		
<b>55</b>		Planning and Evaluation Services (49916).....	\$329,862	\$329,862		
<b>56</b>		Program Development and Coordination (49933).....	\$15,314,069	\$15,314,069		

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$31,977,506	\$32,252,506	
2	Special.....	\$5,645,397	\$5,648,171	
3	Federal Trust.....	\$8,462,433	\$8,462,433	
4	Authority: Title 16.1, Article 18, and Title 37.2,			
5	Chapters 2, 3, 4, 5, 6 and 7, and Title 2.2, Chapters 26			
6	and 53 Code of Virginia; P.L. 102-119, Federal Code.			
7	A. The Commissioner of the Department of Mental			
8	Health, Mental Retardation and Substance Abuse			
9	Services shall, at the beginning of each fiscal year,			
10	establish the current capacity for each facility within			
11	the system. When a facility becomes full, the			
12	Commissioner or his designee shall give notice of the			
13	fact to all sheriffs.			
14	B. The Commissioner of Mental Health, Mental			
15	Retardation and Substance Abuse Services shall work			
16	in conjunction with community services boards to			
17	develop and implement a graduated plan for the			
18	discharge of eligible facility clients to the greatest			
19	extent possible, utilizing savings generated from			
20	statewide gains in system efficiencies.			
21	C. Notwithstanding § 4-5.12 of this act and paragraph			
22	C of § 2.2-1156, Code of Virginia, the Department of			
23	Mental Health, Mental Retardation and Substance			
24	Abuse Services is hereby authorized to deposit the			
25	entire proceeds of the sales of surplus land at			
26	state-owned mental health and mental retardation			
27	facilities into a revolving trust fund. The trust fund may			
28	initially be used for expenses associated with			
29	restructuring such facilities. Remaining proceeds after			
30	such expenses shall be dedicated to continuing services			
31	for current patients as facility services are restructured.			
32	The trust fund will receive any savings resulting from			
33	facility restructuring. Thereafter, the fund will be used			
34	to enhance services to individuals with mental illness,			
35	mental retardation and substance abuse problems.			
36	D. Out of this appropriation, \$2,570,847 the first year			
37	and \$2,570,847 the second year shall be provided from			
38	the general fund for a public-private partnership pilot to			
39	secure short-term inpatient psychiatric services through			
40	competitive contracts with community-based hospitals			
41	or other private health care providers, for purposes of			
42	serving individuals closer to their homes. Pursuant to			
43	individual agreements with the department, community			
44	services boards will reduce their utilization at a selected			
45	state facility or facilities for short-term (30 days or less)			
46	acute hospitalization by a specified number of beds,			
47	and will contract by competitive bidding with			
48	community-based hospitals for short-term psychiatric			
49	inpatient services. Any savings resulting from the			
50	reduced utilization of short-term acute facility beds will			
51	be made available under agreement with the			
52	department, to permit the community services boards to			
53	contract for additional short-term psychiatric inpatient			
54	services. Specific bed utilization targets and competitive			
55	contract performance expectations will be included in			
56	the performance contracts of these community services			
57	boards.			
58	E. The Department of Mental Health, Mental			

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Retardation, and Substance Abuse Services, the			
2	Department of Juvenile Justice and the Department of			
3	Medical Assistance Services, in cooperation with the			
4	Office of Comprehensive Services, Community Services			
5	Boards, Court Service Units, and representatives from			
6	community policy and management teams representing			
7	various regions of the Commonwealth shall develop an			
8	integrated policy and plan, including the necessary			
9	legislation and budget amendments, to provide and			
10	improve access by children, including juvenile			
11	offenders to mental health, substance abuse, and mental			
12	retardation services. The plan shall identify the services			
13	needed by children, the cost and source of funding for			
14	the services, the strengths and weaknesses of the			
15	current service delivery system and administrative			
16	structure, and recommendations for improvement. The			
17	plan shall also examine funding restrictions of the			
18	Comprehensive Services Act which impede rural			
19	localities from developing local programs for children			
20	who are often referred to private day and residential			
21	treatment facilities for services and make			
22	recommendations regarding how rural localities can			
23	improve prevention, intervention, and treatment for			
24	high-risk children and families, with the goal of			
25	broadening treatment options and improving quality and			
26	cost effectiveness. The Department of Mental Health,			
27	Mental Retardation, and Substance Abuse Services shall			
28	report the plan to the Chairmen of the Senate Finance			
29	and House Appropriations Committees by June 30 of			
30	each year.			
31	F. The Department of Mental Health, Mental			
32	Retardation, and Substance Abuse Services and the			
33	Department of Medical Assistance Services, in			
34	cooperation with the Community Services Boards, shall			
35	select the specific substance abuse services that shall be			
36	available statewide to children and adults.			
37	G. The Department of Mental Health, Mental			
38	Retardation and Substance Abuse Services shall identify			
39	and create opportunities for public-private partnerships			
40	and develop the incentives necessary to establish and			
41	maintain an adequate supply of acute-care psychiatric			
42	beds for children and adolescents.			
43	H. The Department of Mental Health, Mental			
44	Retardation and Substance Abuse Services, in			
45	cooperation with the Virginia Department of Juvenile			
46	Justice, where appropriate, shall identify and create			
47	opportunities for public-private partnerships and			
48	develop the incentives necessary to establish and			
49	maintain an adequate supply of residential beds for the			
50	treatment of juveniles with mental health treatment			
51	needs, including those who are mentally retarded,			
52	aggressive, or sex offenders, and those juveniles who			
53	need short-term crisis stabilization but not psychiatric			
54	hospitalization.			
55	I. The Commissioner of the Department of Mental			
56	Health, Mental Retardation, and Substance Abuse			
57	Services, in cooperation with Community Services			
58	Boards and private service providers, shall ensure that			
59	consumers are allowed choices in selecting group home			
60	placements and services.			

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	J. The Department of Mental Health, Mental			
2	Retardation and Substance Abuse Services, in			
3	cooperation with the Department of Criminal Justice			
4	Services, shall incorporate information about programs			
5	that divert individuals with mental illness, substance			
6	abuse and co-occurring disorders from jail or secure			
7	detention in the Department's web-based Internet site			
8	that is currently under development.			
9	K. On October 1 of each year, the Commissioner of the			
10	Department of Mental Health, Mental Retardation, and			
11	Substance Abuse Services shall submit a report to the			
12	Chairmen of the Senate Finance and House			
13	Appropriations Committees regarding Community			
14	Services Board contracts with private service providers,			
15	to include contract amounts paid to each private			
16	provider, number of patients served, term of inpatient			
17	treatment, any savings realized by community-based			
18	treatment, and any fiscal impact on state hospitals.			
19	L. In the event the Department of Mental Health,			
20	Mental Retardation, and Substance Abuse Services			
21	pursues the utilization of a Preferred Drug List, the			
22	Commissioner shall ensure the consideration of the			
23	value of including those prescription medications which			
24	improve drug regimen compliance, reduce medication			
25	errors, or decrease medication abuse through the use of			
26	medication delivery systems that include, but are not			
27	limited to, transdermal and injectable delivery systems.			
28	M. The Department of Mental Health, Mental			
29	Retardation and Substance Abuse Services shall			
30	consider the feasibility of entering into a public-private			
31	partnership or contract with a vendor for the operation			
32	of clinical treatment services for the sexually violent			
33	predator program. If the department determines that a			
34	public-private partnership or contract is feasible and			
35	cost-effective, selection criteria shall be developed by			
36	the department. Such criteria may include a requirement			
37	that the vendor have ongoing experience operating			
38	sexually violent predator programs in other states. Such			
39	public-private partnership or contract, if entered into by			
40	the department, shall enable the department to contract			
41	for perimeter security, medical services, transportation,			
42	and dietary services for the program from other state			
43	agencies and facilities.			
44	N. In the event an individual agrees to provide private			
45	funds for the provision of housing and services to the			
46	mentally retarded who are aged, the Commissioner of			
47	Mental Health, Mental Retardation, and Substance			
48	Abuse Services shall submit a proposal to spend the			
49	private funds and an equivalent amount of general fund			
50	dollars for consideration by the 2009 General			
51	Assembly. The general fund amount shall not exceed			
52	\$2,000,000.			
53	O. Out of this appropriation, \$696,911 the first year			
54	and \$696,911 the second year from the general fund			
55	shall be provided for placement and restoration services			
56	for juveniles found to be incompetent to stand trial			
57	pursuant to Title 16.1, Chapter 11, Article 18, Code of			
58	Virginia.			



ITEM 315.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	P. The Department of Mental Health, Mental				
2	Retardation and Substance Abuse Services shall ensure				
3	appropriate and medically necessary access to new				
4	atypical, antipsychotic medications funded in this item.				
5	Q. Out of this appropriation, \$50,000 the first year and				
6	\$50,000 the second year from the general fund shall be				
7	used to pay for legal and medical examinations needed				
8	for individuals living in the community and in need of				
9	guardianship services.				
10	R. The Department of Mental Health, Mental				
11	Retardation and Substance Abuse Services may				
12	consider contracting for the operation of the				
13	facility-based sexually violent predator program,				
14	including clinical treatment services, perimeter security,				
15	medical services, transportation, dietary services, and				
16	facility maintenance, unless the Department can				
17	demonstrate that continued state operation of the				
18	facility is at least as cost effective and provides at least				
19	an equivalent or higher level quality care than operation				
20	by a private entity. The Department may use a				
21	public-private partnership or a Request for Proposal to				
22	contract with a vendor for such services, with selection				
23	criteria developed by the Department. Such criteria				
24	shall include a requirement that the vendor have prior				
25	experience in the delivery of mental health care and				
26	custodial services in other states.				
27	S. The Commissioner of the Department of Mental				
28	Health, Mental Retardation, and Substance Abuse				
29	Services shall work with the Rappahannock-Rapidan				
30	Community Services Board to reopen the Madison				
31	County Mental Health Clinic for services as soon as				
32	possible.				
33	T. Out of this appropriation, \$1,228,050 the first year				
34	and \$1,228,050 the second year from the general fund				
35	shall be provided for services for the civil commitment				
36	of sexually violent predators as follows: (i) \$506,250				
37	the first year and \$506,250 the second year for clinical				
38	evaluations and court testimony for sexually violent				
39	predators who are being considered for release from				
40	state correctional facilities and who will be referred to				
41	the Clinical Review Committee for psycho-sexual				
42	evaluations prior to the state seeking civil commitment,				
43	(ii) \$610,200 the first year and \$610,200 the second				
44	year for conditional release services, including				
45	treatment, and (iii) \$111,600 the first year and				
46	\$111,600 the second year for the costs associated with				
47	contracting with a Global Positioning System service to				
48	closely monitor the movements of individuals who are				
49	civily committed to the sexually violent predator				
50	program but conditionally released.				
51	U. Out of this appropriation, \$500,000 the first year				
52	and \$500,000 the second year from the general fund				
53	shall be used to expand community-based programs that				
54	divert individuals with mental illness from jails or for				
55	aftercare programs for individuals with mental illness				
56	who have been released from jail. The Department of				
57	Mental Health, Mental Retardation and Substance				
58	Abuse Services shall establish criteria, administer and				
59	evaluate the grants provided for this purpose.				

ITEM 315.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Beginning October 1, 2007, the Department shall report			
2	program information and outcome data annually to the			
3	Chairmen of the Senate Finance and House			
4	Appropriations Committees and the Joint Commission			
5	on Health Care.			
6	V. Out of this appropriation, \$493,000 the first year			
7	and \$493,000 the second year from the general fund			
8	shall be made available to support workforce			
9	development for children's mental health services in			
10	underserved areas. The Department of Mental Health,			
11	Mental Retardation and Substance Abuse Services shall			
12	define the regions of the Commonwealth that lack			
13	specialized mental health services for children. The			
14	funding shall be used to provide eight internship			
15	positions for individuals specializing in child			
16	psychology or child psychiatry at a Virginia institution			
17	of higher education. Before an internship is awarded,			
18	the individual shall sign a written contract under the			
19	terms of which he agrees to be employed in a qualified			
20	region, as designated by the department. Such			
21	employment shall begin within one calendar year after			
22	the completion of the internship and continue thereafter			
23	until he has been continuously employed in a qualified			
24	job for a period of years equal in number to the years			
25	that he has been or shall be a beneficiary of the			
26	internship program.			
27	W.1. Out of this appropriation, \$270,930 the first year			
28	and \$570,930 the second year from nongeneral funds			
29	shall be used to develop, implement and maintain a			
30	system of electronic medical records, including any			
31	necessary system upgrades, for individuals receiving			
32	services at state mental health and mental retardation			
33	facilities. The Department of Mental Health, Mental			
34	Retardation and Substance Abuse Services shall			
35	collaborate with the Secretary of Technology to pursue			
36	a multi-source procurement. Any agreement signed by			
37	the department for health information technology or a			
38	health information technology system for the retrieval,			
39	storage, or exchange of health information shall be			
40	consistent with federal standards for the electronic			
41	exchange of health information and include a provision			
42	to ensure interoperability.			
43	2. As a condition of this appropriation, the Department			
44	of Mental Health, Mental Retardation and Substance			
45	Abuse Services, in cooperation with Community			
46	Services Boards and the Virginia Information			
47	Technologies Agency, shall develop a plan for the			
48	development of electronic health records in Community			
49	Services Boards and other technology initiatives to			
50	further the collection of data to enhance utilization			
51	review and management, the development of outcome			
52	measures, and quality improvement in providing			
53	services for persons with mental illness, mental			
54	retardation and substance use disorders. The plan shall			
55	include provisions to ensure interoperability and			
56	consistency with federal standards for the electronic			
57	exchange of health information.			
58	X. The Department of Mental Health, Mental			
59	Retardation and Substance Abuse Services, in			
60	conjunction with the Department of Medical Assistance			

ITEM 315.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Services and related state agencies, the ARC of				
2	Virginia, consumers, Parents and Associates of the				
3	Institutionalized Retarded, the Virginia Association of				
4	Community Services Boards, and private providers shall				
5	continue reviewing the Medicaid home- and				
6	community-based waiver for persons with mental				
7	retardation, pursuant to Item 302 TT. of this act, to				
8	determine how the waiver program can be improved to				
9	provide a person-centered, individualized support focus.				
10	This review shall include an examination of all aspects				
11	of funding the continuum, including Medicaid and				
12	Medicaid waivers. In addition, the department shall				
13	make recommendations for the development and				
14	funding of a full continuum of care for consumers with				
15	mental retardation. Recommendations shall be made to				
16	the Governor and the Chairmen of the House				
17	Appropriations and Senate Finance Committees no later				
18	than October 1, 2008.				
19	Y. Out of this appropriation, \$25,000 the first year and				
20	\$25,000 the second year from the general fund shall be				
21	used to operate a real-time reporting system for public				
22	and private acute psychiatric beds in the				
23	Commonwealth.				
24	Z. Out of this appropriation, \$3,000,000 the first year				
25	and \$3,000,000 the second year from the general fund				
26	shall be used to develop and expand jail diversion and				
27	reentry services. Funds shall be distributed to				
28	community based contractors based on need and				
29	community preparedness as determined by the				
30	commissioner.				
31	Total for Department of Mental Health, Mental				
32	Retardation and Substance Abuse Services .....			\$49,109,044	\$49,576,030
33	General Fund Positions.....	264.85	266.85		
34	Nongeneral Fund Positions.....	13.40	14.40		
35	Position Level .....	278.25	281.25		
36	Fund Sources: General.....	\$34,406,332	\$34,870,544		
37	Special.....	\$5,840,279	\$5,843,053		
38	Federal Trust.....	\$8,862,433	\$8,862,433		
39	<b>Grants to Localities (790)</b>				
40	316. Financial Assistance for Health Services (44500).....			\$309,436,879	\$316,936,879
41	Community Substance Abuse Services (44501).....	\$96,441,144	\$96,441,144		
42	Community Mental Health Services (44506).....	\$174,493,911	\$181,993,911		
43	Community Mental Retardation Services (44507) .....	\$38,501,824	\$38,501,824		
44	Fund Sources: General.....	\$247,657,432	\$255,157,432		
45	Special.....	\$100,000	\$100,000		
46	Federal Trust.....	\$61,679,447	\$61,679,447		
47	Authority: Title 37.2, Chapters 5 and 6; Title 2.2,				
48	Chapter 53, Code of Virginia.				
49	A. It is the intent of the General Assembly that				
50	community mental health, mental retardation and				
51	substance abuse services are to be improved throughout				
52	the state. Funds provided in this Item shall not be used				
53	to supplant the funding effort provided by localities for				
54	services existing as of June 30, 1996.				

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

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

ITEM 316.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Q. Out of this Item, \$2,800,000 the first year and				
2	\$2,800,000 the second year from the general fund shall				
3	be provided for increased mental health inpatient				
4	treatment purchased in community hospitals.				
5	R. Out of this appropriation, \$2,000,000 the first year				
6	and \$2,000,000 the second year from the general fund				
7	shall be used to fund four demonstration projects using				
8	evidence-based "systems of care" models for children				
9	and adolescents with behavioral health needs. The				
10	Commissioner may allocate up to \$100,000 of this				
11	appropriation in each year for an evaluation of the pilot				
12	projects.				
13	S. Out of this appropriation, no less than \$11,428,568				
14	the first year and \$13,028,568 the second year from the				
15	general fund shall be provided to maintain and expand				
16	access to crisis intervention and stabilization units.				
17	Funds shall be used to expand existing crisis				
18	stabilization sites as well as establish additional units.				
19	T. Out of this appropriation, \$2,880,000 the first year				
20	and \$2,880,000 the second year from the general fund				
21	shall be provided to fund discharge assistance plans for				
22	civil patients and patients found not guilty by reason of				
23	insanity who have been identified as ready for				
24	discharge and who need specialized support not				
25	currently available through the Community Services				
26	Boards.				
27	U. Out of this appropriation, \$6,575,000 the first year				
28	and \$6,575,000 the second year from the general fund				
29	shall be provided to increase available				
30	community-based services for individuals served by				
31	Health Planning Regions I and II. These funds shall be				
32	used for discharge assistance planning, inpatient mental				
33	health treatment, in-home residential support, crisis				
34	stabilization and other related mental health services				
35	intended to delay or deter placement in a state mental				
36	health facility. When allocating funds in Health				
37	Planning Region II, consideration shall be given, to the				
38	extent feasible, to projects that are designed to provide				
39	specialized geriatric mental health services that allow				
40	individuals to be served in their home communities.				
41	V. Out of this appropriation, \$6,928,540 the first year				
42	and \$6,928,540 the second year from the general fund				
43	shall be provided to increase available				
44	community-based services for individuals otherwise				
45	served by Eastern State Hospital in Williamsburg.				
46	These funds shall be used for discharge assistance				
47	planning, inpatient mental health treatment, in-home				
48	residential support, crisis stabilization and other related				
49	mental health services intended to delay or deter				
50	placement in a state mental health facility.				
51	W. Out of this appropriation, \$3,750,000 the first year				
52	and \$3,750,000 the second year from the general fund				
53	shall be used to increase the availability of targeted				
54	community-based services statewide. Such services				
55	may include, but are not limited to, discharge assistance				
56	planning, inpatient mental health treatment, in-home				
57	residential support, jail-based hospital diversion				
58	projects, psychiatric evaluation and crisis counseling				

ITEM 316.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	and expanded case management services.				
2	X. Out of this appropriation, \$1,900,000 the first year				
3	and \$1,900,000 the second year from the general fund				
4	shall be used to provide expanded mental health				
5	services to juveniles detained in local community				
6	detention centers. Funds shall be allocated to				
7	Community Services Boards for local and regional				
8	detention centers based upon Memoranda of				
9	Understanding between the detention superintendent and				
10	the executive director of the local community services				
11	board or behavioral health authority that will provide				
12	the services. Memoranda shall specify the expected				
13	types of services, as well as estimated workloads. The				
14	Department shall review and approve each				
15	memorandum to ensure consistency and shall allocate				
16	funding based upon the projected levels of services to				
17	be provided.				
18	Y. Out of this appropriation, \$1,341,000 the first year				
19	and \$1,341,000 the second year from the general fund				
20	shall be used to provide guardianship services to				
21	individuals currently residing in, or at risk of placement				
22	in, a state mental retardation training center.				
23	Z. Out of the amounts appropriated in Item 306,				
24	Paragraph C.2., \$4,125,438 the first year and				
25	\$4,125,438 the second year from the general fund and				
26	\$4,125,438 the first year and \$4,125,438 the second				
27	year from nongeneral funds shall be provided for the				
28	Mental Retardation Home and Community-Based				
29	Waiver Program. The funds shall be used to provide a				
30	total of 117 slots for individuals at Southeastern				
31	Virginia Training Center or Central Virginia Training				
32	Center who have been discharged or determined to be				
33	ready for discharge and have chosen to be served in the				
34	community.				
35	AA. Out of the amounts appropriated in Item 306,				
36	Paragraph C.2., \$2,296,875 the first year and				
37	\$4,921,875 the second year from the general fund and				
38	\$2,296,875 the first year and \$4,921,875 the second				
39	year from nongeneral funds to increase the number of				
40	slots available for the Mental Retardation Home and				
41	Community-based Waiver Program. The funds shall be				
42	used to provide 75 new slots in the first year and a				
43	total of 150 slots the second year for individuals living				
44	in the community and at risk of placement in a mental				
45	retardation training center.				
46	BB. Out of the amounts appropriated in Item 306,				
47	Paragraph XX., \$17,355,007 the first year and				
48	\$17,355,007 the second year from the general fund and				
49	\$17,355,007 the first year and \$17,355,007 the second				
50	year from nongeneral funds shall be used to increase				
51	reimbursement rates paid to providers delivering unique				
52	services provided through the Mental Retardation				
53	Individual and Family Developmental Disabilities				
54	Support or Day Support Home and Community-Based				
55	Waiver Programs (but not provided in other waiver				
56	programs) by five percent effective July 1, 2006.				
57	Reimbursement rates paid to providers of congregate				
58	residential group home services for individuals in the				
59	Mental Retardation Home and Community-Based				

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



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 316.</b>					
1	GG. The Commissioner of Mental Health, Mental				
2	Retardation and Substance Abuse Services shall work				
3	with Community Services Boards to ensure that fund				
4	allocation decisions for regional restructuring projects in				
5	the second year consider the service needs of				
6	individuals who are expected to be discharged into each				
7	region upon the downsizing of affected facilities.				
8	HH. Out of this appropriation, \$2,400,000 the first year				
9	and \$2,400,000 the second year from the general fund				
10	shall be used to expand treatment and support services				
11	for substance use disorders. Funded services shall focus				
12	on recovery models and the use of best practices.				
13	II. Out of this appropriation, \$1,500,000 the first year				
14	and \$3,000,000 the second year from the general fund				
15	shall be used to expand outpatient mental health				
16	services. Funds shall be distributed based on existing				
17	capacity and need as determined by the commissioner.				
18	JJ. Out of this appropriation, \$3,500,000 the first year				
19	and \$5,300,000 the second year from the general fund				
20	shall be used to expand case management for				
21	individuals served through the Community Services				
22	Boards. Funds shall be distributed based on existing				
23	capacity and need as determined by the commissioner.				
24	KK. Out of this appropriation, \$1,000,000 the first year				
25	and \$2,000,000 the second year from the general fund				
26	shall be used to provide on-call psychiatric consultation.				
27	LL. Out of this appropriation, \$1,400,000 the first year				
28	and \$2,800,000 the second year from the general fund				
29	shall be used to improve emergency intervention				
30	services by increasing the availability of emergency				
31	clinicians at Community Services Boards.				
32	MM. Out of this appropriation, \$2,800,000 the first				
33	year and \$3,000,000 the second year from the general				
34	fund shall be used to provide outpatient clinician				
35	services to children with mental health needs. Each				
36	Community Services Board shall receive funding as				
37	determined by the commissioner to increase the				
38	availability of specialized mental health services for				
39	children. The department shall require that each				
40	Community Services Board receiving these funds agree				
41	to cooperate with Court Service Units in their				
42	catchment areas to provide services to children, in their				
43	communities, who have been brought before Juvenile				
44	and Domestic Relations Courts and for whom treatment				
45	services are needed to reduce the risk these children				
46	pose to themselves and their communities.				
47	Total for Grants to Localities.....			<b>\$309,436,879</b>	<b>\$316,936,879</b>
48	Fund Sources: General.....	\$247,657,432	\$255,157,432		
49	Special.....	\$100,000	\$100,000		
50	Federal Trust.....	\$61,679,447	\$61,679,447		
51	<b>Mental Health Treatment Centers (792)</b>				
52	317. Instruction (19700).....			\$46,221	\$46,221
53	Facility-Based Education and Skills Training (19708) .....	\$46,221	\$46,221		

ITEM 317.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$2,785	\$2,785		
2	Special.....	\$786	\$786		
3	Federal Trust.....	\$42,650	\$42,650		
4	Authority: §§ 37.1-10.01 and 37.1-96, Code of Virginia;				
5	P.L. 102-73 and 102-119, Federal Code.				
6	318. Secure Confinement (35700).....			\$12,573,204	\$12,573,204
7	Forensic and Behavioral Rehabilitation Security				
8	(35707) .....	\$12,573,204	\$12,573,204		
9	Fund Sources: General.....	\$12,265,106	\$12,265,106		
10	Special.....	\$308,098	\$308,098		
11	Authority: Title 37.1, Chapters 1 and 2, Code of				
12	Virginia.				
13	319. Pharmacy Services (42100).....			\$39,301,784	\$39,301,784
14	Aftercare Pharmacy Services (42101).....	\$25,479,559	\$25,479,559		
15	Inpatient Pharmacy Services (42102).....	\$13,822,225	\$13,822,225		
16	Fund Sources: General.....	\$24,760,121	\$24,760,121		
17	Special.....	\$14,541,663	\$14,541,663		
18	Authority: Title 37.2, Chapters 8, Code of Virginia.				
19	320. State Health Services (43000).....			\$197,054,799	\$197,020,496
20	Geriatric Care Services (43006).....	\$36,416,373	\$36,416,373		
21	Inpatient Medical Services (43007) .....	\$19,155,690	\$19,155,690		
22	State Mental Health Facility Services (43014).....	\$141,482,736	\$141,448,433		
23	Fund Sources: General.....	\$135,910,182	\$135,875,879		
24	Special.....	\$61,144,617	\$61,144,617		
25	Authority: Title 37.1, Chapters 1 and 2; Title 16.1,				
26	Article 16, Code of Virginia.				
27	321. Facility Administrative and Support Services (49800) .....			\$89,040,736	\$89,040,736
28	General Management and Direction (49801).....	\$36,490,215	\$36,490,215		
29	Information Technology Services (49802).....	\$4,037,844	\$4,037,844		
30	Food and Dietary Services (49807) .....	\$12,211,297	\$12,211,297		
31	Housekeeping Services (49808) .....	\$7,336,973	\$7,336,973		
32	Linen and Laundry Services (49809).....	\$1,505,913	\$1,505,913		
33	Physical Plant Services (49815).....	\$21,489,234	\$21,489,234		
34	Power Plant Operation (49817).....	\$3,409,905	\$3,409,905		
35	Training and Education Services (49825).....	\$2,559,355	\$2,559,355		
36	Fund Sources: General.....	\$71,170,033	\$71,170,033		
37	Special.....	\$17,807,203	\$17,807,203		
38	Federal Trust.....	\$63,500	\$63,500		
39	Authority: § 37.1-42.1, Code of Virginia.				
40	A Out of this appropriation, \$759,000 the first year and				
41	\$759,000 the second year from the general fund shall				
42	be used to ensure proper billing and maximum				
43	reimbursement for prescription drugs purchased by				
44	mental health treatment centers through the Medicare				
45	Part D drug program.				
46	B. The department shall take necessary step to develop				
47	an employee transition assistance plan for positions at				
48	Eastern State Hospital and Western State Hospital				
49	reduced due to the replacement of these facilities.				

		<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 321.

1 C. Notwithstanding any other provisions of policy or  
 2 regulation, Eastern State Hospital is authorized to  
 3 continue the current agreement with  
 4 Williamsburg-James City County Public Schools to  
 5 lease facility space for the Alternative School through  
 6 June 30, 2008, in accordance with the terms and  
 7 conditions of the contract in effect from July 1, 2005,  
 8 to June 30, 2006.

9 D. Notwithstanding § 37.2-319 of the Code of  
 10 Virginia, the Commissioner shall prepare a plan to  
 11 address the capital and programmatic needs of other  
 12 state mental health facilities and state mental retardation  
 13 training centers when considering expenditures from the  
 14 trust fund. No less than 30 days prior to the  
 15 expenditure of funds, the Commissioner shall present an  
 16 expenditure plan to the Chairmen of the Senate Finance  
 17 and House Appropriations Committees for their review  
 18 and consideration.

19 322. The appropriations for the Mental Health Treatment  
 20 Centers include the following approximate amounts.  
 21 These amounts may vary dependent on facility or  
 22 Department of Mental Health, Mental Retardation and  
 23 Substance Abuse Services needs identified throughout  
 24 the year:

25						
26						
27			<b>FY 2009</b>			
28	<b>Facility</b>	<b>Position</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>	<b>Total</b>
29		<b>Level</b>			<b>Trust</b>	
30	724 Catawba	342.00	\$9,885,823	\$11,385,686	\$0	\$21,271,509
31	703 Central State	727.00	\$51,034,920	\$660,343	\$12,000	\$51,707,262
32	708 Commonwealth Center	140.00	\$7,346,677	\$1,945,274	\$68,000	\$9,359,952
33	704 Eastern State	1,042.00	\$42,201,937	\$29,028,662	\$1,500	\$71,232,099
34	748 Hiram W. Davis	200.00	\$22,925,943	\$13,594,952	\$0	\$36,520,895
35	728 Northern Virginia	364.00	\$25,919,850	\$1,482,604	\$0	\$27,402,454
36	729 Piedmont	350.00	\$3,093,873	\$20,065,162	\$0	\$23,159,035
37	739 Southern Virginia	175.00	\$9,782,838	\$1,751,510	\$0	\$11,534,349
38	705 Southwestern Virginia	529.00	\$24,356,486	\$9,901,231	\$21,650	\$34,279,364
39	706 Western State	775.00	\$47,558,883	\$3,986,943	\$3,000	\$51,549,826
40	<b>Total</b>	<b>4,644.00</b>	<b>\$244,108,227</b>	<b>\$93,802,367</b>	<b>\$106,150</b>	<b>\$338,016,744</b>
41						
42			<b>FY 2010</b>			
43	<b>Facility</b>	<b>Position</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>	<b>Total</b>
44		<b>Level</b>			<b>Trust</b>	
45	724 Catawba	342.00	\$9,885,823	\$11,385,686	\$0	\$21,271,509
46	703 Central State	727.00	\$51,000,617	\$660,343	\$12,000	\$51,672,959
47	708 Commonwealth Center	140.00	\$7,346,677	\$1,945,274	\$68,000	\$9,359,952
48	704 Eastern State	1,042.00	\$42,201,937	\$29,028,662	\$1,500	\$71,232,099
49	748 Hiram W. Davis	200.00	\$22,925,943	\$13,594,952	\$0	\$36,520,895
50	728 Northern Virginia	364.00	\$25,919,850	\$1,482,604	\$0	\$27,402,454
51	729 Piedmont	350.00	\$3,093,873	\$20,065,162	\$0	\$23,159,035
52	739 Southern Virginia	175.00	\$9,782,838	\$1,751,510	\$0	\$11,534,349
53	705 Southwestern Virginia	529.00	\$24,356,486	\$9,901,231	\$21,650	\$34,279,364
54	706 Western State	775.00	\$47,558,883	\$3,986,943	\$3,000	\$51,549,826
55	<b>Total</b>	<b>4,644.00</b>	<b>\$244,073,924</b>	<b>\$93,802,367</b>	<b>\$106,150</b>	<b>\$337,982,441</b>
56						
57	Total for Mental Health Treatment Centers.....				<b>\$338,016,744</b>	<b>\$337,982,441</b>

ITEM 322.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	3,888.00	3,888.00		
2	Nongeneral Fund Positions.....	756.00	756.00		
3	Position Level.....	4,644.00	4,644.00		
4	Fund Sources: General.....	\$244,108,227	\$244,073,924		
5	Special.....	\$93,802,367	\$93,802,367		
6	Federal Trust.....	\$106,150	\$106,150		
7	<b>Mental Retardation Training Centers (793)</b>				
8	323. Instruction (19700).....			\$8,818,267	\$8,818,267
9	Facility-Based Education and Skills Training (19708).....	\$8,818,267	\$8,818,267		
10	Fund Sources: General.....	\$7,984,330	\$7,984,330		
11	Special.....	\$771,937	\$771,937		
12	Federal Trust.....	\$62,000	\$62,000		
13	Authority: Title 37.2, Chapter 3, Code of Virginia.				
14	324. Pharmacy Services (42100).....			\$4,892,026	\$4,892,026
15	Inpatient Pharmacy Services (42102).....	\$4,892,026	\$4,892,026		
16	Fund Sources: General.....	\$40,732	\$40,732		
17	Special.....	\$4,851,294	\$4,851,294		
18	Authority: §§ 37.1-10.01 and 37.1-96, Code of Virginia;				
19	P.L. 102-119, Federal Code.				
20	325. State Health Services (43000).....			\$156,183,582	\$156,183,582
21	Inpatient Medical Services (43007).....	\$22,802,680	\$22,802,680		
22	State Mental Retardation Training Center Services				
23	(43010).....	\$133,380,902	\$133,380,902		
24	Fund Sources: General.....	\$21,915,724	\$21,915,724		
25	Special.....	\$134,267,858	\$134,267,858		
26	Authority: Title 37.1, Chapters 1 and 2, Code of				
27	Virginia.				
28	A. Out of this appropriation, \$400,000 the first year				
29	and \$400,000 the second year from the general fund				
30	shall be used to support two Regional Community				
31	Support Centers located at the Southwest Virginia				
32	Training Center and the Central Virginia Training				
33	Center.				
34	B. The department shall take necessary step to develop				
35	an employee transition assistance plan for positions at				
36	Central Virginia Training Center and Southeastern				
37	Virginia Training Center reduced due to the				
38	replacement of these facilities.				
39	C. Out of this appropriation, \$400,000 the first year and				
40	\$400,000 the second year from the general fund shall				
41	be used to support Regional Community Support				
42	Centers at Southside Virginia Training Center and				
43	Southeastern Virginia Training Center.				
44	326. Facility Administrative and Support Services (49800).....			\$79,123,058	\$79,123,058
45	General Management and Direction (49801).....	\$23,521,163	\$23,521,163		
46	Information Technology Services (49802).....	\$2,244,241	\$2,244,241		
47	Food and Dietary Services (49807).....	\$16,622,655	\$16,622,655		
48	Housekeeping Services (49808).....	\$10,519,065	\$10,519,065		
49	Linen and Laundry Services (49809).....	\$2,729,988	\$2,729,988		

ITEM 326.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Physical Plant Services (49815).....	\$17,383,583	\$17,383,583			
2	Power Plant Operation (49817).....	\$4,373,624	\$4,373,624			
3	Training and Education Services (49825).....	\$1,728,739	\$1,728,739			
4	Fund Sources: General.....	\$12,739,640	\$12,739,640			
5	Special.....	\$66,383,418	\$66,383,418			
6	Authority: Title 37.1, Chapters 1 and 2, Code of					
7	Virginia; P.L. 74-320, Federal Code.					
8	327. The appropriations for the Mental Retardation Training					
9	Centers include the following approximate amounts.					
10	These amounts may vary dependent on facility or					
11	Department of Mental Health, Mental Retardation and					
12	Substance Abuse Services needs identified throughout					
13	the year:					
14						
15	<b>Facility</b>	<b>Position</b>	<b>FY2009</b>	<b>Special</b>	<b>Federal</b>	<b>Total</b>
16		<b>Level</b>	<b>General</b>		<b>Trust</b>	
17	707 Central Virginia	1,450.00	\$12,330,804	\$65,037,802	\$0	\$77,368,605
18	725 Northern Virginia	547.00	\$6,411,886	\$32,825,420	\$0	\$39,237,306
19	726 Southside Virginia	1,476.00	\$17,418,466	\$68,073,259	\$62,000	\$85,491,715
20	723 Southeastern Virginia	448.00	\$3,484,408	\$18,536,297	\$0	\$22,082,705
21	738 Southwestern Virginia	469.00	\$3,034,892	\$21,801,739	\$0	\$24,836,601
22						
23	<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>
24						
25			<b>FY2010</b>			
26	<b>Facility</b>	<b>Position</b>	<b>General</b>	<b>Special</b>	<b>Federal</b>	<b>Total</b>
27		<b>Level</b>			<b>Trust</b>	
28	707 Central Virginia	1,450.00	\$12,330,804	\$65,037,802	\$0	\$77,368,605
29	725 Northern Virginia	547.00	\$6,411,886	\$32,825,420	\$0	\$39,237,306
30	726 Southside Virginia	1,476.00	\$17,418,466	\$68,073,259	\$62,000	\$85,491,715
31	723 Southeastern Virginia	448.00	\$3,484,408	\$18,536,297	\$0	\$22,082,705
32	738 Southwestern Virginia	469.00	\$3,034,892	\$21,801,739	\$0	\$24,836,601
33						
34	<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>
35						
36	Total for Mental Retardation Training Centers.....				<b>\$249,016,933</b>	<b>\$249,016,933</b>
37	General Fund Positions.....		2,541.00	2,541.00		
38	Nongeneral Fund Positions.....		1,849.00	1,849.00		
39	Position Level.....		4,390.00	4,390.00		
40	Fund Sources: General.....		\$42,680,426	\$42,680,426		
41	Special.....		\$206,274,507	\$206,274,507		
42	Federal Trust.....		\$62,000	\$62,000		
43	<b>Virginia Center for Behavioral Rehabilitation (794)</b>					
44	328. Secure Confinement (35700).....				\$13,196,113	\$15,164,113
45	Forensic and Behavioral Rehabilitation Security					
46	(35707).....		\$13,196,113	\$15,164,113		
47	Fund Sources: General.....		\$13,196,113	\$15,164,113		
48	Authority: Title 37.1, Chapter 2, Article 1.1, and					
49	37.1-70.1 through 37.1-70.19.					
50	329. State Health Services (43000).....				\$2,162,939	\$2,162,939
51	State Mental Health Facility Services (43014).....		\$2,162,939	\$2,162,939		

ITEM 329.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$2,162,939	\$2,162,939		
2	Authority: Title 37.1, Chapters 1 and 2; Title 16.1,				
3	Article 16, Code of Virginia.				
4	330. Facility Administrative and Support Services (49800).....			\$981,959	\$981,959
5	General Management and Direction (49801).....	\$935,924	\$935,924		
6	Information Technology Services (49802).....	\$15,345	\$15,345		
7	Food and Dietary Services (49807).....	\$10,230	\$10,230		
8	Housekeeping Services (49808).....	\$10,230	\$10,230		
9	Physical Plant Services (49815).....	\$10,230	\$10,230		
10	Fund Sources: General.....	\$981,959	\$981,959		
11	Authority: Title 37.1, Chapter 2, Article 1.1, and				
12	37.1-70.1 through 37.1-70.19.				
13	In the event that services are not available in Virginia				
14	to address the specific needs of an individual				
15	committed for treatment at the Center for Behavioral				
16	Rehabilitation or conditionally released, the				
17	Commissioner is authorized to seek such services from				
18	another state.				
19	Total for Virginia Center for Behavioral Rehabilitation...			<b>\$16,341,011</b>	<b>\$18,309,011</b>
20	General Fund Positions.....	400.00	400.00		
21	Position Level.....	400.00	400.00		
22	Fund Sources: General.....	\$16,341,011	\$18,309,011		
23	Grand Total for Department of Mental Health, Mental				
24	Retardation and Substance Abuse Services.....			<b>\$961,920,611</b>	<b>\$971,821,294</b>
25	General Fund Positions.....	7,093.85	7,095.85		
26	Nongeneral Fund Positions.....	2,618.40	2,619.40		
27	Position Level.....	9,712.25	9,715.25		
28	Fund Sources: General.....	\$585,193,428	\$595,091,337		
29	Special.....	\$306,017,153	\$306,019,927		
30	Federal Trust.....	\$70,710,030	\$70,710,030		
31	<b>§ 1-94. DEPARTMENT OF REHABILITATIVE SERVICES (262)</b>				
32	331. Rehabilitation Assistance Services (45400).....			\$96,384,729	\$96,634,729
33	Vocational Rehabilitation Services (45404).....	\$80,768,063	\$80,768,063		
34	Community Rehabilitation Programs (45406).....	\$15,616,666	\$15,866,666		
35	Fund Sources: General.....	\$28,944,195	\$29,194,195		
36	Special.....	\$2,343,360	\$2,343,360		
37	Dedicated Special Revenue.....	\$2,016,499	\$2,016,499		
38	Federal Trust.....	\$63,080,675	\$63,080,675		
39	Authority: Title 51.5, Chapters 5 and 6, Code of				
40	Virginia; P.L. 93-112, Federal Code.				
41	A. Recovery of administrative costs for the Long Term				
42	Employment Support Services program shall be limited				
43	to 1.87 percent each fiscal year.				
44	B. A minimum of \$4,694,538 the first year and				
45	\$4,694,538 the second year from all funds is allocated				
46	to support Centers for Independent Living.				

ITEM 331.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	C. The Department of Rehabilitative Services shall				
2	fulfill the administrative responsibilities pertaining to				
3	the Personal Attendant Services program, without				
4	interruption or discontinuation of personal attendant				
5	services currently provided.				
6	D.1. Out of this appropriation shall be provided				
7	\$3,188,638 the first year and \$3,188,638 the second				
8	year from the general fund for expanding the				
9	continuum of services used to assist persons with brain				
10	injuries in returning to work and community living.				
11	2. Of this amount, \$1,725,000 the first year and				
12	\$1,725,000 the second year from the general fund shall				
13	be used to provide a continuum of brain injury services				
14	to individuals in unserved or underserved regions of the				
15	Commonwealth. Up to \$150,000 each year shall be				
16	awarded to successful program applicants. Programs				
17	currently receiving more than \$250,000 from the				
18	general fund each year are ineligible for additional				
19	assistance under this section. To be determined eligible				
20	for a grant under this section, program applicants shall				
21	submit plans to pursue non-state resources to				
22	complement the provision of general fund support.				
23	3. In allocating additional funds for brain injury				
24	services, the Department of Rehabilitative Services shall				
25	consider recommendations from the Virginia Brain				
26	Injury Council (VBIC).				
27	4. The Department of Rehabilitative Services (DRS)				
28	shall submit an annual report to the Chairmen of the				
29	Senate Finance and House Appropriations Committees				
30	documenting the number of individuals served, services				
31	provided, and success in attracting non-state resources.				
32	E. In allocating funds for Extended Employment				
33	Services, Long Term Employment Support Services				
34	(LTESS) and Economic Development, the Department				
35	of Rehabilitative Services shall consider				
36	recommendations from the established Employment				
37	Service Organizations/LTESS Steering Committee.				
38	F. The Department of Rehabilitative Services shall				
39	work with the disAbility Resource Center to phase out				
40	funding that has been provided by the State				
41	Independent Living Council so as not to impose an				
42	undue hardship on persons with disabilities who receive				
43	services from the Center.				
44	G. Out of this appropriation, \$285,000 the first year				
45	and \$285,000 the second year shall be provided from				
46	the general fund to support direct case management				
47	services for brain injured individuals and their families				
48	in Southwestern Virginia.				
49	H.1. For Commonwealth Neurotrauma Initiative Trust				
50	Fund grants awarded after July 1, 2004, the				
51	Commissioner shall require applicants to submit a plan				
52	to achieve self-sufficiency by the end of the grant				
53	award cycle in order to receive funding consideration.				
54	2. Notwithstanding any other law to the contrary, the				
55	Commissioner may reallocate up to \$500,000 from				

ITEM 331.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	unexpended balances in the Commonwealth				
2	Neurotrauma Initiative Trust Fund to fund new grant				
3	awards for research on traumatic brain and spinal cord				
4	injuries.				
5	I. Out of this appropriation, \$150,000 from the general				
6	fund each year shall be used to expand case				
7	management services for individuals with brain injuries				
8	in unserved or underserved regions of the				
9	Commonwealth.				
10	J. Out of this appropriation, \$50,000 the second year				
11	shall be provided to Foundation for Rehabilitative				
12	Equipment & Endowment.				
13	332.	Continuing Income Assistance Services (46100) .....		\$35,996,635	\$35,996,635
14		Social Security Disability Determination (46102).....	\$35,996,635	\$35,996,635	
15		Fund Sources: General.....	\$936,250	\$936,250	
16		Federal Trust.....	\$35,060,385	\$35,060,385	
17	Authority: Title 51.5, Chapter 3, Code of Virginia;				
18	Titles II and XVI, P.L. 74-271, Federal Code.				
19	The Department of Rehabilitative Services, in				
20	cooperation with the Department of Social Services and				
21	local social services agencies, shall develop an				
22	expedited process for transitioning hospitalized persons				
23	to rehabilitation facilities when the patient may meet				
24	the criteria established by the Social Security				
25	Administration and Medicaid for disability. As part of				
26	this expedited process, the Department of Rehabilitative				
27	Services shall make Medicaid disability determinations				
28	within seven business days of the receipt of social				
29	service referrals, when the referrals include sufficient				
30	evidence that appropriately documents SSA's definition				
31	of disability. If the referrals do not contain sufficient				
32	documentation of disability, the Department of				
33	Rehabilitative Services shall continue to expedite				
34	processing of these priority referrals under Medicaid				
35	regulations.				
36	333.	Administrative and Support Services (49900).....		\$9,407,465	\$9,407,465
37		General Management and Direction (49901).....	\$5,398,216	\$5,398,216	
38		Information Technology Services (49902).....	\$3,657,644	\$3,657,644	
39		Planning and Evaluation Services (49916).....	\$141,605	\$141,605	
40		Training and Education Services (49925).....	\$210,000	\$210,000	
41		Fund Sources: General.....	\$379,153	\$379,153	
42		Special.....	\$6,435,032	\$6,435,032	
43		Federal Trust.....	\$2,593,280	\$2,593,280	
44	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L.				
45	93-112, Federal Code.				
46	334.	Included in the Federal Trust appropriation are amounts			
47		estimated at \$361,526 the first year and \$361,526 the			
48		second year, to pay for statewide indirect cost			
49		recoveries of this agency. Actual recoveries of statewide			
50		indirect costs up to the level of these estimates shall be			
51		exempt from payment into the general fund, as			
52		provided by § 4-2.03 of this act. Amounts recovered in			
53		excess of these estimates shall be deposited to the			
54		general fund.			



ITEM 334.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Department of Rehabilitative Services.....			\$141,788,829	\$142,038,829
2	General Fund Positions.....	114.75	114.75		
3	Nongeneral Fund Positions.....	589.25	589.25		
4	Position Level .....	704.00	704.00		
5	Fund Sources: General.....	\$30,259,598	\$30,509,598		
6	Special.....	\$8,778,392	\$8,778,392		
7	Dedicated Special Revenue.....	\$2,016,499	\$2,016,499		
8	Federal Trust.....	\$100,734,340	\$100,734,340		
9	<b>Woodrow Wilson Rehabilitation Center (203)</b>				
10	335. Rehabilitation Assistance Services (45400).....			\$19,921,133	\$19,921,133
11	Vocational Rehabilitation Services (45404).....	\$10,754,994	\$10,754,994		
12	Medical Rehabilitative Services (45405).....	\$9,166,139	\$9,166,139		
13	Fund Sources: General.....	\$5,656,475	\$5,656,475		
14	Special.....	\$13,964,772	\$13,964,772		
15	Federal Trust.....	\$299,886	\$299,886		
16	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L.				
17	89-313, P.L. 93-112, P.L. 94-482 and P.L. 95-602,				
18	Federal Code.				
19	336. Administrative and Support Services (49900).....			\$8,091,684	\$8,091,684
20	General Management and Direction (49901).....	\$3,228,179	\$3,228,179		
21	Information Technology Services (49902).....	\$1,196,844	\$1,196,844		
22	Physical Plant Services (49915).....	\$4,001,639	\$4,001,639		
23	Fund Sources: General.....	\$1,520,456	\$1,520,456		
24	Special.....	\$6,571,228	\$6,571,228		
25	Authority: Title 51.5, Chapter 3, Code of Virginia; P.L.				
26	93-112 and P.L. 95-602, Federal Code.				
27	Comprehensive services available on-site at Woodrow				
28	Wilson Rehabilitation Center shall include, but not be				
29	limited to, vocational services, including evaluation,				
30	prevocational, academic, and vocational training;				
31	independent living services; transition from school to				
32	work services; rehabilitative engineering and assistive				
33	technology; and medical rehabilitation services,				
34	including residential, outpatient, supported living,				
35	community reentry, and family support.				
36	Total for Woodrow Wilson Rehabilitation Center .....			\$28,012,817	\$28,012,817
37	General Fund Positions.....	118.67	118.67		
38	Nongeneral Fund Positions.....	244.33	244.33		
39	Position Level .....	363.00	363.00		
40	Fund Sources: General.....	\$7,176,931	\$7,176,931		
41	Special.....	\$20,536,000	\$20,536,000		
42	Federal Trust.....	\$299,886	\$299,886		
43	Grand Total for Department of Rehabilitative Services....			\$169,801,646	\$170,051,646
44	General Fund Positions.....	233.42	233.42		
45	Nongeneral Fund Positions.....	833.58	833.58		
46	Position Level .....	1,067.00	1,067.00		

ITEM 336.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$37,436,529	\$37,686,529		
2	Special.....	\$29,314,392	\$29,314,392		
3	Dedicated Special Revenue.....	\$2,016,499	\$2,016,499		
4	Federal Trust.....	\$101,034,226	\$101,034,226		
5	<b>§ 1-95. DEPARTMENT OF SOCIAL SERVICES (765)</b>				
6	337. Program Management Services (45100).....			\$52,395,628	\$54,739,295
7	Training and Assistance to Local Staff (45101).....	\$13,196,644	\$13,196,644		
8	Central Administration and Quality Assurance for				
9	Benefit Programs (45102).....	\$12,979,322	\$12,979,322		
10	Central Administration and Quality Assurance for				
11	Family Services (45103).....	\$15,346,506	\$15,633,180		
12	Central Administration and Quality Assurance for				
13	Community Programs (45105).....	\$6,040,136	\$6,096,062		
14	Central Administration for the Comprehensive Services				
15	Act (CSA) (45106).....	\$1,120,644	\$1,120,644		
16	Central Administration and Quality Assurance for				
17	Child Care Activities (45107).....	\$3,712,376	\$5,713,443		
18	Fund Sources: General.....	\$22,258,071	\$24,546,040		
19	Federal Trust.....	\$30,137,557	\$30,193,255		
20	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1				
21	and 6, Code of Virginia; Title VI, Subtitle B, P.L.				
22	97-35, as amended; P.L. 103-252, as amended; P.L.				
23	104-193, as amended, Federal Code.				
24	A. The Department of Social Services, in collaboration				
25	with the Office of Comprehensive Services, shall				
26	provide training to local staff serving on Family				
27	Assessment and Planning Teams and Community				
28	Policy and Management Teams. Training shall include,				
29	but need not be limited to, the federal and state				
30	requirements pertaining to the provision of the foster				
31	care services funded under § 2.2-5211, Code of				
32	Virginia. The training shall also include written				
33	guidance concerning which services remain the				
34	financial responsibility of the local departments of				
35	social services. Training shall be provided on a regional				
36	basis at least once per year. Written guidance shall be				
37	updated and provided to local Comprehensive Services				
38	Act teams whenever there is a change in allowable				
39	expenses under federal or state guidelines. In addition,				
40	the Department of Social Services shall provide				
41	ongoing local oversight of its federal and state				
42	requirements related to the provision of services funded				
43	under § 2.2-5211, Code of Virginia.				
44	B. Included in the appropriation for this Item is				
45	\$509,174 the first year and \$565,680 the second year				
46	from the general fund to support the five pilot projects				
47	established by the Virginia Reentry Academy and				
48	coordinated by local directors of social services. This				
49	support includes the provision of a reentry case				
50	manager for each of the pilot sites.				
51	338. Financial Assistance for Self-Sufficiency Programs and				
52	Services (45200).....			\$283,536,535	\$285,521,715
53	Temporary Assistance for Needy Families (Tanf) Cash				
54	Assistance (45201).....	\$96,680,416	\$96,680,416		
55	Child Support Supplement (45211).....	\$7,800,000	\$7,800,000		
56	Temporary Assistance for Needy Families (Tanf)				
57	Employment Services (45212).....	\$25,138,972	\$25,138,972		

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 338.</b>					
1	Food Stamp Employment and Training (Fset)				
2	Employment Services (45213) .....	\$241,326	\$241,326		
3	Temporary Assistance for Needy Families (Tanf) Child				
4	Care Subsidies (45214).....	\$58,512,207	\$58,512,207		
5	At-Risk Child Care Subsidies (45215) .....	\$89,313,614	\$91,298,794		
6	Unemployed Parents Cash Assistance (45216) .....	\$5,850,000	\$5,850,000		
7	Fund Sources: General .....	\$110,317,733	\$112,302,913		
8	Federal Trust.....	\$173,218,802	\$173,218,802		
9	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1				
10	and 6, Code of Virginia; Title VI, Subtitle B, P.L.				
11	97-35, as amended; P.L. 103-252, as amended; P.L.				
12	104-193, as amended, Federal Code.				
13	A. To the extent permitted by federal law, the State				
14	Plan for Temporary Assistance for Needy Families				
15	(TANF) shall provide that the eligibility for assistance				
16	of an alien who is qualified alien (as defined in § 431				
17	of the Personal Responsibility and Work Opportunity				
18	Reconciliation Act of 1996, Public Law Number				
19	104-193) shall be determined without regard to				
20	alienage.				
21	B. Notwithstanding any other provision of state law, the				
22	Department of Social Services shall maintain a separate				
23	state program, as that term is defined by federal				
24	regulations governing the Temporary Assistance for				
25	Needy Families (TANF) program, 45 C.F.R. § 260.30,				
26	for the purpose of providing welfare cash assistance				
27	payments to able-bodied two-parent families. The				
28	separate state program shall be funded by state funds				
29	and operated outside of the TANF program.				
30	Able-bodied two-parent families shall not be eligible for				
31	TANF cash assistance as defined at 45 C.F.R. § 260.31				
32	(a)(1), but shall receive benefits under the separate state				
33	program provided for in this paragraph. Although				
34	various conditions and eligibility requirements may be				
35	different under the separate state program, the basic				
36	benefit payment for which two-parent families are				
37	eligible under the separate state program shall not be				
38	less than what they would have received under TANF.				
39	The Department of Social Services shall establish				
40	regulations to govern this separate state program.				
41	C. As a condition of this appropriation, the Department				
42	of Social Services shall disregard the value of one				
43	motor vehicle per assistance unit in determining				
44	eligibility for cash assistance in the Temporary				
45	Assistance for Needy Families (TANF) program and in				
46	the separate state program for able-bodied two-parent				
47	families.				
48	D.1. The Department of Social Services shall be				
49	authorized to make necessary changes in the State Plan				
50	for the Temporary Assistance for Needy Families				
51	(TANF) Program to meet the federal TANF				
52	requirements, pursuant to federal Deficit Reduction				
53	Omnibus Reconciliation Act of 2005, and to minimize				
54	the Commonwealth's exposure to federal financial				
55	penalties, provided it does so in the most efficient and				
56	least costly manner.				
57	2. No less than 30 days prior to submitting				

ITEM 338.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	amendments to the federal government on the State			
2	Plan for the Temporary Assistance for Needy Families			
3	Program, the Commissioner of the Department of			
4	Social Services shall provide the Chairmen of the			
5	House Appropriations and Senate Finance Committees			
6	with written documentation of the proposed policy			
7	changes, including an estimate of the fiscal impact of			
8	the proposed changes and information summarizing			
9	public comment that was received on the proposed			
10	changes.			
11	E. Out of this appropriation, \$5,850,000 the first year			
12	and \$5,850,000 the second year from the general fund			
13	and \$1,950,000 the first year and \$1,950,000 the			
14	second year from the federal Temporary Assistance for			
15	Needy Families (TANF) block grant shall be used by			
16	the Department of Social Services to provide recipients			
17	of Temporary Assistance for Needy Families (TANF)			
18	cash assistance a monthly TANF supplement up to the			
19	current child support collected by the Division of Child			
20	Support Enforcement for each such recipient, less any			
21	disregard passed through to such recipient pursuant to			
22	any other provision of law. The TANF child support			
23	supplement shall be paid within two months following			
24	collection of the child support payment or payments			
25	used to determine the amount of such supplement. For			
26	purposes of determining eligibility for medical			
27	assistance services, the TANF supplement described in			
28	this paragraph shall be disregarded. In the event there			
29	are sufficient federal TANF funds to provide all other			
30	assistance required by the TANF State Plan, the			
31	Commissioner may use unobligated federal TANF			
32	block grant funds in excess of this appropriation to			
33	provide the TANF supplement described in this			
34	paragraph.			
35	F. The Department of Social Services, in collaboration			
36	with local departments of social services, shall maintain			
37	minimum performance standards for all local			
38	departments of social services participating in the			
39	Virginia Initiative for Employment, Not Welfare			
40	(VIEW) program. The Department shall allocate VIEW			
41	funds to local departments of social services based on			
42	these performance standards and VIEW caseloads. The			
43	allocation formula shall be developed and revised in			
44	cooperation with the local social services departments			
45	and the Department of Planning and Budget.			
46	G. A participant whose Temporary Assistance for			
47	Needy Families (TANF) financial assistance is			
48	terminated due to the receipt of 24 months of assistance			
49	as specified in § 63.2-612, Code of Virginia, or due to			
50	the closure of the TANF case prior to the completion			
51	of 24 months of TANF assistance, excluding cases			
52	closed with a sanction for noncompliance with the			
53	Virginia Initiative for Employment Not Welfare			
54	program, shall be eligible to receive employment and			
55	training assistance for up to 12 months after			
56	termination, if needed, in addition to other transitional			
57	services provided pursuant to § 63.2-611, Code of			
58	Virginia.			
59	H. The Department of Social Services, in conjunction			
60	with the Department of Correctional Education, shall			

ITEM 338.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	identify and apply for federal, private and faith-based				
2	grants for pre-release parenting programs for				
3	non-custodial incarcerated parent offenders committed				
4	to the Department of Corrections, including but not				
5	limited to the following grant programs: Promoting				
6	Responsible Fatherhood and Healthy Marriages, State				
7	Child Access and Visitation Block Grant, Serious and				
8	Violent Offender Reentry Initiative Collaboration,				
9	Special Improvement Projects, §1115 Social Security				
10	Demonstration Grants, and any new grant programs				
11	authorized under the federal Temporary Assistance for				
12	Needy Families (TANF) block grant program.				
13	I. Included in this Item is funding to carry out the				
14	former responsibilities of the Virginia Council on Child				
15	Day Care and Early Childhood Programs. Nongeneral				
16	fund appropriations allocated for uses associated with				
17	the Head Start program shall not be transferred for any				
18	other use until eligible Head Start families have been				
19	fully served. Any remaining funds may be used to				
20	provide services to enrolled low-income families in				
21	accordance with federal and state requirements.				
22	Families, who are working or in education and training				
23	programs, with income at or below the poverty level,				
24	whose children are enrolled in Head Start wraparound				
25	programs paid for with the federal block grant funding				
26	in this Item shall not be required to pay fees for these				
27	wraparound services.				
28	J. Out of the total appropriation for child care,				
29	\$10,626,393 from the general fund and \$52,445,805				
30	from federal funds the first year and \$10,626,393 from				
31	the general fund and \$52,445,805 from federal funds				
32	the second year will support state child care programs				
33	which will be administered on a sliding scale basis to				
34	income eligible families. The sliding fee scale and				
35	eligibility criteria are to be set according to the rules				
36	and regulations of the State Board of Social Services,				
37	except that the income eligibility thresholds for child				
38	care assistance shall account for variations in the local				
39	cost of living index by metropolitan statistical areas.				
40	The Department of Social Services shall report on the				
41	sliding fee scale and eligibility criteria adopted by the				
42	Board of Social Services by December 15 of each year.				
43	The Department of Social Services shall make the				
44	necessary amendments to the Child Care and				
45	Development Funds Plan to accomplish this intent.				
46	Funds shall be targeted to families who are most in				
47	need of assistance with child care costs. Localities may				
48	exceed the standards established by the state by				
49	supplementing state funds with local funds.				
50	K. Notwithstanding § 4-1.03 of this act, general fund				
51	and nongeneral fund appropriations for the Child Care				
52	Fee System At-risk and At-risk Pass-thru programs				
53	shall not be transferred to support other child care				
54	programs or for any other purpose.				
55	L. 1. It is the intent of the General Assembly that the				
56	Department of Social Services automate child care				
57	assistance programs. The Department shall report to the				
58	Governor and the General Assembly by October 15 of				
59	each year regarding the status of such automation,				
60	system adequacy, and needed action.				

ITEM 338.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	2. Out of this appropriation, \$750,000 the first year and			
2	\$750,000 the second year from the general fund shall			
3	be used to create an automated child care management			
4	and payment system. The Department of Social			
5	Services shall provide an annual report on the system's			
6	progress by July 1 of each year to the Chairmen of the			
7	House Appropriations and Senate Finance Committees,			
8	the Secretary of Health and Human Resources and the			
9	Department of Planning and Budget.			
10	M. Included in this Item is funding in the amount of			
11	\$600,000 the first year and \$600,000 the second year			
12	from nongeneral funds for scholarships for students in			
13	early childhood education and related majors who plan			
14	to work in the field, or already are working in the field,			
15	whether in public schools, child care or other early			
16	childhood programs, and who enroll in a state			
17	community college or a state supported senior			
18	institution of higher education. Also included in this			
19	Item is funding in the amount of \$505,000 the first			
20	year and \$505,000 the second year from nongeneral			
21	funds for training of individuals in the field of early			
22	childhood education.			
23	N. Out of appropriations in this Item shall be provided			
24	\$300,000 the first year and \$300,000 the second year			
25	from nongeneral funds for child care assistance			
26	provided to children in homeless and domestic violence			
27	shelters.			
28	O. Out of this appropriation shall be provided \$350,000			
29	the first year and \$350,000 the second year from the			
30	Child Care Development Fund to contract with a			
31	network of child care resource and referral agencies to			
32	provide assistance to working parents in locating and			
33	identifying child care programs and to collect, maintain			
34	and disseminate information about child care in			
35	accordance with the 2002/2003 Child Care			
36	Development Fund Plan for Virginia.			
37	339.	Financial Assistance for Local Social Services Staff		
38		(46000) .....		\$346,819,432
39		Eligibility Determination Local Staff and Operations		\$346,819,432
40		(46003) .....	\$163,444,965	\$163,444,965
41		Social Worker Local Staff and Operations (46006).....	\$183,374,467	\$183,374,467
42		Fund Sources: General .....	\$118,359,475	\$118,359,475
43		Dedicated Special Revenue .....	\$1,500,000	\$1,500,000
44		Federal Trust.....	\$226,959,957	\$226,959,957
45		Authority: Title 63.2, Chapters 1, 6, 6.2, 6.5, 13 and		
46		14, Code of Virginia; P.L. 104-193, Titles IV A, XIX,		
47		and XXI, Social Security Act, Federal Code, as		
48		amended.		
49		A. The amounts in this Item shall be expended under		
50		regulations of the Board of Social Services to reimburse		
51		county and city welfare/social services boards pursuant		
52		to § 63.2-401, Code of Virginia, and subject to the		
53		same percentage limitations for other administrative		
54		services performed by county and city public		
55		welfare/social services boards and superintendents of		
56		public welfare/social services pursuant to other		
57		provisions of the Code of Virginia, as amended.		

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 339.</b>					
1	B. Pursuant to the provisions of §§ 63.2-403, 63.2-406,				
2	63.2-407, 63.2-408, and 63.2-615 Code of Virginia, all				
3	moneys deducted from funds otherwise payable out of				
4	the state treasury to the counties and cities pursuant to				
5	the provisions of § 63.2-408, Code of Virginia, shall be				
6	credited to the applicable general fund account.				
7	C. Included in this appropriation are funds to reimburse				
8	local social service agencies for eligibility workers who				
9	interview applicants to determine qualification for				
10	public assistance benefits which include but are not				
11	limited to: Temporary Assistance for Needy Families;				
12	Food Stamps; and Medicaid.				
13	D. Included in this appropriation are funds to reimburse				
14	local social service agencies for social workers who				
15	deliver program services which include but are not				
16	limited to: child and adult protective services complaint				
17	investigations; foster care and adoption services; and				
18	adult services.				
19	E. Out of the federal fund appropriation for Eligibility				
20	Determination, amounts estimated at \$15,000,000 the				
21	first year and \$15,000,000 the second year shall be set				
22	aside for allowable local costs which exceed available				
23	general fund reimbursement and amounts estimated at				
24	\$10,500,000 the first year and \$10,500,000 the second				
25	year shall be set aside to reimburse local governments				
26	for allowable costs incurred in administering public				
27	assistance programs.				
28	340. Child Support Enforcement Services (46300).....			\$718,038,512	\$718,038,512
29	Support Enforcement and Collection Services (46301)....	\$87,471,145	\$87,471,145		
30	Public Assistance Child Support Payments (46302).....	\$5,000,000	\$5,000,000		
31	Non-Public Assistance Child Support Payments				
32	(46303) .....	\$625,567,367	\$625,567,367		
33	Fund Sources: General.....	\$6,634,565	\$6,634,565		
34	Special.....	\$658,173,029	\$658,173,029		
35	Federal Trust.....	\$53,230,918	\$53,230,918		
36	Authority: Title 20, Chapters 3.1, 4.1, 5, 5.3, and 6;				
37	Title 63.2, Chapter 13, Code of Virginia; P.L. 104-193,				
38	as amended; P.L. 105-200, P.L. 105-33, P.L. 106-113,				
39	Federal Code.				
40	A. Any net revenue from child support enforcement				
41	collections, after all disbursements are made in				
42	accordance with state and federal statutes and				
43	regulations, and after the state's share of the cost of				
44	administering the program is paid, shall be estimated				
45	and deposited into the general fund by June 30 of the				
46	fiscal year in which it is collected. Any additional				
47	moneys determined to be available upon final				
48	determination of a fiscal year's costs of administering				
49	the program shall be deposited to the general fund by				
50	September 1 of the subsequent fiscal year in which it is				
51	collected.				
52	B. In determining eligibility and amounts for cash				
53	assistance, pursuant to the Personal Responsibility and				
54	Work Opportunity Reconciliation Act of 1996, Public				
55	Law 104-193, the department shall continue to				
56	disregard up to \$100 per month in child support				

ITEM 340.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	payments and return to recipients of cash assistance up			
2	to \$100 per month in child support payments collected			
3	on their behalf.			
4	C. Amounts disbursed to recipients of cash assistance			
5	pursuant to paragraph B of this Item shall be			
6	considered part of the Commonwealth's required			
7	Maintenance of Effort spending for the federal			
8	Temporary Assistance for Needy Families program			
9	established by the Social Security Act.			
10	D. The Department shall expand collections of child			
11	support payments through contracts with private			
12	vendors. However, the Department of Social Services			
13	and the Office of the Attorney General shall not			
14	contract with any private collection agency, private			
15	attorney, or other private entity for any child support			
16	enforcement activity until the State Board of Social			
17	Services has made a written determination that the			
18	activity shall be performed under a proposed contract at			
19	a lower cost than if performed by employees of the			
20	Commonwealth.			
21	E. The Division of Child Support Enforcement, in			
22	cooperation with the Department of Medical Assistance			
23	Services, shall identify cases for which there is a			
24	medical support order requiring a noncustodial parent to			
25	contribute to the medical cost of caring for a child who			
26	is enrolled in the Medicaid or Family Access to			
27	Medical Insurance Security (FAMIS) Programs. Once			
28	identified, the Division shall work with the Department			
29	of Medical Assistance Services to take appropriate			
30	enforcement actions to obtain medical support or			
31	repayments for the Medicaid program.			
32	341. Adult Programs and Services (46800) .....		\$45,713,449	\$45,713,449
33	Auxiliary Grants for the Aged, Blind, and Disabled			
34	(46801) .....	\$25,883,456	\$25,883,456	
35	Adult In-Home and Supportive Services (46802) .....	\$11,642,995	\$11,642,995	
36	Domestic Violence Prevention and Support Activities			
37	(46803) .....	\$8,186,998	\$8,186,998	
38	Fund Sources: General .....	\$27,953,378	\$27,953,378	
39	Federal Trust .....	\$17,760,071	\$17,760,071	
40	Authority: Title 51.2, Chapter 1.1 and Title 63.2,			
41	Chapters 1 and 6, Code of Virginia; Title XVI, federal			
42	Social Security Act, as amended.			
43	A. 1. Effective January 1, 2008, the Department of			
44	Social Services is authorized to base approved licensed			
45	assisted living facility rates for individual facilities on			
46	an occupancy rate of 85 percent of licensed capacity,			
47	not to exceed a maximum rate of \$1,075 per month,			
48	which rate is also applied to approved adult foster care			
49	homes, unless modified as indicated below. The			
50	Department may add a 15 percent differential to the			
51	maximum amount for licensed assisted living facilities			
52	and adult foster care homes in Planning District Eight.			
53	2. Effective January 1, 2008, the monthly personal care			
54	allowance for auxiliary grant recipients who reside in			
55	licensed assisted living facilities and approved adult			
56	foster care homes shall be \$77 per month, unless			



ITEM 341.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	modified as indicated below.			
2	3. The Department of Social Services is authorized to			
3	increase the assisted living facility and adult foster care			
4	home rates and/or the personal care allowance cited			
5	above on January 1 of each year in which the federal			
6	government increases Supplemental Security Income or			
7	Social Security rates or at any other time that the			
8	Department determines that an increase is necessary to			
9	ensure that the Commonwealth continues to meet			
10	federal requirements for continuing eligibility for			
11	federal financial participation in the Medicaid program.			
12	Any such increase is subject to the prior concurrence of			
13	the Department of Planning and Budget. Within thirty			
14	days after its effective date, the Department of Social			
15	Services shall report any such increase to the Governor			
16	and the Chairmen of the House Appropriations and			
17	Senate Finance Committees with an explanation of the			
18	reasons for the increase.			
19	B. Out of this nongeneral fund appropriation,			
20	\$6,501,894 the first year and \$6,501,894 in the second			
21	year from the federal Social Services Block Grant shall			
22	be allocated to provide adult companion services for			
23	low-income elderly and disabled adults.			
24	C. Out of this appropriation, \$500,000 the first year and			
25	\$500,000 the second year from the general fund is			
26	provided for the Virginia Caregivers Grant Program.			
27	D. The toll-free telephone hotline operated by the			
28	Department of Social Services to receive child abuse			
29	and neglect complaints shall also be publicized and			
30	used by the Department to receive complaints of adult			
31	abuse and neglect.			
32	E. Out of this appropriation, \$125,000 the first year and			
33	\$1,187,500 the second year from the general fund and			
34	\$1,062,500 the first year from the federal Temporary			
35	Assistance for Needy Families (TANF) block grant			
36	shall be provided as a grant to local domestic violence			
37	programs for purchase of crisis and core services for			
38	victims of domestic violence, including 24-hour			
39	hotlines, emergency shelter, emergency transportation,			
40	and other crisis services as a first priority.			
41	F. Out of this appropriation, \$75,000 from the general			
42	fund and \$400,000 from nongeneral funds the first year			
43	and \$75,000 from the general fund and \$400,000 from			
44	nongeneral funds the second year shall be provided for			
45	the purchase of services for victims of domestic			
46	violence as stated in § 63.2-1615, Code of Virginia, in			
47	accordance with regulations promulgated by the Board			
48	of Social Services.			
49	G. Notwithstanding the emergency regulations set forth			
50	in 22 VAC 40-71-10 et seq. Standards and Regulations			
51	for Licensed Assisted Living Facilities, the Department			
52	of Social Services shall (i) define a			
53	department-approved course for managers of licensed			
54	facilities with 19 or fewer residents, pursuant to 22			
55	VAC 40-71-60 L.3 e (4), as a course that does not			
56	exceed 40 hours and is available and accessible in			
57	multiple regions within the Commonwealth; (ii)			

ITEM 341.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	reinstated an exception to the requirement that at least			
2	one staff member be awake and on duty during the			
3	night in buildings that house 19 or fewer residents			
4	provided that none of the residents require a staff			
5	member to be awake and on duty at night, pursuant to			
6	22 VAC 40-71-130; and (iii) eliminate requirements set			
7	forth in the emergency regulations, pursuant to 22 VAC			
8	40-71-485, guiding intervention for high risk behavior.			
9	342.			
			\$163,057,764	\$171,706,782
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		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 342.					
1	percentage of foster care children with a goal of				
2	adoption who are placed in adoptive homes and, of				
3	those, the average number of months since the				
4	termination of parental rights and the average number				
5	of months since the goal of adoption was established.				
6	G. The Department of Social Services shall develop and				
7	maintain a Memorandum of Understanding with the				
8	Comprehensive Health Investment Project (CHIP) of				
9	Virginia to pilot the use of foster care prevention				
10	funding in Southwest Virginia. Additional funding				
11	which may be available through this effort to Southwest				
12	Virginia CHIP projects cannot be used to supplant				
13	existing resources for those projects.				
14	H. Out of this appropriation, \$100,000 the first year				
15	and \$100,000 the second year from nongeneral funds is				
16	provided for the Child Abuse Prevention Play				
17	administered by Theatre IV of Richmond.				
18	343. Financial Assistance for Supplemental Assistance				
19	Services (49100).....			\$44,896,641	\$44,896,641
20	General Relief (49101).....	\$3,458,566	\$3,458,566		
21	Resettlement Assistance (49102).....	\$8,172,000	\$8,172,000		
22	Emergency and Energy Assistance (49103).....	\$33,266,075	\$33,266,075		
23	Fund Sources: General.....	\$3,708,566	\$3,708,566		
24	Federal Trust.....	\$41,188,075	\$41,188,075		
25	Authority: Title 2.2, Chapter 54; Title 63.2, Code of				
26	Virginia; Title VI, Subtitle B, P.L. 97-35, as amended;				
27	P.L. 103-252, as amended; P.L. 104-193, as amended,				
28	Federal Code.				
29	344. Financial Assistance to Community Human Services				
30	Organizations (49200).....			\$37,441,324	\$38,379,324
31	Community Action Agencies (49201).....	\$18,819,068	\$18,819,068		
32	Volunteer Services (49202).....	\$4,366,340	\$4,366,340		
33	Other Payments to Human Services Organizations				
34	(49203).....	\$14,255,916	\$15,193,916		
35	Fund Sources: General.....	\$5,940,148	\$16,630,327		
36	Federal Trust.....	\$31,501,176	\$21,748,997		
37	Authority: Title 2.2, Chapter 54; Title 63.2, Chapters 1				
38	and 6, Code of Virginia; Title VI, Subtitle B, P.L.				
39	97-35, as amended; P.L. 103-252, as amended; P.L.				
40	104-193, as amended, Federal Code.				
41	A.1. All increased state or federal funds distributed to				
42	Community Action Agencies shall be distributed as				
43	follows: The funds shall be distributed to all local				
44	Community Action Agencies according to the				
45	Department of Social Services funding formula (75				
46	percent based on low-income population, 20 percent				
47	based on number of jurisdictions served, and five				
48	percent based on square mileage served), adjusted to				
49	ensure that no agency receives less than 1.5 percent of				
50	any increase.				
51	2. Out of this appropriation, \$2,914,786 the first year				
52	and \$6,312,645 the second year from the general fund				
53	and \$3,397,859 the first year from the Temporary				
54	Assistance for Needy Families (TANF) block grant				

ITEM 344.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	shall be provided for community action agencies to			
2	promote self-sufficiency.			
3	3. Out of this appropriation, \$218,500 the first year			
4	and \$218,500 the second year from the general fund			
5	shall be provided to the Virginia Community Action			
6	Partnership to support the Virginia Earned Income Tax			
7	Coalition and provide grants to local organizations to			
8	provide outreach, education and tax preparation services			
9	to citizens who may be eligible for the federal Earned			
10	Income Tax Credit. The Virginia Community Action			
11	Partnership shall report on its efforts to expand the			
12	number of Virginians who are able to claim the federal			
13	EITC, including the number of individuals identified			
14	who could benefit from the credit, the number of			
15	individuals counseled on the availability of the federal			
16	EITC, and the number of individuals assisted with tax			
17	preparation to claim the federal EITC. This report shall			
18	be provided to the Governor and the Chairmen of the			
19	House Appropriations and Senate Finance Committees			
20	and the Chairman of the Joint Legislative Audit and			
21	Review Commission by December 1 each year.			
22	B. The department shall continue to fund from this			
23	Item all organizations recognized by the			
24	Commonwealth as community action agencies as			
25	defined in §2.2-540 et seq.			
26	C. Out of this appropriation, \$100,000 the first year			
27	and \$100,000 the second year from the general fund			
28	shall be provided to the Tri-County Community Action			
29	Agency, Inc. to ensure funding parity for Charlotte and			
30	Mecklenburg Counties.			
31	D. Out of this appropriation, \$1,332,959 the first year			
32	and \$5,472,779 the second year from the general fund			
33	and \$4,139,820 from the Temporary Assistance for			
34	Needy Families (TANF) block grant shall be provided			
35	to Healthy Families Virginia. These funds shall be used			
36	at the discretion of local sites for obtaining matching			
37	Title IV-E nongeneral funds when available. The			
38	Department of Social Services shall continue to allocate			
39	funds from this item to the statewide office of Prevent			
40	Child Abuse Virginia for providing the coordination,			
41	technical support, quality assurance, training and			
42	evaluation of the Healthy Families Virginia program.			
43	E.1. Out of the appropriation, \$2,000,000 the first year			
44	and \$3,000,000 the second year from the general fund			
45	shall be provided to the Virginia Early Childhood			
46	Foundation. These funds shall be matched with local			
47	public and private resources with a goal of leveraging a			
48	dollar for each state dollar provided. Funds shall be			
49	awarded to proposals that seed and foster community			
50	programs that enhance the health, safety and well-being			
51	of Virginia's youth. The Foundation shall account for			
52	the expenditure of these funds by providing the			
53	Governor, Secretary of Health and Human Resources,			
54	and the Chairmen of the House Appropriations and			
55	Senate Finance Committees with a certified audit and			
56	full report on Foundation initiatives and results not later			
57	than October 1 of each year for the preceding fiscal			
58	year ending June 30.			

ITEM 344.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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	from the Temporary Assistance for Needy Families				
8	(TANF) block grant and \$637,500 the second year from				
9	the general fund shall be provided to Centers for				
10	Employment and Training.				
11	G. Out of this appropriation, \$85,000 the first year				
12	from the Temporary Assistance for Needy Families				
13	(TANF) block grant and \$85,000 the second year from				
14	the general fund shall be provided to St. Paul's College				
15	Project.				
16	H. Out of this appropriation, \$42,500 the first year				
17	from the Temporary Assistance for Needy Families				
18	(TANF) block grant and \$42,500 the second year from				
19	the general fund shall be provided to People Inc.				
20	I. Out of this appropriation, \$38,250 the first year from				
21	the Temporary Assistance for Needy Families (TANF)				
22	block grant and \$38,250 the second year from the				
23	general fund shall be provided to United Ministries.				
24	J. Out of this appropriation, \$21,250 the first year from				
25	the Temporary Assistance for Needy Families (TANF)				
26	block grant from and \$21,250 the second year from the				
27	general fund shall be provided to Craig County for the				
28	provision of child care services.				
29	K. Out of this appropriation, \$200,000 the first year				
30	and \$100,000 the second year from the Temporary				
31	Assistance for Needy Families (TANF) block grant and				
32	\$100,000 the second year from the general fund shall				
33	be provided to Child Advocacy Centers.				
34	L. Out of this appropriation, \$50,000 the first year from				
35	the Temporary Assistance for Needy Families (TANF)				
36	block grant and \$50,000 the second year from the				
37	general fund shall be provided to the				
38	Bristol-Washington County Children's Advocacy Center				
39	for services to TANF-eligible populations.				
40	M. Out of this appropriation, \$50,000 the first year				
41	from the Temporary Assistance for Needy Families				
42	(TANF) block grant and \$50,000 the second year from				
43	the general fund shall be provided to the Lenowisco				
44	Planning District Children's Advocacy Center for				
45	services to TANF-eligible populations.				
46	N. Out of this appropriation, \$62,000 the first year				
47	from the general fund shall be provided to the Central				
48	Virginia Food Bank.				
49	O. Out of this appropriation, \$127,500 the first year				
50	from the federal Temporary Assistance for Needy				
51	Families (TANF) block grant and \$127,500 the second				
52	year from the general fund shall be provided for a				
53	domestic violence awareness campaign.				

ITEM 344.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	P.1. Out of this appropriation shall be provided				
2	\$723,844 from the general fund and \$531,791 from the				
3	federal trust fund the first year and \$723,844 from the				
4	general fund and \$531,691 from the federal trust fund				
5	the second year to support the statewide implementation				
6	of a 2-1-1 Information and Referral System to provide				
7	resource and referral information on many of the				
8	specialized health and human resource services				
9	available in the Commonwealth, including child day				
10	care availability and providers in localities throughout				
11	the state, and publish consumer-oriented materials for				
12	those interested in learning the location of child day				
13	care providers.				
14	2. The Department of Social Services shall request that				
15	all state and local child-serving agencies within the				
16	Commonwealth be included in the Virginia Statewide				
17	Information and Referral System as well as any agency				
18	or entity that receives state general fund dollars and				
19	provides services to families and youth. The Secretary				
20	of Health and Human Resources, the Secretary of				
21	Education, and the Secretary of Public Safety shall				
22	assist in this effort by requesting all affected agencies				
23	within their Secretariats to submit information to the				
24	statewide Information and Referral System and ensure				
25	that such information is accurate and updated annually.				
26	Agencies shall also notify the Virginia Information and				
27	Referral System of any changes in services that may				
28	occur throughout the year.				
29	3. The Department of Social Services shall				
30	communicate with child-serving agencies within the				
31	Commonwealth about the availability of the statewide				
32	Information and Referral System. This information				
33	shall also be communicated via the Department of				
34	Social Services' broadcast system on their agency-wide				
35	Intranet so that all local and regional offices can be				
36	better informed about the Statewide Information and				
37	Referral System. Information on the Statewide				
38	Information and Referral System shall also be included				
39	within the Department's electronic mailings to all local				
40	and regional offices at least biannually.				
41	345.	Regulation of Public Facilities and Services (56100).....		\$14,267,302	\$14,267,302
42		Regulation of Adult and Child Welfare Facilities			
43		(56101) .....		\$12,935,398	\$12,935,398
44		Interdepartmental Licensure and Certification (56106).....		\$1,331,904	\$1,331,904
45		Fund Sources: General.....		\$4,669,618	\$4,669,618
46		Special.....		\$700,303	\$700,303
47		Federal Trust.....		\$8,897,381	\$8,897,381
48	Authority: Title 63.2, Chapters 9 and 10, Code of				
49	Virginia.				
50	A. The state nongeneral fund amounts collected and				
51	paid into the state treasury pursuant to the provisions of				
52	§ 63.2-1700, Code of Virginia, shall be used for the				
53	development and delivery of training for operators and				
54	staff of assisted living facilities, adult day care centers,				
55	and child welfare agencies.				
56	B. As a condition of this appropriation, the Department				
57	of Social Services shall (i) promptly fill all position				

ITEM 345.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	vacancies that occur in the child day care licensing				
2	program so that positions shall not remain vacant for				
3	longer than 120 days and (ii) hire sufficient child care				
4	licensing specialists to ensure that all day care facilities				
5	receive, at a minimum, the two visits per year				
6	mandated by § 63.2-1706, Code of Virginia, and that				
7	facilities with compliance problems receive additional				
8	inspection visits as necessary to ensure compliance with				
9	state laws and regulations.				
10	C. As a condition of this appropriation, the Department				
11	of Social Services shall utilize a risk assessment				
12	instrument for child day care enforcement. This				
13	instrument shall include criteria for determining when				
14	the following sanctions may be used: (i) the imposition				
15	of intermediate sanctions, (ii) the denial of licensure				
16	renewal or revocation of license of a licensed facility,				
17	(iii) injunctive relief against a child care provider, and				
18	(iv) additional inspections and intensive oversight of a				
19	facility by the Department of Social Services.				
20	D. Out of this appropriation, the Department of Social				
21	Services shall implement training for new assisted				
22	living facility owners and managers to focus on health				
23	and safety issues, and resident rights as they pertain to				
24	adult care residences.				
25	E. Out of this appropriation, \$70,000 the first year and				
26	\$70,000 the second year from the general fund is				
27	provided for dementia-specific training of long-term				
28	care workers dealing with Alzheimer's disease and				
29	related disorders through the Virginia Alzheimer's				
30	Association Chapters.				
31	346.	Administrative and Support Services (49900).....		\$72,602,051	\$72,602,051
32		General Management and Direction (49901).....	\$3,137,003	\$3,137,003	
33		Information Technology Services (49902).....	\$52,017,501	\$52,017,501	
34		Accounting and Budgeting Services (49903) .....	\$6,817,876	\$6,817,876	
35		Human Resources Services (49914).....	\$2,616,487	\$2,616,487	
36		Planning and Evaluation Services (49916).....	\$2,612,850	\$2,612,850	
37		Procurement and Distribution Services (49918).....	\$2,690,925	\$2,690,925	
38		Public Information Services (49919) .....	\$1,442,842	\$1,442,842	
39		Financial and Operational Audits (49929).....	\$1,266,567	\$1,266,567	
40		Fund Sources: General.....	\$34,234,427	\$34,234,427	
41		Special.....	\$500,000	\$500,000	
42		Federal Trust.....	\$37,867,624	\$37,867,624	
43		Authority: Title 63.2, Chapter 1; § 2.2-4000 et seq.,			
44		Code of Virginia; P.L. 98-502, P.L. 104-156, P.L.			
45		104-193, P.L. 104-327, P.L. 105-33, as amended; P.L.			
46		105-89; P.L. 105-178, Federal Code; Titles IV-A, IV-B,			
47		IV-D, IV-E, XIX, XX, XXI of the federal Social			
48		Security Act, as amended.			
49		A.1. The Department of Social Services shall own			
50		hardware and database management software purchased			
51		with funds appropriated to it. The Virginia Information			
52		Technologies Agency may charge the Department of			
53		Social Services for operations and maintenance of such			
54		equipment and products but may not include any			
55		portion of the purchase price in the calculation of such			
56		charges. The Virginia Information Technologies Agency			
57		may not use or sell the excess capacity resulting from			

ITEM 346.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	these purchases, except pursuant to a Memorandum of			
2	Understanding (MOU) between the Departments of			
3	Planning and Budget, the Department of Social Services			
4	and the Virginia Information Technologies Agency.			
5	Any such MOU must provide for appropriate			
6	reimbursement to the general fund and any federal			
7	grant contributions for the purchases.			
8	2. Recovery of the federal share of the cost of			
9	computer equipment in years following the			
10	Department's original purchase with general fund			
11	appropriation shall be deposited as revenue of the			
12	general fund in reimbursement for general fund			
13	expenditures made in prior years.			
14	B. The Department of Social Services shall require			
15	localities to report all expenditures on designated social			
16	services, regardless of reimbursement from state and			
17	federal sources. The Department of Social Services is			
18	authorized to include eligible costs in its claim for			
19	Temporary Assistance for Needy Families Maintenance			
20	of Effort requirements.			
21	C. It is the intent of the General Assembly that the			
22	Commissioner of the Department of Social Services			
23	shall work with localities that seek to voluntarily merge			
24	and consolidate their respective local departments of			
25	social services. No funds appropriated under this act			
26	shall be used to require a locality to merge or			
27	consolidate local departments of social services.			
28	D. The Commissioner of Social Services, in			
29	consultation with relevant state and local agencies, shall			
30	develop proposed criteria for assessing funding requests			
31	for addressing space needs among local departments of			
32	social services, as well as proposed consolidated human			
33	services buildings. The criteria shall include but not be			
34	limited to compliance with the Americans with			
35	Disabilities Act, access to public transportation, life			
36	safety issues, condition of current space and related			
37	major building systems, impact on service delivery, and			
38	other factors as may be appropriate. The Department			
39	shall use the criteria to prioritize local requests for			
40	increased state reimbursement for renovating existing			
41	space, relocating or constructing new space. The			
42	Department shall forward a prioritized list of projects to			
43	the Secretary of Health and Human Resources and the			
44	Department of Planning and Budget by November 1 of			
45	each year for consideration by the Governor in the			
46	development of the budget. The Department shall also			
47	submit a copy of the list of prioritized projects by			
48	November 1 of each year, to the Chairmen of the			
49	House Appropriations and Senate Finance Committees.			
50	E. The Department of Social Services is authorized to			
51	enter into a contractual agreement to finance the			
52	conversion of certain Maintaining and			
53	Preparing/Producing Executive Reports (MAPPER)			
54	software programs to an industry standard web-based			
55	programming environment under the following			
56	circumstances: a) The conversion project shall not			
57	exceed four years commencing on July 1, 2007; b)			
58	Financing for the project shall not exceed \$25 million;			
59	c) Any debt incurred by the department shall be re-paid			



ITEM 346.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	over a period of three to five years from savings				
2	generated by reductions in annual operational				
3	expenditures after project completion; d) Any				
4	agreement shall have the prior approval of the Secretary				
5	of Technology, Secretary of Health and Human				
6	Resources, Secretary of Finance, and Treasury Board.				
7	347. A. In the operation of any program of public assistance,				
8	including benefit and service programs in any locality,				
9	for which program appropriations are made to the				
10	Department of Social Services, it is provided that if a				
11	payment or overpayment is made to an individual who				
12	is ineligible therefor under federal and/or state statutes				
13	and regulations, the amount of such payment or				
14	overpayment shall be returned to the Department of				
15	Social Services by the locality.				
16	B. However, no such repayments may be required of				
17	the locality if the Department determines that such				
18	overpayment or payments to ineligibles resulted from				
19	the promulgation of vague or conflicting regulations by				
20	the Department or from the failure of the Department to				
21	make timely distribution to the localities of the statutes,				
22	rules, regulations, and policy decisions, causing the				
23	overpayment or payment to ineligible(s) to be made by				
24	the locality or from situations where a locality				
25	exercised due diligence, yet received incomplete or				
26	incorrect information from the client which caused the				
27	overpayment or payment to ineligibles. If a locality				
28	fails to effect the return, the Department of Social				
29	Services shall withhold an equal amount from the next				
30	disbursement made by the Department to the locality				
31	for the same program.				
32	C. The Department of Social Services shall implement				
33	the guidance issued by the U.S. Department of Health				
34	and Human Services concerning the obligation of				
35	recipients of federal financial assistance to comply with				
36	Title VI of the Civil Rights Act of 1964 by ensuring				
37	that meaningful access to federally-funded programs,				
38	activities and services administered by the Department				
39	is provided to limited English proficient (LEP) persons,				
40	63 Fed. Reg. 47,311-47,323 (August 8, 2003). At a				
41	minimum, the Department shall (i) identify the need for				
42	language assistance by analyzing the following factors:				
43	(1) the number or proportion of LEP persons in the				
44	eligible service population, (2) the frequency of contact				
45	with such persons, (3) the nature and importance of the				
46	program, activity or service, and (4) the costs of				
47	providing language assistance and resources available;				
48	(ii) translate vital documents into the language of each				
49	frequently encountered LEP group eligible to be served;				
50	(iii) provide accurate and timely oral interpreter				
51	services; and (iv) develop an effective implementation				
52	plan to address the identified needs of the LEP				
53	populations served.				
54	D. To the extent permitted by federal law, the				
55	eligibility for social services of an alien who is a				
56	qualified alien (as defined in the Personal				
57	Responsibility and Work Opportunity Reconciliation				
58	Act of 1996, Public Law 104-193) shall be determined				
59	without regard to alienage.				

ITEM 348.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	348.				
2					
3	A. The amount for the Food Stamp program shall be				
4	expended under regulations of the Board of Social				
5	Services to reimburse county and city welfare/social				
6	services boards pursuant to § 63.2-401, Code of				
7	Virginia, and subject to the same percentage limitations				
8	for other administrative services performed by county				
9	and city public welfare/social services boards and				
10	superintendents of public welfare/social services				
	pursuant to other provisions of the Code of Virginia, as				
	amended.				
11	B. Pursuant to the Personal Responsibility and Work				
12	Opportunity Reconciliation Act of 1996, Public Law				
13	104-193, the Department of Social Services shall, in				
14	cooperation with local departments of social services,				
15	maintain a waiver of the work requirement for food				
16	stamp recipients residing in areas that do not have a				
17	sufficient number of jobs to provide employment for				
18	such individuals, including those areas designated as				
19	labor surplus areas by the U.S. Department of Labor.				
20	C. To the extent permitted by federal law, food stamp				
21	recipients subject to a work requirement pursuant to				
22	§ 824 of the Personal Responsibility and Work				
23	Opportunity Reconciliation Act of 1996, Public Law				
24	104-193, as amended, shall be permitted to satisfy such				
25	work requirement by providing volunteer services to a				
26	public or private, nonprofit agency for the number of				
27	hours per month determined by dividing the				
28	household's monthly food stamp allotment by the				
29	federal minimum wage.				
30	D. The Department of Social Services shall, to the				
31	extent permitted by federal law, implement semi-annual				
32	reporting in the food stamp program. Households				
33	subject to semi-annual reporting shall have 12-month				
34	certification periods; however, if a household subject to				
35	semi-annual reporting includes (i) able-bodied adults				
36	without dependents who are subject to the food stamp				
37	time limit, (ii) homeless persons, or (iii) migrants, it				
38	may be assigned to a shorter certification period.				
39	Households not included in semi-annual reporting shall				
40	have certification periods based on guidelines from				
41	federal regulations.				
42	E. The Department of Social Services shall, to the				
43	extent permitted by federal law, disregard the value of				
44	at least one motor vehicle per household in determining				
45	eligibility for the food stamp program.				
46	F. The Department of Social Services shall develop a				
47	multi-lingual outreach campaign to inform qualified				
48	aliens and their children, who are United States				
49	citizens, of their eligibility for federal food stamps and				
50	ensure that they have access to benefits under the food				
51	stamp program. To the extent permitted by federal law,				
52	the department shall administer the food stamp program				
53	in a way that minimizes the procedural burden on				
54	qualified aliens and addresses concerns about the				
55	impact of food stamp receipt on their immigration				
56	sponsors and status.				
57	349.				
58	1. It is hereby acknowledged that as of June 30, 2007				
	there existed with the federal government an				

ITEM 349.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	unexpended balance of \$19,914,919 in federal				
2	Temporary Assistance for Needy Families (TANF)				
3	block grant funds which are available to the				
4	Commonwealth of Virginia to reimburse expenditures				
5	incurred in accordance with the adopted State plan for				
6	the TANF program. Based on projected spending levels				
7	and appropriations in this act, the Commonwealth's				
8	accumulated balance for authorized federal TANF block				
9	grant funds is estimated at \$15,978,524 on June 30,				
10	2008; \$8,231,996 on June 30, 2009; and \$280,840 on				
11	June 30, 2010.				
12	2. The Department of Social Service (DSS) shall report				
13	annually on October 1 to the Governor, the Secretary of				
14	Health and Human Resources, the Chairmen of the				
15	House Appropriations and Senate Finance Committees,				
16	and the Director, Department of Planning and Budget				
17	regarding spending; program results; clients served; the				
18	location, size, implementation status, and nature of				
19	projects funded with TANF funds; results of all formal				
20	evaluations; and recommendations for continuation,				
21	expansion, and redesign of the projects. Such report				
22	shall be combined with the report required by				
23	§ 63.2-619, Code of Virginia.				
24	Total for Department of Social Services .....			\$1,778,768,638	\$1,792,684,503
25	General Fund Positions.....	417.91	417.91		
26	Nongeneral Fund Positions.....	1,293.59	1,293.59		
27	Position Level .....	1,711.50	1,711.50		
28	Fund Sources: General.....	\$426,621,723	\$447,089,614		
29	Special.....	\$660,321,577	\$660,321,577		
30	Dedicated Special Revenue.....	\$1,500,000	\$1,500,000		
31	Federal Trust.....	\$690,325,338	\$683,773,312		
32	<b>§ 1-96. VIRGINIA BOARD FOR PEOPLE WITH DISABILITIES (606)</b>				
33	350. Social Services Research, Planning, and Coordination				
34	(45000) .....			\$1,478,403	\$1,478,403
35	Research, Planning, Outreach, Advocacy, and Systems				
36	Improvement (45002).....	\$855,599	\$855,599		
37	Administrative Services (45006) .....	\$622,804	\$622,804		
38	Fund Sources: General.....	\$167,458	\$167,458		
39	Federal Trust.....	\$1,310,945	\$1,310,945		
40	Authority: Title 51.5, Chapter 7, Code of Virginia.				
41	351. Financial Assistance for Individual and Family Services				
42	(49000) .....			\$458,820	\$458,820
43	Financial Assistance to Localities for Individual and				
44	Family Services (49001).....	\$458,820	\$458,820		
45	Fund Sources: Federal Trust.....	\$458,820	\$458,820		
46	Authority: Title 51.5, Chapter 7, Code of Virginia.				
47	Total for Virginia Board for People with Disabilities .....			\$1,937,223	\$1,937,223
48	General Fund Positions.....	0.75	0.75		
49	Nongeneral Fund Positions.....	9.25	9.25		
50	Position Level .....	10.00	10.00		

ITEM 351.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$167,458	\$167,458		
2	Federal Trust.....	\$1,769,765	\$1,769,765		
3	<b>§ 1-97. DEPARTMENT FOR THE BLIND AND VISION IMPAIRED (702)</b>				
4	352. Statewide Library Services (14200).....			\$900,831	\$900,831
5	General Library Services (14202).....	\$900,831	\$900,831		
6	Fund Sources: General.....	\$890,831	\$890,831		
7	Special.....	\$10,000	\$10,000		
8	Authority: § 51.5-74, Code of Virginia; P.L. 89-522,				
9	and P.L. 101-254, Federal Code.				
10	353. State Education Services (19100).....			\$1,720,921	\$1,720,921
11	Braille and Large-Print Textbook Services (19101).....	\$484,558	\$484,558		
12	Educational Services (19102).....	\$1,236,363	\$1,236,363		
13	Fund Sources: General.....	\$1,413,090	\$1,413,090		
14	Trust and Agency .....	\$42,000	\$42,000		
15	Federal Trust.....	\$265,831	\$265,831		
16	Authority: §§ 22.1-214 and 22.1-217, Code of Virginia;				
17	P.L. 89-313, P.L. 97-35 and P.L. 102-119, Federal				
18	Code.				
19	354. Rehabilitation Assistance Services (45400).....			\$10,753,974	\$10,753,974
20	Low Vision Services (45401).....	\$338,078	\$338,078		
21	Vocational Rehabilitation Services (45404).....	\$6,563,115	\$6,563,115		
22	Independent Living Services (45407) .....	\$3,350,110	\$3,350,110		
23	Vending Stands, Cafeterias, and Snack Bars (45410).....	\$502,671	\$502,671		
24	Fund Sources: General.....	\$1,764,600	\$1,764,600		
25	Special.....	\$1,145,980	\$1,145,980		
26	Trust and Agency .....	\$91,500	\$91,500		
27	Federal Trust.....	\$7,751,894	\$7,751,894		
28	Authority: § 51.5-1 and Title 51.5, Chapter 1, Code of				
29	Virginia; P.L. 93-516 and P.L. 93-112, Federal Code.				
30	It is the intent of the General Assembly that visually				
31	handicapped persons who have completed vocational				
32	training as food service managers through programs				
33	operated by the Department be considered for food				
34	service management position openings within the				
35	Commonwealth as they arise.				
36	355. Regional Office Support and Administration (49700).....			\$2,185,412	\$2,185,412
37	Regional and Areawide Assistance Administration				
38	(49701) .....	\$2,185,412	\$2,185,412		
39	Fund Sources: General.....	\$1,195,314	\$1,195,314		
40	Special.....	\$30,000	\$30,000		
41	Federal Trust.....	\$960,098	\$960,098		
42	Authority; Title 2.2, Chapter 36; Title 51.5, Chapter 13,				
43	Code of Virginia; P.L. 93-112 and P.L. 97-35, Federal				
44	Code.				
45	356. Rehabilitative Industries (81000).....			\$21,318,730	\$21,318,730
46	Manufacturing Services (81003) .....	\$21,318,730	\$21,318,730		
47	Fund Sources: Enterprise .....	\$21,278,730	\$21,278,730		
48	Federal Trust.....	\$40,000	\$40,000		

ITEM 356.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Authority: § 51.5-72, Code of Virginia; P.L. 92-29 and				
2	P.L. 93-112, Federal Code.				
3	The Industry Production Workers with the Virginia				
4	Industries for the Blind shall not be counted in the				
5	classified employment levels of the Department for the				
6	Blind and Vision Impaired.				
7	357. Administrative and Support Services (49900).....			\$1,922,946	\$1,922,946
8	General Management and Direction (49901).....	\$1,493,484	\$1,493,484		
9	Information Technology Services (49902).....	\$84,034	\$84,034		
10	Physical Plant Services (49915).....	\$345,428	\$345,428		
11	Fund Sources: General.....	\$1,561,691	\$1,561,691		
12	Special.....	\$180,813	\$180,813		
13	Federal Trust.....	\$180,442	\$180,442		
14	Authority: Title 63.2, Chapter 4, Code of Virginia; P.L.				
15	89-313, P.L. 93-112, and P.L. 97-35, Federal Code.				
16	Total for Department for the Blind and Vision				
17	Impaired.....			<b>\$38,802,814</b>	<b>\$38,802,814</b>
18	General Fund Positions.....	100.40	100.40		
19	Nongeneral Fund Positions.....	63.60	63.60		
20	Position Level.....	164.00	164.00		
21	Fund Sources: General.....	\$6,825,526	\$6,825,526		
22	Special.....	\$1,366,793	\$1,366,793		
23	Enterprise.....	\$21,278,730	\$21,278,730		
24	Trust and Agency.....	\$133,500	\$133,500		
25	Federal Trust.....	\$9,198,265	\$9,198,265		
26	<b>Virginia Rehabilitation Center for the Blind and Vision Impaired (263)</b>				
27	358. Rehabilitation Assistance Services (45400).....			\$1,420,611	\$1,420,611
28	Social and Personal Adjustment to Blindness Training				
29	(45408).....	\$1,420,611	\$1,420,611		
30	Fund Sources: Special.....	\$2,000	\$2,000		
31	Federal Trust.....	\$1,418,611	\$1,418,611		
32	Authority: § 51.5-1, Code of Virginia; P.L. 93-112,				
33	Federal Code.				
34	359. Administrative and Support Services (49900).....			\$1,064,464	\$1,064,464
35	General Management and Direction (49901).....	\$412,080	\$412,080		
36	Food and Dietary Services (49907).....	\$238,000	\$238,000		
37	Physical Plant Services (49915).....	\$414,384	\$414,384		
38	Fund Sources: General.....	\$192,418	\$192,418		
39	Special.....	\$27,000	\$27,000		
40	Federal Trust.....	\$845,046	\$845,046		
41	Authority: § 51.5-73, Code of Virginia; P.L. 93-112,				
42	Federal Code.				
43	Total for Virginia Rehabilitation Center for the Blind				
44	and Vision Impaired.....			<b>\$2,485,075</b>	<b>\$2,485,075</b>
45	Nongeneral Fund Positions.....	26.00	26.00		
46	Position Level.....	26.00	26.00		

ITEM 359.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$192,418	\$192,418		
2	Special.....	\$29,000	\$29,000		
3	Federal Trust.....	\$2,263,657	\$2,263,657		
4	Grand Total for Department for the Blind and Vision				
5	Impaired.....			<b>\$41,287,889</b>	<b>\$41,287,889</b>
6	General Fund Positions.....	100.40	100.40		
7	Nongeneral Fund Positions.....	89.60	89.60		
8	Position Level.....	190.00	190.00		
9	Fund Sources: General.....	\$7,017,944	\$7,017,944		
10	Special.....	\$1,395,793	\$1,395,793		
11	Enterprise.....	\$21,278,730	\$21,278,730		
12	Trust and Agency.....	\$133,500	\$133,500		
13	Federal Trust.....	\$11,461,922	\$11,461,922		
14	TOTAL FOR OFFICE OF HEALTH AND HUMAN				
15	RESOURCES.....			<b>\$9,876,143,233</b>	<b>\$10,239,205,657</b>
16	General Fund Positions.....	9,726.35	9,728.85		
17	Nongeneral Fund Positions.....	7,386.40	7,388.90		
18	Position Level.....	17,112.75	17,117.75		
19	Fund Sources: General.....	\$4,231,572,046	\$4,441,044,923		
20	Special.....	\$1,161,589,104	\$1,162,641,911		
21	Enterprise.....	\$21,278,730	\$21,278,730		
22	Trust and Agency.....	\$922,298	\$922,298		
23	Dedicated Special Revenue.....	\$458,061,158	\$462,246,408		
24	Federal Trust.....	\$4,002,719,897	\$4,151,071,387		

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>§ 1-98. 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	Total for Secretary of Natural Resources .....		<b>\$670,332</b>	<b>\$670,332</b>
44	General Fund Positions.....	6.00	6.00	
45	Position Level .....	6.00	6.00	
46	Fund Sources: General.....	\$670,332	\$670,332	
47	<b>§ 1-99. DEPARTMENT OF CONSERVATION AND RECREATION (199)</b>			
48	361. Land and Resource Management (50300).....		\$64,245,793	\$44,245,793
49	Statewide Agricultural and Urban Nonpoint Source			
50	Water Quality Improvements (50301) .....	\$51,683,654	\$31,683,654	
51	Dam Inventory, Evaluation and Classification and			
52	Flood Plain Management (50314).....	\$2,701,612	\$2,701,612	

ITEM 361.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Natural Heritage Preservation and Management (50317).	\$3,591,418	\$3,591,418		
2	Financial Assistance to Soil and Water Conservation				
3	Districts (50320).....	\$5,347,940	\$5,347,940		
4	Technical and Financial Assistance for Land				
5	Management (50322).....	\$921,169	\$921,169		
6	Fund Sources: General.....	\$23,058,116	\$17,058,116		
7	Special.....	\$3,078,940	\$3,078,940		
8	Dedicated Special Revenue.....	\$29,322,136	\$15,322,136		
9	Federal Trust.....	\$8,786,601	\$8,786,601		
10	Authority: Title 10.1, Chapters 1, 5, 6, 7, and 21.1;				
11	Title 62.1, Chapter 3.1, Code of Virginia.				
12	A. The funds provided in this Item for the Soil and				
13	Water Conservation Districts shall be distributed to the				
14	greatest extent possible to the districts in accordance				
15	with program, financial and resource allocation policies				
16	established by the Soil and Water Conservation Board.				
17	The June 30, 2009, and June 30, 2010, unexpended				
18	general fund balances in Financial Assistance to Soil				
19	and Water Conservation Districts are hereby				
20	reappropriated.				
21	B. Included in the amount for Statewide Agricultural				
22	and Urban Non-Point Source Water Quality				
23	Improvements are \$685,473 the first year and \$685,473				
24	the second year from the general fund as the				
25	Commonwealth's statewide match for participation in				
26	the federal Conservation Reserve Program. Any				
27	unexpended general fund balance designated for				
28	Virginia's Conservation Reserve Enhancement Program				
29	remaining on June 30, 2009, and June 30, 2010, shall				
30	be reappropriated.				
31	C. It is the intent of the General Assembly that all				
32	interest earnings of the Water Quality Improvement				
33	Fund shall be spent only upon appropriation by the				
34	General Assembly, after the recommendation of the				
35	Secretary of Natural Resources, pursuant to				
36	§ 10.1-2129, Code of Virginia.				
37	D. Included in this Item is \$10,000 the first year and				
38	\$10,000 the second year from the general fund to				
39	support the Rappahannock River Basin Commission.				
40	The funds shall be matched by the participating				
41	localities and planning district commissions.				
42	E. Notwithstanding § 10.1-552, Code of Virginia, Soil				
43	and Water Conservation Districts are hereby authorized				
44	to recover a portion of the direct costs of services				
45	rendered to and for use of district-owned conservation				
46	equipment used by, landowners within the district. Such				
47	recoveries shall not exceed the amounts expended by a				
48	District on these services and equipment.				
49	F. Out of the amounts appropriated for Dam Inventory,				
50	Evaluation, and Classification and Flood Plain				
51	Management, \$1,350,000 the first year and \$1,350,000				
52	the second year from the general fund shall be				
53	deposited to the Dam Safety, Flood Prevention and				
54	Protection Fund, established pursuant § 10.1-603.17,				
55	Code of Virginia. The funding provided in this				
56	paragraph shall be used for the provision of either				



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 361.</b>					
1	grants or loans to localities owning dams in need of				
2	renovation and repair or for the provision of loans to				
3	private owners of dams in need of renovation and				
4	repair.				
5	G.1. Notwithstanding the provisions of §§ 10.1-2128,				
6	10.1-2129, and 10.1-2132, Code of Virginia, included				
7	in this Item the first year is \$6,000,000 from the				
8	general fund and \$14,000,000 from nongeneral funds				
9	for nonpoint pollution source reduction activities in				
10	accordance with the Virginia Water Quality				
11	Improvement Act of 1997. The source of the				
12	nongeneral funds shall be \$9,000,000 from interest				
13	earnings collected by the Department of Environmental				
14	Quality on the Water Quality Improvement Fund and				
15	\$5,000,000 from the Water Quality Improvement Fund				
16	Reserve Fund held by the Department of Conservation				
17	and Recreation and established pursuant to Item 360 of				
18	this act.				
19	G.2. It is the intent of the General Assembly, that				
20	notwithstanding the provisions of § 10.1-2132, Code of				
21	Virginia, the Department of Conservation and				
22	Recreation is authorized to make Water Quality				
23	Improvement Grants to state agencies.				
24	362. Leisure and Recreation Services (50400) .....			\$49,912,884	\$51,412,884
25	Preservation of Open Space Lands (50401) .....	\$5,867,340	\$5,867,340		
26	Financial Assistance for Recreational Development				
27	(50402) .....	\$7,100,991	\$7,100,991		
28	Design and Construction of Outdoor Recreational				
29	Facilities (50403) .....	\$1,149,721	\$1,149,721		
30	State Park Management and Operations (50404).....	\$35,031,402	\$36,531,402		
31	Natural Outdoor Recreational and Open Space				
32	Resource Research, Planning, and Technical Assistance				
33	(50406) .....	\$763,430	\$763,430		
34	Fund Sources: General .....	\$28,031,030	\$29,531,030		
35	Special .....	\$14,538,719	\$14,538,719		
36	Debt Service.....	\$20,733	\$20,733		
37	Dedicated Special Revenue .....	\$300,000	\$300,000		
38	Federal Trust.....	\$7,022,402	\$7,022,402		
39	Authority: Title 10.1, Chapters 1, 2, 3, 4, 4.1, and 17;				
40	Title 18.2, Chapters 1 and 5; Title 19.2, Chapters 1, 5,				
41	and 7, Code of Virginia.				
42	A.1. Out of the amount for Financial Assistance for				
43	Recreational Development shall be paid for the				
44	operation and maintenance of Breaks Interstate Park, an				
45	amount not to exceed \$213,750 the first year and				
46	\$213,750 the second year from the general fund.				
47	2. The Breaks Interstate Park Commission shall submit				
48	an annual audit of a fiscal and compliance nature of its				
49	accounts and transactions to the Auditor of Public				
50	Accounts, the Director of the Department of				
51	Conservation and Recreation, and the Director of the				
52	Department of Planning and Budget.				
53	B. Notwithstanding the provisions of § 10.1-202, Code				
54	of Virginia, amounts deposited to the Conservation and				
55	Resources Fund may be used for a program of in-state				
56	travel advertising. Such travel advertising shall feature				

ITEM 362.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Virginia State Parks and the localities or regions in			
2	which the parks are located. To the extent possible the			
3	Department shall enter into cooperative advertising			
4	agreements with the Virginia Tourism Authority and			
5	local entities to maximize the effectiveness of			
6	expenditures for advertising. The Department is further			
7	authorized to enter into a cooperative advertising			
8	agreement with the Virginia Association of			
9	Broadcasters.			
10	D. Included in the amount for Preservation of			
11	Open-Space Lands is \$1,300,000 the first year and			
12	\$1,300,000 the second year from the general fund for			
13	the operating expenses of the Virginia Outdoors			
14	Foundation (Title 10.1, Chapter 18, Code of Virginia).			
15	E. Included in the amount for Preservation of Open			
16	Space Lands is \$3,000,000 the first year and			
17	\$3,000,000 the second year from the general fund to be			
18	deposited into the Virginia Land Conservation Fund,			
19	§ 10.1-1020, Code of Virginia.			
20	F. Out of the amounts collected pursuant to Item 443			
21	of this act, on or before June 30, 2009, and June 30,			
22	2010, the Comptroller shall transfer all funds in excess			
23	of \$6,000,000 collected in each fiscal year to the			
24	Virginia Land Conservation Fund to be distributed			
25	pursuant to § 10.1-1020, Code of Virginia, for the			
26	preservation of open-space lands. There is hereby			
27	established a sum sufficient appropriation in the			
28	Department of Conservation and Recreation, not to			
29	exceed the amount of funds in excess of \$6,000,000 per			
30	year collected pursuant to Item 443.			
31	J. The Director of the Department of Conservation and			
32	Recreation, at his discretion, is authorized to accept on			
33	behalf of the Commonwealth a gift of property known			
34	as Grand Caverns Park from the Upper Valley Regional			
35	Park Authority. This property is to be developed into a			
36	state park and the existing facilities are to be			
37	demolished or upgraded to the Division of State Parks'			
38	standards when a source of funding has been identified			
39	for these purposes. The Director is authorized to make			
40	the necessary upgrades to the park facilities to meet			
41	Division of State Parks' standards, as funding is			
42	available.			
43	363.	Agricultural and Seafood Product Promotion and		
44		Development Services (53000).....		\$229,270
45		\$229,270	Operation and Maintenance of Farm Museum (53004)....	\$229,270
46		\$162,167	Fund Sources: General.....	
47		\$67,103	Dedicated Special Revenue.....	
48	A. The amount in this Item represents appropriations			
49	transferred to the department from the Chippokes Farm			
50	Plantation Foundation. The Director, Department of			
51	Planning and Budget, shall submit an operating plan for			
52	the combined agencies to the Chairmen of the House			
53	Appropriations and Senate Finance Committees no later			
54	than July 1, 2008.			
55	B. It is the intent of the General Assembly that			

ITEM 363.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	legislation be introduced in the 2009 Session of the				
2	General Assembly amending the Code of Virginia to				
3	effect the reorganization contained in this Item.				
4	364. Administrative and Support Services (59900).....			\$7,287,991	\$7,287,991
5	General Management and Direction (59901).....	\$7,287,991	\$7,287,991		
6	Fund Sources: General.....	\$6,072,594	\$6,072,594		
7	Special.....	\$1,215,397	\$1,215,397		
8	Authority: Title 2.2, Chapters 37, 40, 41, 43; and Title				
9	10.1, Chapter 1 Code of Virginia.				
10	Total for Department of Conservation and Recreation.....			<b>\$121,675,938</b>	<b>\$103,175,938</b>
11	General Fund Positions.....	450.50	465.50		
12	Nongeneral Fund Positions.....	97.50	97.50		
13	Position Level.....	548.00	563.00		
14	Fund Sources: General.....	\$57,323,907	\$52,823,907		
15	Special.....	\$18,833,056	\$18,833,056		
16	Debt Service.....	\$20,733	\$20,733		
17	Dedicated Special Revenue.....	\$29,689,239	\$15,689,239		
18	Federal Trust.....	\$15,809,003	\$15,809,003		
19	<b>§ 1-100. DEPARTMENT OF ENVIRONMENTAL QUALITY (440)</b>				
20	365. Land Protection (50900).....			\$14,722,205	\$14,722,205
21	Land Protection Permitting (50925).....	\$4,337,092	\$4,337,092		
22	Land Protection Compliance and Enforcement (50926) ...	\$6,347,347	\$6,347,347		
23	Land Protection Outreach (50927).....	\$3,813,209	\$3,813,209		
24	Land Protection Planning and Policy (50928).....	\$224,557	\$224,557		
25	Fund Sources: General.....	\$3,815,147	\$3,815,147		
26	Special.....	\$969,003	\$969,003		
27	Trust and Agency.....	\$3,000	\$3,000		
28	Dedicated Special Revenue.....	\$5,705,165	\$5,705,165		
29	Federal Trust.....	\$4,229,890	\$4,229,890		
30	Authority: Title 5.1, Chapter 1; Title 10.1, Chapters				
31	11.1, 11.2, 12.1, 14, and 25; Title 44, Chapter 3.5; and				
32	Title 62.1, Chapter 20, Code of Virginia.				
33	It is the intent of the General Assembly that balances in				
34	the Virginia Environmental Emergency Response Fund				
35	be used to meet match requirements for U.S.				
36	Environmental Protection Agency Superfund State				
37	Support Contracts.				
38	366. Water Protection (51200).....			\$48,385,003	\$48,435,003
39	Water Protection Permitting (51225).....	\$10,031,805	\$10,031,805		
40	Water Protection Compliance and Enforcement (51226)..	\$20,661,044	\$20,661,044		
41	Water Protection Outreach (51227).....	\$4,318,127	\$4,368,127		
42	Water Protection Planning and Policy (51228).....	\$5,959,174	\$5,959,174		
43	Water Protection Monitoring and Assessment (51229) ....	\$7,414,853	\$7,414,853		
44	Fund Sources: General.....	\$20,578,937	\$20,628,937		
45	Special.....	\$135,222	\$135,222		
46	Trust and Agency.....	\$10,594,054	\$10,594,054		
47	Dedicated Special Revenue.....	\$7,051,518	\$7,051,518		
48	Federal Trust.....	\$10,025,272	\$10,025,272		
49	Authority: Title 5.1, Chapter 1; Title 10.1, Chapter				
50	11.1; and Title 62.1, Chapters 2, 3.1, 3.2, 3.6, 5, 6, 20,				

ITEM 366.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	22, 24, and 25, Code of Virginia.				
2	A. The Department of Environmental Quality is				
3	authorized to commit resources necessary to qualify for				
4	in-kind match for the U.S. Army Corps of Engineers				
5	for the John H. Kerr Dam and Reservoir, Virginia and				
6	North Carolina Feasibility Study, to be conducted in				
7	accordance with § 216 of the River and Harbors Flood				
8	Control Act of 1970.				
9	B. The appropriation includes annual membership dues				
10	for the Interstate Commission on the Potomac River				
11	Basin, \$156,000 the first year and \$156,000 the second				
12	year, from the general fund.				
13	C. The appropriation includes annual membership dues				
14	for the Ohio River Valley Water Sanitation				
15	Commission, \$49,500 the first year and \$49,500 the				
16	second year, from the general fund.				
17	D. Out of the amounts for this Item shall be paid				
18	\$50,000 the first year and \$100,000 the second year				
19	from the general fund to the Chesapeake Bay				
20	Foundation to support Chesapeake Bay education field				
21	studies.				
22	E. Notwithstanding the provisions of § 62.1-44.15,				
23	Code of Virginia, the Department of Environmental				
24	Quality is authorized to implement an inspection				
25	schedule for confined animal feeding operations using				
26	risk-based criteria.				
27	367.	Air Protection (51300).....		\$18,622,666	\$18,622,666
28		Air Protection Permitting (51325).....	\$6,041,202	\$6,041,202	
29		Air Protection Compliance and Enforcement (51326).....	\$6,207,965	\$6,207,965	
30		Air Protection Outreach (51327).....	\$792,641	\$792,641	
31		Air Protection Planning and Policy (51328).....	\$3,154,866	\$3,154,866	
32		Air Protection Monitoring and Assessment (51329).....	\$2,425,992	\$2,425,992	
33		Fund Sources: General.....	\$3,144,505	\$3,144,505	
34		Enterprise.....	\$9,273,757	\$9,273,757	
35		Dedicated Special Revenue.....	\$3,052,684	\$3,052,684	
36		Federal Trust.....	\$3,151,720	\$3,151,720	
37		Authority: Title 5.1, Chapter 1; Title 10.1, Chapters			
38		11.1 and 13; and Title 46.2, Chapter 10, Code of			
39		Virginia.			
40		The Department of Environmental Quality is authorized			
41		to use up to \$300,000 each year from the Vehicle			
42		Emissions Inspection Program Fund to implement the			
43		provisions of Chapter 710, Acts of Assembly of 2002,			
44		which authorizes the Department to operate a program			
45		to subsidize repairs of vehicles that fail to meet			
46		emissions standards established by the Board when the			
47		owner of the vehicle is financially unable to have the			
48		vehicle repaired.			
49	368.	Environmental Financial Assistance (51500).....		\$119,884,181	\$117,934,181
50		Financial Assistance for Environmental Resources			
51		Management (51502).....	\$7,668,272	\$7,668,272	
52		Virginia Water Facilities Revolving Fund Loans and			
53		Grants (51503).....	\$26,606,763	\$24,656,763	

ITEM 368.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Financial Assistance for Coastal Resources				
2	Management (51507).....	\$4,424,500	\$4,424,500		
3	Litter Control and Recycling Grants (51509).....	\$1,580,000	\$1,580,000		
4	Virginia Water Quality Improvement Fund (51510).....	\$55,700,000	\$55,700,000		
5	Petroleum Tank Reimbursement (51511).....	\$23,904,646	\$23,904,646		
6	Fund Sources: General.....	\$8,219,500	\$7,019,500		
7	Trust and Agency.....	\$25,216,646	\$25,216,646		
8	Dedicated Special Revenue.....	\$59,980,000	\$59,980,000		
9	Federal Trust.....	\$26,468,035	\$25,718,035		
10	Authority: Title 10.1, Chapters 11.1, 14, 21.1, and 25				
11	and Title 62.1, Chapters 3.1, 22, 23.2, and 24, Code of				
12	Virginia.				
13	A. Out of the amounts for Environmental Financial				
14	Assistance, \$3,000,000 the first year and \$3,000,000 the				
15	second year from the general fund shall be deposited to				
16	the Combined Sewer Overflow Matching Fund pursuant				
17	to § 62.1-241.12, Code of Virginia. From this fund, the				
18	City of Richmond shall receive \$1,500,000 in the first				
19	year and \$1,500,000 in the second year and the City of				
20	Lynchburg shall receive \$1,500,000 in the first year and				
21	\$1,500,000 in the second year.				
22	B. Out of the amounts appropriated fro Environmental				
23	Financial Assistance, the Department of Environmental				
24	Quality shall provide \$20,000 the first year and \$20,000				
25	the second year from the general fund to the				
26	Tri-County Lake Administrative Commission for water				
27	quality monitoring at Smith Mountain Lake.				
28	369. Administrative and Support Services (59900).....			\$23,054,698	\$23,054,698
29	General Management and Direction (59901).....	\$17,841,066	\$17,841,066		
30	Information Technology Services (59902).....	\$5,213,632	\$5,213,632		
31	Fund Sources: General.....	\$11,250,867	\$11,250,867		
32	Special.....	\$5,860,632	\$5,860,632		
33	Enterprise.....	\$3,013,482	\$3,013,482		
34	Trust and Agency.....	\$1,239,744	\$1,239,744		
35	Dedicated Special Revenue.....	\$389,973	\$389,973		
36	Federal Trust.....	\$1,300,000	\$1,300,000		
37	Authority: Title 10.1, Chapters 11.1, 13 and 14 and				
38	Title 62.1, Chapter 3.1, Code of Virginia.				
39	A. Notwithstanding the provisions of Title 10.1,				
40	Chapter 25, Code of Virginia, the Department is				
41	authorized to expend funds from the balances in the				
42	Virginia Environmental Emergency Response Fund for				
43	costs associated with its waste management and water				
44	programs.				
45	B. Notwithstanding the provisions of Title 10.1,				
46	Chapter 25, Code of Virginia, the Department is				
47	authorized to expend up to \$600,000 the first year and				
48	\$260,071 the second year from the balances in the				
49	Virginia Environmental Emergency Response Fund to				
50	further develop and implement eGovernment services.				
51	C. Notwithstanding the provisions of Title 10.1,				
52	Chapter 25, Code of Virginia, the Department is				
53	authorized to expend \$501,503 the first year and				
54	\$354,013 the second year from the balances in the				

ITEM 369.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Virginia Environmental Emergency Response Fund to				
2	develop and implement an enterprise content				
3	management system to provide a scalable, efficient				
4	means of storing, accessing, and managing agency				
5	mission critical documents.				
6	Total for Department of Environmental Quality .....			\$224,668,753	\$222,768,753
7	General Fund Positions.....	450.50	450.50		
8	Nongeneral Fund Positions.....	503.50	503.50		
9	Position Level .....	954.00	954.00		
10	Fund Sources: General.....	\$47,008,956	\$45,858,956		
11	Special.....	\$6,964,857	\$6,964,857		
12	Enterprise .....	\$12,287,239	\$12,287,239		
13	Trust and Agency .....	\$37,053,444	\$37,053,444		
14	Dedicated Special Revenue .....	\$76,179,340	\$76,179,340		
15	Federal Trust.....	\$45,174,917	\$44,424,917		
16	<b>§ 1-101. DEPARTMENT OF GAME AND INLAND FISHERIES (403)</b>				
17	370. Wildlife and Freshwater Fisheries Management (51100) .			\$40,581,585	\$40,581,585
18	Wildlife Information and Education (51102).....	\$3,200,935	\$3,200,935		
19	Enforcement of Recreational Hunting and Fishing Laws				
20	and Regulations (51103).....	\$16,466,419	\$16,466,419		
21	Wildlife Management and Habitat Improvement				
22	(51106) .....	\$20,914,231	\$20,914,231		
23	Fund Sources: Dedicated Special Revenue .....	\$30,638,339	\$30,638,339		
24	Federal Trust.....	\$9,943,246	\$9,943,246		
25	Authority: Title 29.1, Chapters 1 through 6, Code of				
26	Virginia.				
27	The Department shall maintain operation of, and visitor				
28	access to, state-owned fish hatcheries, including the				
29	Montebello fish hatchery. To offset the cost of				
30	supervising visitors at the fish hatcheries, the				
31	Department may charge a fee of up to \$1.00 per visitor.				
32	371. Boating Safety and Regulation (62500).....			\$5,388,308	\$5,388,308
33	Boat Registration and Titling (62501).....	\$2,047,353	\$2,047,353		
34	Boating Safety Information and Education (62502).....	\$421,128	\$421,128		
35	Enforcement of Boating Safety Laws and Regulations				
36	(62503) .....	\$2,919,827	\$2,919,827		
37	Fund Sources: Dedicated Special Revenue .....	\$4,595,416	\$4,595,416		
38	Federal Trust.....	\$792,892	\$792,892		
39	Authority: Title 29.1, Chapters 7 and 8, Code of				
40	Virginia.				
41	372. Administrative and Support Services (59900).....			\$6,203,483	\$6,203,483
42	General Management and Direction (59901).....	\$4,597,011	\$4,597,011		
43	Information Technology Services (59902).....	\$1,606,472	\$1,606,472		
44	Fund Sources: Dedicated Special Revenue .....	\$6,178,483	\$6,178,483		
45	Federal Trust.....	\$25,000	\$25,000		
46	Authority: Title 29.1, Chapter 1, Code of Virginia.				
47	A. The Department of Game and Inland Fisheries shall				
48	recover the cost of reproduction, plus a reasonable fee				
49	per record, from persons or organizations requesting				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 372.					
1	copies of computerized lists of licenses issued by the				
2	Department.				
3	B. The Department of Game and Inland Fisheries, in				
4	cooperation with the Department of Corrections, shall				
5	to the extent possible, use inmate labor for routine				
6	work projects in wildlife management areas, fishing				
7	lakes, and boat ramps.				
8	373. A. Pursuant to Chapter 322 of the 1994 Acts of				
9	Assembly, and Chapter 320 of the 1998 Acts of				
10	Assembly, deposits to the Game Protection Fund				
11	(§ 29.1-101, Code of Virginia) include an estimated				
12	\$17,660,500 the first year and \$17,660,500 the second				
13	year from revenue originating from the general fund.				
14	B. Pursuant to § 29.1-101.01, Code of Virginia, the				
15	Department of Planning and Budget shall transfer such				
16	funds as designated by the Board of Game and Inland				
17	Fisheries from the Game Protection Fund (§ 29.1-101)				
18	to the Capital Improvement Fund (§ 29.1-101.01) up to				
19	an amount equal to 50 percent or less of the revenue				
20	deposited to the Game Protection Fund by § 3-1.01,				
21	subparagraph O., of this act.				
22	C. Out of the amounts transferred pursuant to § 3-1.01,				
23	subparagraph K., of this act, \$881,753 the first year				
24	from the Game Protection Fund and \$881,753 the				
25	second year from the Game Protection Fund shall be				
26	used for the enforcement of boating laws, boating				
27	safety education, and for improving boating access.				
28	Total for Department of Game and Inland Fisheries .....			\$52,173,376	\$52,173,376
29	Nongeneral Fund Positions.....	496.00	496.00		
30	Position Level .....	496.00	496.00		
31	Fund Sources: Dedicated Special Revenue .....	\$41,412,238	\$41,412,238		
32	Federal Trust.....	\$10,761,138	\$10,761,138		
33	<b>§ 1-102. DEPARTMENT OF HISTORIC RESOURCES (423)</b>				
34	374. Historic and Commemorative Attraction Management				
35	(50200) .....			\$5,315,801	\$5,315,801
36	Financial Assistance for Historic Preservation (50204)....	\$839,894	\$839,894		
37	Historic Resource Management (50205).....	\$4,475,907	\$4,475,907		
38	Fund Sources: General .....	\$3,744,781	\$3,744,781		
39	Special.....	\$634,441	\$634,441		
40	Commonwealth Transportation .....	\$100,000	\$100,000		
41	Federal Trust.....	\$836,579	\$836,579		
42	Authority: Title 10.1, Chapters 22 and 23, Code of				
43	Virginia.				
44	A. General fund appropriations for historic and				
45	commemorative attractions not identified in § 10.1-2211				
46	or § 10.1-2211.1, Code of Virginia, shall be matched by				
47	local or private sources, either in cash or in-kind, in				
48	amounts at least equal to the appropriation and which				
49	are deemed to be acceptable to the department.				
50	B. In emergency situations which shall be defined as				
51	those posing a threat to life, safety or property,				

ITEM 374.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	§ 10.1-2213, Code of Virginia, shall not apply.			
2	C.1. Out of the amounts for Financial Assistance for			
3	Historic Preservation shall be paid from the general			
4	fund grants to the following organization for the			
5	purposes prescribed in § 10.1-2211, Code of Virginia:			
6	<b>ORGANIZATION</b>	<b>FY 2009</b>	<b>FY 2010</b>	
7	United Daughters of the Confederacy	\$78,800	\$78,800	
8	Notwithstanding the cited Code section, the United			
9	Daughters of the Confederacy shall make disbursements			
10	to the treasurers of Confederate memorial associations			
11	and chapters of the United Daughters of the			
12	Confederacy for the purposes stated in that section. By			
13	November 1 of each year, the United Daughters of the			
14	Confederacy shall submit to the Director of the			
15	Department of Historic Resources a report documenting			
16	the disbursement of these funds for their specified			
17	purpose.			
18	2. As disbursements are made to the treasurers of			
19	Confederate memorial associations and chapters of the			
20	United Daughters of the Confederacy by the United			
21	Daughters of the Confederacy for the purposes stated in			
22	§ 10.1-2211, Code of Virginia, an amount equal to			
23	\$10,560 each year shall be distributed to the Stonewall			
24	Confederate Memorial Association.			
25	3. As disbursements are made to the treasurers of			
26	Confederate memorial associations and chapters of the			
27	United Daughters of the Confederacy by the United			
28	Daughters of the Confederacy for the purposes stated in			
29	§ 10.1-2211, Code of Virginia, an amount equal to			
30	\$7,500 each year shall be distributed to the Ladies			
31	Memorial Association of Petersburg.			
32	D. Any June 30, 2009, and June 30, 2010, unexpended			
33	balances for Financial Assistance for Historic			
34	Preservation grants and for the Survey and Planning			
35	Cost Share Program within Historic Resource			
36	Management are hereby reappropriated if the following			
37	conditions are met:			
38	1. The organization awarded the grant shall have			
39	obtained the required matching funds.			
40	2. The organization shall have a written plan to			
41	complete the project within one more year, in			
42	accordance with policy established by the Department			
43	of Historic Resources, and the plan shall have been			
44	approved by the department.			
45	3. The unexpended balances for a grant shall be			
46	reappropriated once only, unless the General Assembly			
47	authorizes an additional reappropriation.			
48	E. Included in this appropriation is \$100,000 the first			
49	year and \$100,000 the second year in nongeneral funds			
50	from the Highway Maintenance and Operating Fund to			
51	support the Department of Historic Resources' required			
52	reviews of transportation projects.			
53	F. The Department of Historic Resources is authorized			



ITEM 374.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	to accept a devise of certain real property under the				
2	will of Elizabeth Rust Williams known as Clermont				
3	Farm located on Route 7 east of the town of Berryville				
4	in Clarke County. If, after due consideration of options,				
5	the department determines that the property should be				
6	sold or leased to a different public or private entity, and				
7	notwithstanding the provisions of § 2.2-1156, Code of				
8	Virginia, the department is further authorized to sell or				
9	lease such property, provided such sale or lease is not				
10	in conflict with the terms of the will. The proceeds of				
11	any such sale or lease shall be deposited to the Historic				
12	Resources Fund established under § 10.1-2202.1, Code				
13	of Virginia.				
14	G. Notwithstanding the requirements of § 10.1-2213.1,				
15	Code of Virginia, \$631,529 in the first year and				
16	\$631,529 in the second year from the general fund is				
17	provided as a matching grant for charitable				
18	contributions received by the Montpelier Foundation on				
19	or after July 1, 2003, that were actually spent in the				
20	material restoration of Montpelier between July 1,				
21	2003, and September 30, 2007.				
22	H. Out of the amounts appropriated for Financial				
23	Assistance for Historic Preservation, \$190,000 each				
24	year from the general fund is provided to the				
25	Department for the Civil War Historic Site Preservation				
26	Fund from which the department shall make grants to				
27	private non-profit organizations to match federal and				
28	other monies for preservation of any endangered				
29	Virginia Civil War historic site listed in the report				
30	"Report on the Nation's Civil War Battlefields," issued				
31	in 1993 by the National Parks Service's congressionally				
32	endorsed Civil War Sites Advisory Commission.				
33	Eligibility for these grants shall require recipient				
34	non-profit organizations to provide at least \$2 in				
35	matching funds for each \$1 received from the Civil				
36	War Historic Site Preservation Fund. Sites identified				
37	within the Commonwealth by the Civil War Sites				
38	Advisory Commission that are eligible for funding				
39	through this program include, but are not limited to:				
40	Appomattox in Appomattox County, Brandy Station in				
41	Culpeper County, Chancellorsville in Spotsylvania				
42	County, Cold Harbor in Hanover County,				
43	Fredericksburg in the City of Fredericksburg and				
44	Spotsylvania County, Glendale in Henrico County, New				
45	Market in Shenandoah County, and Petersburg in the				
46	City of Petersburg and Dinwiddie County.				
47	I. Out of the appropriations for this Item, the				
48	department shall reimburse the Virginia Society of the				
49	Sons of the American Revolution for one additional				
50	grave site in New Providence Presbyterian Church in				
51	Rockbridge County.				
52	375. Administrative and Support Services (59900).....			\$952,744	\$952,744
53	General Management and Direction (59901).....	\$952,744	\$952,744		
54	Fund Sources: General.....	\$744,109	\$744,109		
55	Special.....	\$32,000	\$32,000		
56	Federal Trust.....	\$176,635	\$176,635		
57	Authority: Title 10.1, Chapters 10.1, 22 and 23, Code				
58	of Virginia.				

ITEM 375.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Out of the amounts for Administrative and Support			
2	Services, the Department shall administer state grants to			
3	nonstate agencies pursuant to Item 493 of this act.			
4	Total for Department of Historic Resources.....		\$6,268,545	\$6,268,545
5	General Fund Positions.....	34.50	34.50	
6	Nongeneral Fund Positions.....	18.50	18.50	
7	Position Level .....	53.00	53.00	
8	Fund Sources: General .....	\$4,488,890	\$4,488,890	
9	Special.....	\$666,441	\$666,441	
10	Commonwealth Transportation .....	\$100,000	\$100,000	
11	Federal Trust.....	\$1,013,214	\$1,013,214	
12	<b>§ 1-103. MARINE RESOURCES COMMISSION (402)</b>			
13	376. Marine Life Management (50500).....		\$15,384,705	\$15,384,705
14	Marine Life Information Services (50501).....	\$757,827	\$757,827	
15	Marine Life Regulation Enforcement (50503).....	\$6,791,452	\$6,791,452	
16	Artificial Reef Construction (50506) .....	\$174,612	\$174,612	
17	Chesapeake Bay Fisheries Management (50507).....	\$4,974,122	\$4,974,122	
18	Oyster Propagation and Habitat Improvement (50508).....	\$2,686,692	\$2,686,692	
19	Fund Sources: General.....	\$8,018,190	\$8,018,190	
20	Special.....	\$4,609,747	\$4,609,747	
21	Commonwealth Transportation .....	\$313,768	\$313,768	
22	Dedicated Special Revenue.....	\$160,000	\$160,000	
23	Federal Trust.....	\$2,283,000	\$2,283,000	
24	Authority: Title 18.2, Chapters 1 and 5; Title 19.2,			
25	Chapters 1, 5 and 7; Title 28.2, Chapters 1 through 10;			
26	Title 29.1, Chapter 7; Title 32.1, Chapter 6; Title 33.1,			
27	Chapter 1; and Title 62.1, Chapters 18 and 20, Code of			
28	Virginia.			
29	A. The appropriation includes annual membership dues			
30	to the Atlantic States Marine Fisheries Commission,			
31	\$39,000 the first year and \$41,000 the second year			
32	from the general fund.			
33	B. This appropriation includes annual membership dues			
34	to the Potomac River Fisheries Commission, \$175,000			
35	the first year and \$175,000 the second year from the			
36	general fund.			
37	C. Out of the amounts for Marine Life Regulation			
38	Enforcement shall be paid into the Marine Patrols			
39	Fund, \$139,156 the first year and \$139,156 the second			
40	year, pursuant to § 28.2-108, Code of Virginia. For this			
41	purpose, cash shall be transferred from the			
42	Commonwealth Transportation Fund.			
43	D. Pursuant to § 58.1-2289 D, Code of Virginia,			
44	\$174,612 the first year and \$174,612 the second year			
45	shall be transferred to Artificial Reef Construction from			
46	the Commonwealth Transportation Fund from			
47	unrefunded motor fuel taxes for boats.			
48	E. Any unexpended general fund balances designated			
49	by the agency for oyster remediation activities			
50	remaining in the Item on June 30, 2009, and June 30,			
51	2010, shall be reappropriated and reallocated to the			
52	Marine Resources Commission for expenditure.			

ITEM 376.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	F. The Commission shall deposit proceeds from the				
2	sale of oyster shells, oyster seeds, and other subaqueous				
3	materials pursuant to § 28.2-550, Code of Virginia, to				
4	the Public Oyster Rock Replenishment Fund established				
5	by § 28.2-542, Code of Virginia. The proceeds from				
6	such sale shall be used for the same purposes specified				
7	in § 28.2-542, Code of Virginia.				
8	G. Out of the amounts appropriated for Chesapeake				
9	Bay Fisheries Management, \$40,000 the first year and				
10	\$40,000 the second year from the general fund is				
11	provided for transfer to the Virginia Institute of Marine				
12	Science for continued research and control of the				
13	Veined Rapa Whelk, an invasive species of snail that				
14	readily consumes commercially valuable shellfish such				
15	as hard clams and oysters.				
16	H. Upon the effective date of this act, the				
17	Commissioner of Marine Resources shall, as soon as				
18	practicable, apply for a permit from the United States				
19	Army Corps of Engineers to introduce, on an extensive				
20	scale, the oyster <i>Crassostrea ariakensis</i> into the waters				
21	of the Chesapeake Bay. If necessary, the Commissioner				
22	shall expeditiously exhaust all administrative appeals				
23	and remedies to obtain such permit. If all such				
24	administrative appeals and remedies have been				
25	exhausted and the permit described herein has not been				
26	granted, the Commissioner shall, as soon as practicable,				
27	appeal such denial of the permit in the proper court.				
28	377. Coastal Lands Surveying and Mapping (51000).....			\$2,133,781	\$2,133,781
29	Coastal Lands and Bottomlands Management (51001).....	\$1,672,408	\$1,672,408		
30	Marine Resources Surveying and Mapping (51002).....	\$461,373	\$461,373		
31	Fund Sources: General.....	\$1,296,678	\$1,296,678		
32	Dedicated Special Revenue.....	\$655,103	\$655,103		
33	Federal Trust.....	\$182,000	\$182,000		
34	Authority: Title 28.2, Chapters 12, 13, 14, 15 and 16;				
35	Title 62.1, Chapters 16 and 19, Code of Virginia.				
36	378. Tourist Promotion (53600).....			\$220,000	\$220,000
37	Virginia Saltwater Sport Fishing Tournament (53601).....	\$220,000	\$220,000		
38	Fund Sources: Special.....	\$220,000	\$220,000		
39	Authority: Title 28.2, Chapter 2, Code of Virginia.				
40	379. Administrative and Support Services (59900).....			\$1,704,959	\$1,704,959
41	General Management and Direction (59901).....	\$1,704,959	\$1,704,959		
42	Fund Sources: General.....	\$1,622,459	\$1,622,459		
43	Special.....	\$82,500	\$82,500		
44	Authority: Title 28.2, Chapters 1 and 2, Code of				
45	Virginia.				
46	A. The Marine Resources Commission shall recover the				
47	cost of reproduction, plus a reasonable fee per record,				
48	from persons or organizations requesting copies of				
49	computerized lists of licenses issued by the				
50	Commission.				
51	B. From the amounts collected pursuant to § 28.2-200				

ITEM 379.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	et seq., Code of Virginia, and deposited into the				
2	Virginia Marine Products Fund (§ 3.1-684.63, Code of				
3	Virginia), the Marine Resources Commission may				
4	retain \$10,000 the first year and \$10,000 the second				
5	year for the administrative cost of issuing gear licenses.				
6	Total for Marine Resources Commission .....			<b>\$19,443,445</b>	<b>\$19,443,445</b>
7	General Fund Positions.....	136.50	136.50		
8	Nongeneral Fund Positions.....	23.00	23.00		
9	Position Level .....	159.50	159.50		
10	Fund Sources: General.....	\$10,937,327	\$10,937,327		
11	Special.....	\$4,912,247	\$4,912,247		
12	Commonwealth Transportation .....	\$313,768	\$313,768		
13	Dedicated Special Revenue.....	\$815,103	\$815,103		
14	Federal Trust.....	\$2,465,000	\$2,465,000		
15	<b>§ 1-104. VIRGINIA MUSEUM OF NATURAL HISTORY (942)</b>				
16	380. Museum and Cultural Services (14500) .....			\$4,086,814	\$4,086,814
17	Collections Management and Curatorial Services				
18	(14501) .....	\$229,512	\$229,512		
19	Education and Extension Services (14503) .....	\$849,459	\$849,459		
20	Operational and Support Services (14507).....	\$1,934,333	\$1,934,333		
21	Scientific Research (14508).....	\$1,073,510	\$1,073,510		
22	Fund Sources: General.....	\$3,291,062	\$3,291,062		
23	Special.....	\$765,752	\$765,752		
24	Federal Trust.....	\$30,000	\$30,000		
25	Authority: Title 10.1, Chapter 20, Code of Virginia.				
26	Out of the amounts for Museum and Cultural Services,				
27	not more than \$25,000 the first year and not more than				
28	\$25,000 the second year from the general fund is				
29	provided for travel advertising and promotion.				
30	Expenditures from these amounts shall be made only				
31	after consultation and collaboration with the Virginia				
32	Tourism Authority.				
33	Total for Virginia Museum of Natural History .....			<b>\$4,086,814</b>	<b>\$4,086,814</b>
34	General Fund Positions.....	43.00	43.00		
35	Nongeneral Fund Positions.....	9.50	9.50		
36	Position Level .....	52.50	52.50		
37	Fund Sources: General.....	\$3,291,062	\$3,291,062		
38	Special.....	\$765,752	\$765,752		
39	Federal Trust.....	\$30,000	\$30,000		
40	TOTAL FOR OFFICE OF NATURAL RESOURCES ....			<b>\$428,987,203</b>	<b>\$408,587,203</b>
41	General Fund Positions.....	1,121.00	1,136.00		
42	Nongeneral Fund Positions.....	1,148.00	1,148.00		
43	Position Level .....	2,269.00	2,284.00		
44	Fund Sources: General.....	\$123,720,474	\$118,070,474		
45	Special.....	\$32,142,353	\$32,142,353		
46	Commonwealth Transportation .....	\$413,768	\$413,768		
47	Enterprise .....	\$12,287,239	\$12,287,239		
48	Trust and Agency .....	\$37,053,444	\$37,053,444		

ITEM 380.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Debt Service.....	\$20,733	\$20,733		
2	Dedicated Special Revenue .....	\$148,095,920	\$134,095,920		
3	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
<b>1</b>	<b>OFFICE OF PUBLIC SAFETY</b>			
<b>2</b>	<b>§ 1-105. SECRETARY OF PUBLIC SAFETY (187)</b>			
<b>3</b>	381. Administrative and Support Services (79900).....		\$808,441	\$808,441
<b>4</b>	General Management and Direction (79901).....	\$808,441	\$808,441	
<b>5</b>	Fund Sources: General.....	\$808,441	\$808,441	
<b>6</b>	Authority: Title 2.2, Chapter 2, Article 8, and			
<b>7</b>	§ 2.2-201, Code of Virginia.			
<b>8</b>	A. The Secretary shall present revised state and local			
<b>9</b>	juvenile and state and local responsibility adult offender			
<b>10</b>	population forecasts to the Governor, the Chairmen of the			
<b>11</b>	House Appropriations and Senate Finance			
<b>12</b>	Committees, and the Chairmen of the House and Senate			
<b>13</b>	Courts of Justice Committees by October 15, 2008, for			
<b>14</b>	each fiscal year through FY 2014 and by October 15,			
<b>15</b>	2009, for each fiscal year through FY 2015. The			
<b>16</b>	Secretary shall ensure that the revised forecast for			
<b>17</b>	state-responsible adult offenders shall include an			
<b>18</b>	estimate of the number of probation violators included			
<b>19</b>	each year within the overall population forecast who			
<b>20</b>	may be appropriate for alternative sanctions.			
<b>21</b>	B. The Secretary shall provide a status report on			
<b>22</b>	actions taken to improve offender transitional and			
<b>23</b>	reentry services, as provided in § 2.2-221.1, Code of			
<b>24</b>	Virginia, including improvements to the preparation and			
<b>25</b>	provision for employment, treatment, and housing			
<b>26</b>	opportunities for those being released from			
<b>27</b>	incarceration. The report shall be provided to the			
<b>28</b>	Governor and the Chairmen of the House			
<b>29</b>	Appropriations and Senate Finance Committees no later			
<b>30</b>	than November 15 of each year.			
<b>31</b>	Total for Secretary of Public Safety .....		<b>\$808,441</b>	<b>\$808,441</b>
<b>32</b>	General Fund Positions.....	7.00	7.00	
<b>33</b>	Position Level .....	7.00	7.00	
<b>34</b>	Fund Sources: General.....	\$808,441	\$808,441	
<b>35</b>	<b>§ 1-106. COMMONWEALTH'S ATTORNEYS' SERVICES COUNCIL (957)</b>			
<b>36</b>	382. Adjudication Training, Education, and Standards		\$813,182	\$813,182
<b>37</b>	(32600) .....			
<b>38</b>	Prosecutorial Training (32604).....	\$189,200	\$189,200	
<b>39</b>	Technical Assistance and Information Dissemination to			
<b>40</b>	Prosecutors (32606) .....	\$70,549	\$70,549	
<b>41</b>	Administrative Services (32607) .....	\$553,433	\$553,433	
<b>42</b>	Fund Sources: General.....	\$774,732	\$774,732	
<b>43</b>	Special.....	\$38,450	\$38,450	
<b>44</b>	Authority: Title 2.2, Chapter 26, Article 7, Code of			
<b>45</b>	Virginia.			
<b>46</b>	Included in this appropriation is \$75,600 the first year			
<b>47</b>	and \$75,600 the second year from the general fund for			
<b>48</b>	a position to provide assistance and training for			
<b>49</b>	Commonwealth's attorneys to combat gang crime.			

ITEM 382.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Commonwealth's Attorneys' Services Council .		\$813,182	\$813,182
2	General Fund Positions.....		7.00	7.00
3	Position Level .....		7.00	7.00
4	Fund Sources: General.....		\$774,732	\$774,732
5	Special.....		\$38,450	\$38,450
6	<b>§ 1-107. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL (999)</b>			
7	383.	Crime Detection, Investigation, and Apprehension		
8		(30400) .....	\$17,458,952	\$17,458,952
9		Enforcement and Regulation of Alcoholic Beverage		
10		Control Laws (30403).....	\$17,458,952	\$17,458,952
11		Fund Sources: Enterprise .....	\$16,758,952	\$16,758,952
12		Federal Trust.....	\$700,000	\$700,000
13		Authority: §§ 4-1 through 4-145, 9-6.14:1 through		
14		9-6.14:25, Code of Virginia.		
15		A. No funds appropriated for this program shall be		
16		used for enforcement personnel to enforce local		
17		ordinances.		
18		B. Revenues of the fund appropriated in Items 383 and		
19		384 of this act are limited to those received pursuant to		
20		Title 4, Code of Virginia, excepting taxes collected by		
21		the Alcoholic Beverage Control Board.		
22		C. By September 1 of each year, the Alcoholic		
23		Beverage Control Board shall report for the prior fiscal		
24		year the dollar amount of total wine liter tax collections		
25		in Virginia; the portion, expressed in dollars, of such		
26		tax collections attributable to the sale of Virginia wine		
27		in both ABC stores and in private stores; and, the		
28		percentage of total wine liter tax collections attributable		
29		to the sale of Virginia wine. Such report shall be		
30		submitted to the Chairmen of the House Appropriations		
31		and Senate Finance Committees and the Virginia Wine		
32		Board.		
33		D. Out of this appropriation, \$536,226 the first year		
34		and \$536,226 the second year and six positions from		
35		nongeneral funds shall be used to establish within the		
36		Department of Alcoholic Beverage Control a financial		
37		investigation unit to be used to identify under-reported		
38		income and to collect any resultant additional taxes		
39		owed.		
40	384.	Alcoholic Beverage Merchandising (80100).....		\$480,495,512
41		Administrative Services (80101) .....	\$28,507,703	\$31,007,703
42		Alcoholic Beverage Control Retail Store Operations		
43		(80102) .....	\$73,836,803	\$73,836,803
44		Alcoholic Beverage Purchasing, Warehousing and		
45		Distribution (80103).....	\$378,151,006	\$390,151,006
46		Fund Sources: Enterprise .....	\$480,495,512	\$494,995,512
47		Authority: §§ 4-1 through 4-118.2, Code of Virginia		
48		and Item 643, Chapter 966 of the 1994 Acts of		
49		Assembly.		
50		A. Any plan to modernize and integrate the automated		

ITEM 384.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	systems of the Department of Alcoholic Beverage					
2	Control shall be based on developing the integrated					
3	system in phases or modules.					
4	B. The Department of Alcoholic Beverage Control					
5	shall transfer \$35,000 the first year and \$35,000 the					
6	second year from nongeneral funds to the Governor's					
7	Office on Substance Abuse Prevention to support that					
8	agency's efforts to prevent tobacco and alcohol abuse					
9	by youth.					
10	C. Funds appropriated for services related to state					
11	lottery operations shall be used solely for lottery ticket					
12	purchases and prize payouts.					
13	Total for Department of Alcoholic Beverage Control .....			<b>\$497,954,464</b>	<b>\$512,454,464</b>	
14	Nongeneral Fund Positions.....	1,048.00	1,048.00			
15	Position Level .....	1,048.00	1,048.00			
16	Fund Sources: Enterprise .....	\$497,254,464	\$511,754,464			
17	Federal Trust.....	\$700,000	\$700,000			
18	<b>§ 1-108. DEPARTMENT OF CORRECTIONAL EDUCATION (750)</b>					
19	385. Administrative and Support Services (19900).....			\$3,894,251	\$3,894,251	
20	General Management and Direction (19901).....	\$3,894,251	\$3,894,251			
21	Fund Sources: General .....	\$3,824,481	\$3,824,481			
22	Special.....	\$69,770	\$69,770			
23	386. Instruction (19700).....			\$59,804,885	\$59,621,920	
24	Adult Community Instructional Services (19706).....	\$1,155,595	\$1,155,595			
25	Youth Instructional Services (19711).....	\$16,538,129	\$16,538,129			
26	Career and Technical Instructional Services for Youth					
27	and Adult Schools (19712).....	\$19,153,140	\$18,970,175			
28	Adult Instructional Services (19713) .....	\$12,422,806	\$12,422,806			
29	Instructional Leadership and Support Services (19714)....	\$10,535,215	\$10,535,215			
30	Fund Sources: General.....	\$57,386,248	\$57,203,283			
31	Special.....	\$100,766	\$100,766			
32	Federal Trust.....	\$2,317,871	\$2,317,871			
33	Authority: §§ 22.1-339 through 22.1-345, Code of					
34	Virginia.					
35	Total for Department of Correctional Education.....			<b>\$63,699,136</b>	<b>\$63,516,171</b>	
36	General Fund Positions.....	796.05	796.05			
37	Nongeneral Fund Positions.....	15.50	15.50			
38	Position Level .....	811.55	811.55			
39	Fund Sources: General .....	\$61,210,729	\$61,027,764			
40	Special.....	\$170,536	\$170,536			
41	Federal Trust.....	\$2,317,871	\$2,317,871			
42	<b>§ 1-109. DEPARTMENT OF CORRECTIONS (799)</b>					
43	387. Supervision of Offenders and Re-Entry Services					
44	(35100) .....			\$87,536,852	\$87,796,132	
45	Probation and Parole Services (35106).....	\$79,381,331	\$79,640,611			
46	Day Reporting Centers (35107) .....	\$4,679,052	\$4,679,052			
47	Community Residential Programs (35108).....	\$1,115,107	\$1,115,107			
48	Administrative Services (35109).....	\$2,361,362	\$2,361,362			



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 387.</b>					
1	Fund Sources: General.....	\$86,094,372	\$86,353,652		
2	Special.....	\$115,000	\$115,000		
3	Dedicated Special Revenue.....	\$1,327,480	\$1,327,480		
4	Authority: §§ 53.1-67.2 through 53.1-67.6 and				
5	§§ 53.1-140 through 53.1-176.3, Code of Virginia.				
6	A. By September 1 of each year, the Department of				
7	Corrections shall provide a status report on the				
8	Statewide Community-Based Corrections System for				
9	State-Responsible Offenders to the Chairmen of the				
10	House Courts of Justice; Health, Welfare and				
11	Institutions; and Appropriations Committees and the				
12	Senate Courts of Justice; Rehabilitation and Social				
13	Services; and Finance Committees.				
14	B. In the case of any offender on probation for a				
15	nonviolent felony (i) who violates the conditions of his				
16	probation, but who has not committed a new criminal				
17	offense, (ii) whose score on the worksheets of the				
18	Probation Violation Guidelines developed by the				
19	Virginia Criminal Sentencing Commission results in a				
20	recommendation for incarceration in the Department of				
21	Corrections, and (iii) who voluntarily agrees to				
22	participate, the chief probation and parole officer may,				
23	in lieu of seeking judicial revocation of the offender's				
24	probation under the provisions of § 19.2-306, Code of				
25	Virginia, continue the offender on probation on the				
26	condition that the offender enter and successfully				
27	complete a detention center incarceration program or				
28	diversion center incarceration program operated by the				
29	Department of Corrections under the provisions of				
30	§§ 19.2-316.2 and 19.2-316.3, Code of Virginia. For				
31	each offender placed in a detention center incarceration				
32	program or diversion center incarceration program				
33	under the provisions of this paragraph, the chief				
34	probation and parole officer shall notify the chief judge				
35	of the appropriate circuit court and the Virginia				
36	Criminal Sentencing Commission in a manner				
37	prescribed by the court and the Commission.				
38	C. Included in the appropriation for this Item is				
39	\$855,593 the first year and \$1,114,873 the second year				
40	from the general fund for (i) ten additional probation				
41	and parole officers to function as probation and parole				
42	transitional specialists or case managers in probation				
43	and parole district offices in Richmond and in the				
44	Tidewater area and (ii) special services needed by				
45	offenders reentering society from prison, e.g. temporary				
46	housing, emergency mental health medications and				
47	treatment. The Department of Corrections shall report				
48	on the progress of the implementation of this initiative				
49	to the Secretary of Public Safety; the Director,				
50	Department of Planning and Budget; and the Chairmen				
51	of the House Appropriations and Senate Finance				
52	Committees by September 1, 2009.				
53	388. A. From July 1, 2008, to June 30, 2010, except in the				
54	circumstances listed below, the Board of Corrections				
55	shall not approve or commit additional funds for the				
56	state share of the cost of construction, enlargement, or				
57	renovation of a local or regional jail facility:				
58	1. Emergency projects needed to comply with Board of				

ITEM 388.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Corrections' standards or life safety code requirements;			
2	2. Projects mandated through consent decrees or			
3	memoranda of understanding, pursuant to the Civil			
4	Rights of Institutionalized Persons Act, 42 U.S.C.			
5	§ 1997 et seq., and required by the United States			
6	Department of Justice;			
7	3.a. Adjustments to previously approved project funding			
8	levels, which had been based on planning study			
9	estimates, to conform to the actual project costs as			
10	determined by competitive bid.			
11	b. Adjustments to previously approved project funding			
12	levels for PPEA projects, which had been based on			
13	planning study estimates, to conform to the actual			
14	contract costs.			
15	4. New jails, jail renovations, or jail expansions by the			
16	following localities or authorities:			
17	a. The Counties of Brunswick , Dinwiddie, and			
18	Mecklenburg in order to proceed in planning for a new			
19	regional jail facility.			
20	b. The Counties of Warren, Page, Rappahannock, and			
21	Shenandoah (all or any combination of three of them),			
22	in order to proceed in planning for a regional jail			
23	facility.			
24	c. The City of Newport News, in order to proceed in			
25	planning for an expansion to the existing jail facility, to			
26	be constructed with local funds.			
27	d. The Rockbridge Regional Jail Authority, in order to			
28	proceed in planning for expansion of the regional jail			
29	facility.			
30	e. The City of Roanoke for expansion of its existing			
31	jail. The city shall explore the feasibility of joining the			
32	Western Virginia Regional Jail Authority as part of the			
33	planning process or expanding its existing jail.			
34	f. Patrick and Henry Counties and the City of			
35	Martinsville, in order to proceed in planning for a			
36	regional jail. However, Patrick County is also exempted			
37	in order to proceed with planning for a new local jail.			
38	Included within the required submissions to the			
39	Department of Corrections from Patrick County shall be			
40	a report indicating the costs and benefits to the county			
41	and the state, including a comparative analysis of the			
42	long term operating costs of a regional jail versus a			
43	local jail, and documentation that the county has			
44	determined whether or not there is interest in creating a			
45	regional jail with Henry County and the City of			
46	Martinsville, or interest from other localities or regional			
47	authorities or boards in allowing Patrick County to join			
48	a regional authority or board.			
49	B. Notwithstanding the provisions of § 53.1-82.3, Code			
50	of Virginia, any locality or group of localities may			
51	submit by March 1 of any year the required studies			
52	prescribed by § 53.1-82.1, Code of Virginia, for the			
53	review and approval of a local or regional jail project			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 388.</b>					
1	by the Board of Corrections and for consideration by				
2	the Governor of inclusion of such project in the budget				
3	bill he will submit by December 20 of that year for				
4	consideration by the succeeding session of the General				
5	Assembly.				
6	C.1. In addition to other criteria set out in the				
7	provisions of §§ 53.1-80 through 53.1-82.3, Code of				
8	Virginia, the Board of Corrections shall not approve or				
9	commit additional funds for the state share of the cost				
10	of construction, enlargement, or renovation of a local or				
11	regional jail facility unless the following conditions				
12	have been met:				
13	i. such project is consistent with the projected number				
14	of local and state responsible offenders to be housed in				
15	such facility;				
16	ii. such project meets the design criteria set out in the				
17	Board of Corrections' Standards for Planning, Design,				
18	Construction and Reimbursement of Local Correctional				
19	Facilities; and				
20	iii. such project is proposed to be built using				
21	Community Custody Facilities Standards, as adopted by				
22	the Board, unless the use of more expensive				
23	construction standards is justified, based on a				
24	documented projection of offender populations that				
25	would require a higher level of security .				
26	D. The Department of Corrections shall establish a				
27	working group to provide technical assistance, upon				
28	request of the department, in evaluating the population				
29	projections that are used to justify the need for				
30	additional regional and local jail construction. The				
31	department is authorized to request assistance from the				
32	State Compensation Board, Department of Corrections,				
33	Department of Juvenile Justice, Joint Legislative Audit				
34	and Review Commission, and the Virginia Criminal				
35	Sentencing Commission.				
36	E.1. No city, county, town or regional jail shall				
37	authorize the construction, remodeling, renovation or				
38	rehabilitation of any facility to house any inmate in				
39	secure custody which results in increased jail capacity				
40	without the prior approval of the Board of Corrections.				
41	2. Any facility operated by any local or regional jail in				
42	the Commonwealth which houses any inmate in secure				
43	custody shall be subject to the provisions of §§ 53.1-5				
44	and 53.1-68, Code of Virginia, as well as all rules,				
45	regulations, and inspections established by the Board of				
46	Corrections.				
47	389. Operation of State Residential Community Correctional				
48	Facilities (36100) .....			\$20,422,800	\$20,422,800
49	Community Facility Management (36101) .....	\$1,830,036	\$1,830,036		
50	Supervision and Management of Probates (36102).....	\$13,172,867	\$13,172,867		
51	Rehabilitation and Treatment Services - Community				
52	Residential Facilities (36103) .....	\$1,822,423	\$1,822,423		

ITEM 389.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Medical and Clinical Services - Community Residential			
2	Facilities (36104) .....	\$848,008	\$848,008	
3	Food Services - Community Residential Facilities			
4	(36105) .....	\$1,217,803	\$1,217,803	
5	Physical Plant Services - Community Residential			
6	Facilities (36106) .....	\$1,531,663	\$1,531,663	
7	Fund Sources: General .....	\$18,322,800	\$18,322,800	
8	Special .....	\$2,100,000	\$2,100,000	
9	Authority: §§ 53.1-67.2 through 53.1-67.8, Code of			
10	Virginia.			
11	A. Included within this appropriation is \$2,000,000 the			
12	first year and \$2,000,000 the second year from			
13	nongeneral funds to be used for operating expenses of			
14	diversion centers operated by the Department of			
15	Corrections. The nongeneral funds are to come from the			
16	fees collected from probationers, assigned to the			
17	diversion centers, to cover a portion of the cost of			
18	housing them, pursuant to § 19.2-316.3 C, Code of			
19	Virginia.			
20	B. Notwithstanding the provisions of § 53.1-67.1, Code			
21	of Virginia, the Department of Corrections shall not be			
22	required to operate a boot camp program for offenders			
23	placed on probation.			
24	C. For felony offenders who are under post-release or			
25	probation supervision and who have been found to be			
26	in violation of any supervisory condition, the			
27	Department of Corrections shall provide community			
28	corrections residential facilities and programs for judges			
29	to use, at their option, for placement in lieu of			
30	commitment to the department to serve all or a portion			
31	of the offenders' remaining sentences. Following a			
32	revocation hearing and a report based on the sentencing			
33	guidelines and the risk assessment instrument developed			
34	by the Virginia Criminal Sentencing Commission, a			
35	judge may order such an offender to be confined in jail			
36	or in one of the facilities operated by the Department			
37	of Corrections. While confined in jail or a community			
38	corrections facility, such offenders shall be eligible to			
39	participate in work release, public service, treatment, or			
40	rehabilitative programs as provided by § 53.1-131 of			
41	the Code of Virginia.			
42	390. Operation of Secure Correctional Facilities (39800) .....		\$914,521,739	\$914,929,668
43	Supervision and Management of Inmates (39802) .....	\$490,265,584	\$490,265,584	
44	Rehabilitation and Treatment Services - Prisons			
45	(39803) .....	\$33,234,222	\$33,642,151	
46	Prison Management (39805) .....	\$75,578,774	\$75,578,774	
47	Food Services - Prisons (39807) .....	\$43,552,641	\$43,552,641	
48	Medical and Clinical Services - Prisons (39810) .....	\$136,660,118	\$136,660,118	
49	Agribusiness (39811) .....	\$7,952,368	\$7,952,368	
50	Correctional Enterprises (39812) .....	\$51,355,345	\$51,355,345	
51	Physical Plant Services - Prisons (39815) .....	\$75,922,687	\$75,922,687	
52	Fund Sources: General .....	\$841,707,254	\$842,115,183	
53	Special .....	\$72,814,485	\$72,814,485	
54	Authority: §§ 53.1-1, 53.1-5, 53.1-8, and 53.1-10, Code			
55	of Virginia.			

ITEM 390.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. Included in this appropriation is \$725,000 in the			
2	first year and \$725,000 the second year from			
3	nongeneral funds for the purposes listed below. The			
4	source of the funds is commissions generated by prison			
5	commissary operations:			
6	1. \$150,000 the first year and \$150,000 the second year			
7	for Assisting Families of Inmates, Inc., to provide			
8	transportation for family members to visit offenders in			
9	prison and other ancillary services to family members;			
10	2. \$600,000 the first year and \$600,000 the second year			
11	for distribution to organizations that work to enhance			
12	faith-based services to inmates; and			
13	3. \$75,000 the first year and \$75,000 the second year			
14	for the Save Our Shelters "Pen Pals" program.			
15	B.1. The Department of Corrections is authorized to			
16	contract with other governmental entities to house male			
17	and female prisoners from those jurisdictions in			
18	facilities operated by the department.			
19	2.. The State Comptroller shall continue the Contract			
20	Prisoners Special Revenue Fund on the Commonwealth			
21	Accounting and Reporting System to reflect the			
22	activities of contracts between the Commonwealth of			
23	Virginia and other governmental entities for the housing			
24	of prisoners in facilities operated by the Virginia			
25	Department of Corrections.			
26	3. Included in the appropriation for this Item is			
27	\$19,249,140 the first year and \$19,249,140 the second			
28	year from the Fund. The Director, Department of			
29	Planning and Budget, is authorized to increase this			
30	appropriation to support non-recurring expenditures of			
31	the Department of Corrections.			
32	C. The Department of Corrections may enter into			
33	agreements with local and regional jails to house			
34	state-responsible offenders in such facilities and to			
35	effect transfers of convicted state felons between and			
36	among such jails. Such agreements shall be governed			
37	by the provisions of Item 70 of this act.			
38	D. To the extent that the Department of Corrections			
39	privatizes food services, the Department shall also seek			
40	to maximize agribusiness operations.			
41	E. Notwithstanding the provisions of § 53.1-45, Code			
42	of Virginia, the Department of Corrections is authorized			
43	to sell on the open market and through the Virginia			
44	Farmers' Market Network any dairy, animal, or farm			
45	products of which the Commonwealth imports more			
46	than it exports.			
47	F. The Department of Corrections shall administer a			
48	STATIC-99 screening to all potential sexually violent			
49	predators eligible for civil commitment pursuant to			
50	§ 37.2-900 et. seq., Code of Virginia, within six months			
51	of their admission to the custody of the department.			
52	The results of such screenings shall be provided			
53	monthly to the Commissioner of the Department of			
54	Mental Health, Mental Retardation and Substance			

ITEM 390.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Abuse Services.			
2	G. 1. Included in the appropriation for this Item is			
3	\$177,292 the first year and \$236,383 the second year			
4	from the general fund for the operation of a pilot			
5	habitual technical violator center. The Department of			
6	Corrections shall designate a correctional facility to			
7	serve as the center. The center shall consist of an			
8	intensive cognitive remediation treatment program and			
9	substance abuse therapy, using practices that have been			
10	shown by widely accepted evidence to be effective in			
11	reducing recidivism.			
12	2. In the case of an offender under probation			
13	supervision for a felony (i) who violates the conditions			
14	of his probation, but who has not committed a new			
15	criminal offense and (ii) whose score on the worksheets			
16	of the Probation Violation Guidelines developed by the			
17	Virginia Criminal Sentencing Commission results in a			
18	recommendation for incarceration in the Department of			
19	Corrections, the court may, in lieu of reimposing the			
20	suspended sentence under the provisions of § 19.2-306,			
21	Code of Virginia, continue the offender on probation on			
22	the condition that the offender enter and successfully			
23	complete the program of a habitual technical violator			
24	center operated by the Department of Corrections.			
25	3. In the case of an offender under parole supervision			
26	for a felony who violates the conditions of his parole,			
27	but who has not committed a new criminal offense, the			
28	Virginia Parole Board may, in lieu of revoking the			
29	offender's parole under the provisions of § 53.1-165,			
30	Code of Virginia, continue the offender on parole on			
31	the condition that the offender enter and successfully			
32	complete the program of a habitual technical violator			
33	center operated by the Department of Corrections.			
34	4. The first placement of an offender in a habitual			
35	technical violator center shall be for a period of six			
36	months. A second placement shall be for a period of			
37	twelve months. No offender may be placed in a			
38	habitual technical violator center more than two times.			
39	5. The Department of Corrections shall make quarterly			
40	reports to the Secretary of Public Safety; the Director,			
41	Department of Planning and Budget; and the Chairmen			
42	of the House Appropriations and Senate Finance			
43	Committees during FY 2009 on the progress in			
44	developing the center and its utilization. Thereafter, the			
45	department shall make semi-annual reports. The			
46	department shall collect the data and develop the			
47	framework and processes that will enable it to conduct			
48	an in-depth evaluation of the program three years after			
49	it has been in operation.			
50	H. 1. Included in the appropriation for this Item is			
51	\$595,521 the first year and \$761,394 the second year			
52	from the general fund for the development and			
53	operation of three pilot transition centers.			
54	2. The Department of Corrections shall create 100-bed			
55	transition centers in three correctional facilities. The			
56	inmates assigned to these centers shall have 12 months			
57	or less to serve on their sentences. In the centers, the			

ITEM 390.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	department shall use a cognitive community program				
2	model, which will utilize evidence-based practices of				
3	social learning and cognitive restructuring that have				
4	been shown to reduce recidivism. In addition to				
5	cognitive therapy, the centers shall emphasize discharge				
6	planning. To facilitate the successful reentry of				
7	offenders in the program to society, the department				
8	shall utilize, in addition to the staff supported by the				
9	funding identified in this paragraph, transition specialist				
10	positions previously provided to the department.				
11	3. The department shall report quarterly in FY 2009 to				
12	the Secretary of Public Safety; the Director, Department				
13	of Planning and Budget; and the Chairmen of the				
14	House Appropriations and Senate Finance Committees				
15	on the progress of developing and implementing the				
16	program. Thereafter, it shall report semi-annually. The				
17	department shall collect the data and develop the				
18	framework and processes that will enable it to conduct				
19	an in-depth evaluation of the program three years after				
20	it has been in operation.				
21	I. 1. On a pilot basis, the Department of Corrections, in				
22	coordination with the Virginia Supreme Court, shall				
23	develop a pilot therapeutic incarceration program.				
24	Offenders eligible for such a program shall be those				
25	offenders (i) convicted of a felony for whom the				
26	sentencing guidelines developed by the Virginia				
27	Criminal Sentencing Commission would recommend a				
28	sentence of three years or more in facilities operated by				
29	the Department of Corrections and (ii) whom the court				
30	determines require treatment for drug or alcohol				
31	substance. For any such offender, the court may impose				
32	the appropriate sentence with the stipulation that the				
33	Department of Corrections place the offender in an				
34	intensive therapeutic community-style substance abuse				
35	treatment program as soon as possible after receiving				
36	the offender. Upon certification by the Department of				
37	Corrections that the offender has successfully completed				
38	such a program of a duration of 18 months or longer,				
39	the court may suspend the remainder of the sentence				
40	imposed by the court and order the offender released to				
41	supervised probation for a period specified by the court.				
42	2. If an offender assigned to the program voluntarily				
43	withdraws from the program, is removed from the				
44	program by the Department of Corrections for				
45	intractable behavior, fails to participate in program				
46	activities, or fails to comply with the terms and				
47	conditions of the program, the Department of				
48	Corrections shall notify the court, outlining specific				
49	reasons for the removal and shall reassign the defendant				
50	to another incarceration assignment as appropriate.				
51	Under such terms, the offender shall serve out the				
52	balance of the sentence imposed by the court.				
53	3. The Department of Corrections and the Supreme				
54	Court shall develop procedures to be used in				
55	implementing the program.				
56	4. The Department of Corrections shall collect the data				
57	and develop the framework and processes that will				
58	enable it to conduct an in-depth evaluation of the				
59	program three years after it has been in operation. The				

ITEM 390.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	department shall submit a report periodically on the				
2	program to the Chief Justice as he may require and				
3	shall submit a report on the implementation of the				
4	program and its usage to the Secretary of Public Safety				
5	and the Chairmen of the House Appropriations and				
6	Senate Finance Committees by October 1, 2009.				
7	391.	Administrative and Support Services (39900).....		\$77,806,935	\$79,275,303
8		General Management and Direction (39901).....	\$15,542,150	\$15,542,150	
9		Information Technology Services (39902).....	\$26,228,732	\$26,228,732	
10		Accounting and Budgeting Services (39903).....	\$3,481,305	\$3,481,305	
11		Architectural and Engineering Services (39904).....	\$6,119,064	\$7,587,432	
12		Human Resources Services (39914).....	\$2,614,684	\$2,614,684	
13		Planning and Evaluation Services (39916).....	\$394,442	\$394,442	
14		Procurement and Distribution Services (39918).....	\$8,044,266	\$8,044,266	
15		Training Academy (39929).....	\$6,052,992	\$6,052,992	
16		Offender Classification and Time Computation Services			
17		(39930) .....	\$9,329,300	\$9,329,300	
18		Fund Sources: General .....	\$73,206,935	\$74,675,303	
19		Special.....	\$4,600,000	\$4,600,000	
20	Authority: §§ 53.1-1 and 53.1-10, Code of Virginia.				
21	A. 1. Any plan to modernize and integrate the				
22	automated systems of the Department of Corrections				
23	shall be based on developing the integrated system in				
24	phases, or modules. Furthermore, any such integrated				
25	system shall be designed to provide the department the				
26	data needed to evaluate its programs, including that				
27	data needed to measure recidivism.				
28	2. The appropriation in this Item includes \$1,000,000				
29	the first year and \$1,000,000 the second year from the				
30	Contract Prisoners Special Revenue Fund to defray a				
31	portion of the costs of developing the offender				
32	management system. In addition to any general fund				
33	appropriations, the Department of Corrections may,				
34	subject to the authorization of the Director, Department				
35	of Planning and Budget, utilize additional revenue				
36	deposited in the Contract Prisoners Special Revenue				
37	Fund to support the development of the offender				
38	management system.				
39	B. Included in this appropriation is \$600,000 the first				
40	year and \$600,000 the second year from nongeneral				
41	funds to be used for installation and operating expenses				
42	of the telemedicine program operated by the				
43	Department of Corrections. The source of the funds is				
44	revenue from inmate fees collected for medical services.				
45	C. Included in this appropriation is \$3,000,000 the first				
46	year and \$3,000,000 the second year from nongeneral				
47	funds to be used by the Department of Corrections for				
48	the operations of its Corrections Construction Unit. The				
49	Comptroller shall continue the Corrections Construction				
50	Unit Special Operating Fund on the Commonwealth				
51	Accounting and Reporting System to reflect the				
52	activities of contracts between the Corrections				
53	Construction Unit and (i) institutions within the				
54	Department of Corrections for work not related to a				
55	capital project and (ii) agencies without the Department				
56	of Corrections for work performed for those agencies.				



ITEM 391.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	D. Notwithstanding the provisions of § 53.1-20 A. and			
2	B., Code of Virginia, the director of the Department of			
3	Corrections shall receive offenders into the state			
4	correctional system from local and regional jails at such			
5	time as he determines that sufficient, secure and			
6	appropriate housing is available, placing a priority on			
7	receiving inmates diagnosed and being treated for HIV,			
8	mental illnesses requiring medication, or Hepatitis C.			
9	The director shall maximize, consistent with inmate and			
10	staff safety, the use of bed space in the state			
11	correctional system. The director shall report monthly			
12	to the Secretary of Public Safety and the Secretary of			
13	Administration on the number of inmates housed in the			
14	state correctional system, the number of inmate beds			
15	available, and the number of offenders housed in local			
16	and regional jails that meet the criteria set out in			
17	§ 53.1-20 A. and B.			
18	E.1. Thereby is hereby reappropriated \$1,000,000 from			
19	the general fund balance remaining in this program on			
20	June 30, 2008, and on June 30, 2009. This amount			
21	shall not be allotted by the Department of Planning and			
22	Budget until the Department of Corrections has entered			
23	into a contract with the town of Craigsville as provided			
24	in paragraph E 2 of this Item.			
25	2. Included within the appropriation for this Item is			
26	\$1,522,469 the second year from the general fund. This			
27	amount, together with the \$1,000,000 reappropriated in			
28	paragraph E 1 of this Item, shall constitute the initial			
29	portion of the Commonwealth's share of the cost of			
30	constructing a wastewater treatment plant by the Town			
31	of Craigsville. No payment shall be made to the town			
32	unless the Department of Corrections enters into a new			
33	contract with the town of Craigsville, which, along with			
34	other appropriate terms, shall provide that all charges to			
35	be paid for all future wastewater treatment for the			
36	Augusta Correctional Center shall be based only upon			
37	the correctional center's actual metered usages and that			
38	the Augusta Correctional Center shall be charged at a			
39	rate no higher than the lowest rate charged to any other			
40	customer of Craigsville's wastewater treatment system.			
41	The contract shall also provide that the Department of			
42	Corrections shall make an annual payment of \$120,000			
43	for 20 years to the town of Craigsville. This payment			
44	shall be the reimbursement of debt service on a loan			
45	received by the town from the Department of			
46	Environmental Quality for part of the construction cost			
47	of the treatment plant. After such contract between the			
48	department and the town has been entered into and a			
49	construction contract for the facility has been entered			
50	into by the town, the department shall make the total			
51	initial payment of \$2,522,469. Such payment may be			
52	made in an installment of \$1,000,000 in the first year			
53	and \$1,522,469 in the second year, if the requirements			
54	set out in this paragraph are met.			
55	F. The Department of Corrections is exempted from the			
56	approval requirements of Chapter 11 of the			
57	Construction and Professional Services Manual as			
58	issued by the Division of Engineering and Buildings.			
59	The Department of Corrections may authorize and			
60	initiate design-build contracts as deemed appropriate by			
61	the Director, Department of Corrections, in accordance			

ITEM 391.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	with §§ 2.2-4301 and 2.2-4306, Code of Virginia.			
2	G. 1. The Department of Corrections shall continue its			
3	planning for a correctional facility to be located in			
4	Charlotte County. Any such facility shall include at			
5	least one dormitory-style unit designed to house a			
6	transition center, a habitual technical violator center, or			
7	both. The programming planned for such unit shall be			
8	an intensive cognitive remediation treatment program			
9	and substance abuse therapy, using practices that have			
10	been shown by widely accepted evidence to be			
11	effective in reducing recidivism.			
12	2. If the department uses the process established under			
13	the Public-Private Education and Infrastructure Act			
14	(PPEA) to develop the plans for this facility and if any			
15	proposal it has under consideration involves private			
16	operation and financing of the facility, the department			
17	shall follow the procedures, and meet all the			
18	requirements, of Chapter 15 of Title 53.1, Code of			
19	Virginia. Before any comprehensive agreement is			
20	finalized, the Department of Planning and Budget shall			
21	conduct the cost benefit evaluation required by			
22	§ 53.1-262, Code of Virginia. In addition, the			
23	Department of the Treasury shall evaluate the proposed			
24	financing to determine if it would be more			
25	advantageous to the state to finance the construction of			
26	the facility itself. Finally, any PPEA comprehensive			
27	agreement for construction of the Charlotte County			
28	facility shall be submitted to the Governor for approval			
29	after being reviewed by the Secretaries of Public			
30	Safety, Administration, and Finance.			
31	H. The Department of Corrections shall conduct a			
32	thorough analysis of the physical plant of the Powhatan			
33	Correctional Center and project the cost of the			
34	upgrades, renovations, and repairs needed over the next			
35	ten years to maintain the facility in good working order			
36	as a secure correctional facility. It shall also project the			
37	cost of replacing the Powhatan Correctional Center with			
38	a facility of comparable security and bed capacity. With			
39	this data, and taking into account any operational			
40	efficiencies that would be effected with a new prison,			
41	the department shall prepare a report comparing the			
42	costs of renovating the existing facility with the			
43	projected costs of replacing it and shall make a			
44	recommendation concerning renovation or replacement.			
45	The department shall submit the report to the			
46	Secretaries of Public Safety and Finance by October 1,			
47	2008.			
48	I. The Department of Corrections shall strive to have			
49	no more than 500 general population and reception			
50	beds of its base bed space capacity vacant at any one			
51	time. The Director, Department of Planning and			
52	Budget, is authorized to increase the department's			
53	appropriation of revenue received from housing out of			
54	state inmates by \$14 per prisoner-day that the vacancy			
55	level falls below 500. Any such additional appropriation			
56	shall be used only for non-recurring expenses.			
57	Total for Department of Corrections.....		\$1,100,288,326	\$1,102,423,903

ITEM 391.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	General Fund Positions.....	13,406.00	13,406.00		
2	Nongeneral Fund Positions.....	216.50	216.50		
3	Position Level .....	13,622.50	13,622.50		
4	Fund Sources: General.....	\$1,019,331,361	\$1,021,466,938		
5	Special.....	\$79,629,485	\$79,629,485		
6	Dedicated Special Revenue.....	\$1,327,480	\$1,327,480		
7	<b>§ 1-110. DEPARTMENT OF CRIMINAL JUSTICE SERVICES (140)</b>				
8	392. Criminal Justice Training and Standards (30300).....			\$2,355,681	\$2,355,681
9	Law Enforcement Training and Education Assistance				
10	(30306) .....	\$2,355,681	\$2,355,681		
11	Fund Sources: General.....	\$2,320,681	\$2,320,681		
12	Special.....	\$35,000	\$35,000		
13	Authority: Title 9.1, Chapter 1, Code of Virginia.				
14	Out of this appropriation, \$75,000 the first year and				
15	\$75,000 the second year from the general fund is				
16	authorized to oversee and conduct training of law				
17	enforcement and first responder personnel in managing				
18	persons with Alzheimer's disease or other				
19	memory-related impairments. The department shall				
20	provide the training coordinator position and the				
21	leadership role for developing, implementing,				
22	organizing, conducting, and promoting train-the-trainer				
23	courses while other participating first responder				
24	agencies shall provide other program support as needed.				
25	393. Criminal Justice Research, Planning and Coordination				
26	(30500) .....			\$537,517	\$537,517
27	Criminal Justice Research, Statistics, Evaluation, and				
28	Information Services (30504).....	\$537,517	\$537,517		
29	Fund Sources: General.....	\$537,517	\$537,517		
30	Authority: Title 9.1, Chapter 1; Title 19.2, Chapter				
31	23.1, Code of Virginia.				
32	394. Asset Forfeiture and Seizure Fund Management and				
33	Financial Assistance Program (30600).....			\$5,308,104	\$5,308,104
34	Coordination of Asset Seizure and Forfeiture Activities				
35	(30602) .....	\$5,308,104	\$5,308,104		
36	Fund Sources: General.....	\$12,566	\$12,566		
37	Special.....	\$5,295,538	\$5,295,538		
38	Authority: Title 19.2, Chapter 22.1, Code of Virginia.				
39	395. Financial Assistance for Administration of Justice				
40	Services (39000).....			\$81,939,599	\$81,894,599
41	Financial Assistance for Administration of Justice				
42	Services (39001).....	\$81,939,599	\$81,894,599		
43	Fund Sources: General.....	\$36,118,870	\$36,073,870		
44	Special.....	\$100,000	\$100,000		
45	Trust and Agency.....	\$10,000,000	\$10,000,000		
46	Dedicated Special Revenue.....	\$10,238,464	\$10,238,464		
47	Federal Trust.....	\$25,482,265	\$25,482,265		
48	Authority: Title 9.1, Chapter 1, Code of Virginia.				

ITEM 395.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	A. This appropriation includes an estimated			
2	\$12,000,000 the first year and an estimated \$12,000,000			
3	the second year in federal funds pursuant to the			
4	Omnibus Crime Control Act of 1968, as amended. Of			
5	these amounts, nine percent is available for			
6	administration, and the remainder is available for grants			
7	to state agencies and local units of government. The			
8	remaining federal funds are to be passed through as			
9	grants to localities, with a required 25 percent local			
10	match. Also included in this appropriation is \$829,930			
11	the first year and \$829,930 the second year from the			
12	general fund for the required matching funds for state			
13	agencies.			
14	B. The Department of Criminal Justice Services is			
15	authorized to make grants and provide technical			
16	assistance out of this appropriation to state agencies,			
17	local governments, regional and nonprofit organizations			
18	for the establishment and operation of programs for the			
19	following purposes and up to the amounts specified:			
20	1.a. Regional training academies for criminal justice			
21	training, \$1,101,101 the first year and \$1,101,101 the			
22	second year from the general fund and an estimated			
23	\$1,500,000 the first year and an estimated \$1,500,000			
24	the second year from nongeneral funds. The Criminal			
25	Justice Services Board shall adopt such rules as may			
26	reasonably be required for the distribution of funds and			
27	for the establishment, operation and service boundaries			
28	of state-supported regional criminal justice training			
29	academies.			
30	b. The Board of Criminal Justice Services, consistent			
31	with § 9.1-102, Code of Virginia, and			
32	§ 6VAC-20-20-61 of the Administrative Code, shall not			
33	approve or provide funding for the establishment of any			
34	new criminal justice training academy from July 1,			
35	2008, through June 30, 2010, except that the Board			
36	may approve a new academy for Roanoke County, to			
37	be supported with local funds, consistent with the			
38	Agreement dated February 5, 2007, by and between the			
39	Board of Supervisors of Roanoke County, the Sheriff of			
40	Roanoke County, and the Cardinal Criminal Justice			
41	Academy.			
42	2. Virginia Crime Victim-Witness Fund, \$5,124,059 the			
43	first year and \$5,124,059 the second year from			
44	dedicated special revenue, and \$3,100,000 the first year			
45	and \$3,100,000 the second year from the general fund.			
46	The Department of Criminal Justice Services shall			
47	provide a report on the current and projected status of			
48	federal, state and local funding for victim-witness			
49	programs supported by the Fund. Copies of the report			
50	shall be provided to the Secretary of Public Safety, the			
51	Department of Planning and Budget and the Chairmen			
52	of the Senate Finance and House Appropriations			
53	Committees by October 16, 2008.			
54	3.a. Court Appointed Special Advocate (CASA)			
55	programs, \$1,615,000 the first year and \$1,615,000 the			
56	second year from the general fund.			
57	b. In the event that the federal government reduces or			
58	removes support for the CASA programs, the Governor			

ITEM 395.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	is authorized to provide offsetting funding for those				
2	impacted programs out of the unappropriated balances				
3	in this Act.				
4	C.1. Out of this appropriation, \$21,908,828 the first				
5	year and \$21,908,828 the second year from the general				
6	fund is authorized to make discretionary grants and to				
7	provide technical assistance to cities, counties or				
8	combinations thereof to develop, implement, operate				
9	and evaluate programs, services and facilities				
10	established pursuant to the Comprehensive Community				
11	Corrections Act for Local-Responsible Offenders				
12	(§ 53.1-182.1, Code of Virginia) and the Pretrial				
13	Services Act (§ 19.2-152.4, Code of Virginia). Out of				
14	these amounts, the Director, Department of Criminal				
15	Justice Services, is authorized to expend no more than				
16	five percent per year for state administration of these				
17	programs.				
18	2. The Department of Criminal Justice Services, in				
19	conjunction with the Office of the Executive Secretary				
20	of the Supreme Court and the Virginia Criminal				
21	Sentencing Commission, shall conduct information and				
22	training sessions for judges and other judicial officials				
23	on the programs, services and facilities available				
24	through the Pretrial Services Act and the				
25	Comprehensive Community Corrections Act for				
26	Local-Responsible Offenders.				
27	D. In the event the federal government should make				
28	available additional funds pursuant to the Violence				
29	Against Women Act, the Department shall set aside 33				
30	percent of such funds for competitive grants to				
31	programs providing services to domestic violence and				
32	sexual assault victims.				
33	E. Subject to the conditions stated in this Item and with				
34	the prior written approval of the Director, Department				
35	of Planning and Budget, there is hereby re-appropriated				
36	the unexpended balances remaining in the				
37	appropriations made in the Financial Assistance for				
38	Administration of Justice Services program on June 30,				
39	2008, and June 30, 2009. These reappropriations shall				
40	be used only for the purposes of the original				
41	appropriation for grants made by the Criminal Justice				
42	Services Board. This provision shall apply to funds				
43	obligated to and in the possession of state agency				
44	subgrantees and the Department of Criminal Justice				
45	Services.				
46	F.1. Out of this appropriation, \$1,490,000 the first year				
47	and \$1,490,000 the second year from the general fund				
48	and \$1,710,000 the first year and \$1,710,000 the				
49	second year from such federal funds as are available				
50	shall be deposited to the School Resource Officer				
51	Incentive Grants Fund established pursuant to				
52	§ 9-171.1, Code of Virginia. Localities shall match				
53	these funds based on the composite index of local				
54	ability-to-pay. The Department shall give priority to				
55	localities requesting school resource officers in high				
56	schools.				
57	2. The Director, Department of Criminal Justice				
58	Services, is authorized to expend \$357,285 the first				

ITEM 395.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	year and \$357,285 the second year from the School				
2	Resource Officer Incentive Grants Fund to operate the				
3	Virginia Center for School Safety, pursuant to				
4	§ 9.1-110, Code of Virginia.				
5	G. The Department of Criminal Justice Services shall				
6	provide a grant of \$75,000 the first year and \$75,000				
7	second year to the County of Fairfax for the Fairfax				
8	Partnership on Youth.				
9	H. Included in the amounts appropriated in this Item is				
10	\$100,000 the first year and \$100,000 the second year				
11	from the general fund to support the dual diagnosis day				
12	reporting program operated by Chesterfield County				
13	Community Corrections.				
14	I. Included in the amounts appropriated in this Item is				
15	\$450,000 the first year and \$450,000 the second year				
16	from the general fund for grants to local sexual assault				
17	crisis centers (SACCs) to provide core and				
18	comprehensive services to victims of sexual violence.				
19	J. Included in the amounts appropriated in this Item is				
20	\$45,000 the first year from the general fund for the				
21	planning phase of the Virginia Public Safety Memorial.				
22	396.	Regulation of Professions and Occupations (56000) .....		\$2,732,315	\$2,732,315
23		Business Regulation Services (56033).....	\$2,732,315	\$2,732,315	
24		Fund Sources: General.....	\$94,247	\$94,247	
25		Special.....	\$2,638,068	\$2,638,068	
26		Authority: Title 9.1, Chapter 1, Article 4, §§ 9.1-141,			
27		9.1-139, 9.1-143, and 9.1-149, Code of Virginia.			
28	397.	Financial Assistance to Localities - General (72800) .....		\$205,001,876	\$205,001,876
29		Financial Assistance to Localities Operating Police			
30		Departments (72813).....	\$205,001,876	\$205,001,876	
31		Fund Sources: General.....	\$205,001,876	\$205,001,876	
32		Authority: Title 9.1, Chapter 1, Article 8, Code of			
33		Virginia.			
34		A. The funds appropriated in this Item shall be			
35		distributed to localities with qualifying police			
36		departments, as defined in §§ 9.1-165 through 9.1-172,			
37		Code of Virginia (HB 599). Notwithstanding the			
38		provisions of §§ 9.1-165 through 9.1-172, Code of			
39		Virginia, the amount distributed to each locality the			
40		first year and the second year shall be equal to that			
41		locality's final FY 2008 distribution.			
42		B. For purposes of receiving funds in accordance with			
43		this program, it is the intention of the General			
44		Assembly that the Town of Boone's Mill shall be			
45		considered to have had a police department in operation			
46		since the 1980-82 biennium and is therefore eligible for			
47		financial assistance under Title 9.1, Chapter 1, Article			
48		8, Code of Virginia (House Bill 599).			
49		C.I. It is the intent of the General Assembly that state			
50		funding provided to localities operating police			
51		departments be used to fund local public safety			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 397.					
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	398. Administrative and Support Services (39900).....			\$1,722,683	\$1,722,683
32	General Management and Direction (39901).....	\$1,722,683	\$1,722,683		
33	Fund Sources: General.....	\$969,624	\$969,624		
34	Special.....	\$753,059	\$753,059		
35	Authority: Title 9.1, Chapter 1, Code of Virginia.				
36	Total for Department of Criminal Justice Services.....			<b>\$299,597,775</b>	<b>\$299,552,775</b>
37	General Fund Positions.....	63.50	63.50		
38	Nongeneral Fund Positions.....	71.50	71.50		
39	Position Level .....	135.00	135.00		
40	Fund Sources: General.....	\$245,055,381	\$245,010,381		
41	Special.....	\$8,821,665	\$8,821,665		
42	Trust and Agency.....	\$10,000,000	\$10,000,000		
43	Dedicated Special Revenue.....	\$10,238,464	\$10,238,464		
44	Federal Trust.....	\$25,482,265	\$25,482,265		
45	<b>§ 1-111. DEPARTMENT OF EMERGENCY MANAGEMENT (127)</b>				
46	399. Emergency Preparedness (77500) .....			\$28,035,244	\$27,749,656
47	Financial Assistance for Emergency Management and				
48	Response (77501).....	\$19,289,899	\$19,289,899		
49	Emergency Planning, Training and Exercises (77502) .....	\$8,745,345	\$8,459,757		
50	Fund Sources: General.....	\$846,945	\$561,357		
51	Special.....	\$1,431,904	\$1,431,904		
52	Commonwealth Transportation .....	\$30,000	\$30,000		
53	Federal Trust.....	\$25,726,395	\$25,726,395		

ITEM 399.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Authority: Title 44, Chapters 3.2, 3.3, 3.4, §§ 44-146.13				
2	through 44-146.28:1 and 44-146.31 through 44-146.40,				
3	Code of Virginia.				
4	A. The Department of Emergency Management shall				
5	provide a report on options for the implementation of a				
6	hazardous materials fee to fund the Commonwealth's				
7	hazardous materials activities such as the costs of				
8	providing funding to local hazardous materials teams				
9	and providing hazardous training to team members.				
10	This report shall include at a minimum the level of fee				
11	recommended to be imposed, the industries that would				
12	be impacted, the projected revenue generated, and				
13	activities the fee would support. The department shall				
14	provide copies of the report to the Secretary of Public				
15	Safety; the Director, Department of Planning and				
16	Budget; and the Chairmen of the Senate Finance and				
17	House Appropriations Committees by September 15,				
18	2008.				
19	B. Included within this appropriation is the continuation				
20	of \$160,810 the first year and \$160,810 the second year				
21	from the Fire Programs Fund to support the				
22	department's hazardous materials training program.				
23	400.	Emergency Response and Recovery (77600) .....		\$9,926,768	\$9,926,768
24		Emergency Response and Recovery Services (77601) .....	\$1,759,206	\$1,759,206	
25		Financial Assistance for Emergency Response and			
26		Recovery (77602).....	\$8,167,562	\$8,167,562	
27		Fund Sources: General.....	\$628,003	\$628,003	
28		Special.....	\$184,829	\$184,829	
29		Commonwealth Transportation .....	\$853,251	\$853,251	
30		Federal Trust.....	\$8,260,685	\$8,260,685	
31	Authority: Title 44, Chapters 3.2 through 3.5,				
32	§§ 44-146.17, 44-146.18(c), 44-146.22, 44-146.28(a)				
33	Code of Virginia.				
34	Included within this appropriation is \$217,060 the first				
35	year and \$217,060 the second year from the general				
36	fund to cover increasing costs to maintain training				
37	programs for the Reservist Program. The reservist				
38	training program is necessary to ensure that department				
39	staff are augmented by a sufficient number of properly				
40	trained volunteer responders during an emergency				
41	situation.				
42	401.	Virginia Emergency Operations Center (77800) .....		\$3,210,367	\$3,210,367
43		Virginia Emergency Operations Center (Veoc) and			
44		Communications (77801).....	\$3,210,367	\$3,210,367	
45		Fund Sources: General.....	\$2,127,318	\$2,127,318	
46		Special.....	\$818,791	\$818,791	
47		Federal Trust.....	\$264,258	\$264,258	
48	Authority: Title 44 and §52-47, Code of Virginia.				
49	Included within this appropriation is \$387,500 the first				
50	year and \$387,500 the second year from the general				
51	fund to support the Integrated Flood Observing and				
52	Warning System (IFLOWS) program.				



ITEM 401.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	402.				
2	Administrative and Support Services (79900).....			\$3,674,561	\$3,674,561
	General Management and Direction (79901).....	\$3,674,561	\$3,674,561		
3	Fund Sources: General.....	\$2,325,777	\$2,325,777		
4	Special.....	\$480,870	\$480,870		
5	Commonwealth Transportation.....	\$50,000	\$50,000		
6	Federal Trust.....	\$817,914	\$817,914		
7	Authority: Title 44, Chapters 3.2, 3.3, 3.4, Code of				
8	Virginia.				
9	By July 15 of each year, the State Coordinator of				
10	Emergency Management shall assess emergencies and				
11	disasters that have been authorized sum sufficient				
12	funding by the Governor and provide to the Department				
13	of Planning and Budget written justification to support				
14	continuing sum sufficient funding longer than one year				
15	for a locally declared emergency (or disaster), three				
16	years for a state declared disaster, and five years for a				
17	nationally declared disaster. At the same time, the State				
18	Coordinator shall identify any disasters that can be				
19	closed due to fulfillment of the state's obligations.				
20	403.				
21	Emergency Response Systems Development				
22	Technology Services (71200).....			\$49,818,979	\$48,113,801
23	Emergency Communication Systems Development				
24	Services (71201).....	\$10,065,195	\$10,065,195		
25	Financial Assistance to Localities for Enhanced				
26	Emergency Communications (71202).....	\$27,690,882	\$25,985,704		
27	Financial Assistance to Service Providers for Enhanced				
	Emergency Communications Services (71203).....	\$12,062,902	\$12,062,902		
28	Fund Sources: Dedicated Special Revenue.....	\$49,818,979	\$48,113,801		
29	Authority: Title 2.2, Chapter 20.1, and Title 56,				
30	Chapter 15, Code of Virginia.				
31	A.1. Out of the amounts for Emergency				
32	Communication Systems Development Services,				
33	\$1,000,000 the first year and \$1,000,000 the second				
34	year from dedicated special revenue shall be used for				
35	development and deployment of improvements to the				
36	statewide E-911 network.				
37	2. These funds shall remain unallotted until their				
38	expenditure has been approved by the Wireless E-911				
39	Services Board.				
40	B. Notwithstanding the provisions of Article 7, Chapter				
41	15, Title 56, Code of Virginia, \$1,750,000 the first year				
42	and \$1,750,000 the second year from Financial				
43	Assistance to Localities for Enhanced Emergency				
44	Communications dedicated special revenue shall be				
45	used to support the efforts of the Virginia Geographic				
46	Information Network, or its counterpart, for providing				
47	the development and use of spatial data to support				
48	E-911 wireless activities in partnership with Enhanced				
49	Emergency Communications Services. Funding is to be				
50	earmarked for major updates of the VBMP and digital				
51	road centerline files.				
52	404.				
53	A. All funds transferred to the Department of				
54	Emergency Management pursuant to the Governor's				
	authority under § 44-146.28, Code of Virginia, shall be				

ITEM 404.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	deposited into a special fund account to be used only				
2	for Disaster Recovery.				
3	B. Included in the Federal Trust appropriation are				
4	amounts estimated at \$34,592 the first year and \$34,592				
5	the second year, to pay for statewide indirect cost				
6	recoveries of this agency. Actual recoveries of statewide				
7	indirect costs up to the level of these estimates shall be				
8	exempt from payment into the general fund, as				
9	provided by § 4-2.03 of this act. Amounts recovered in				
10	excess of these estimates shall be deposited to the				
11	general fund.				
12	Total for Department of Emergency Management.....			\$94,665,919	\$92,675,153
13	General Fund Positions.....	54.75	54.75		
14	Nongeneral Fund Positions.....	93.25	93.25		
15	Position Level .....	148.00	148.00		
16	Fund Sources: General .....	\$5,928,043	\$5,642,455		
17	Special.....	\$2,916,394	\$2,916,394		
18	Commonwealth Transportation .....	\$933,251	\$933,251		
19	Dedicated Special Revenue .....	\$49,818,979	\$48,113,801		
20	Federal Trust.....	\$35,069,252	\$35,069,252		
21					
	<b>§ 1-112. DEPARTMENT OF FIRE PROGRAMS (960)</b>				
22	405. Fire Training and Technical Support Services (74400) ....			\$6,876,413	\$6,876,413
23	Fire Services Management and Coordination (74401).....	\$2,025,158	\$2,025,158		
24	Virginia Fire Services Research (74402).....	\$355,000	\$355,000		
25	Fire Services Training and Professional Development				
26	(74403) .....	\$3,197,253	\$3,197,253		
27	Technical Assistance and Consultation Services				
28	(74404) .....	\$768,001	\$768,001		
29	Emergency Operational Response Services (74405).....	\$251,001	\$251,001		
30	Public Fire and Life Safety Educational Services				
31	(74406) .....	\$280,000	\$280,000		
32	Fund Sources: Special.....	\$6,876,413	\$6,876,413		
33	Authority: Title 9.1, Chapter 2 and § 38.2-401, Code of				
34	Virginia.				
35	Notwithstanding the provisions of § 38.2-401, Code of				
36	Virginia, up to 25 percent of the revenue available from				
37	the Fire Programs Fund, after making the distributions				
38	set out in § 38.2-401 D, Code of Virginia, may be used				
39	by the Department of Fire Programs to pay for the				
40	administrative costs of all activities assigned to it by				
41	law.				
42	406. Financial Assistance for Fire Services Programs				
43	(76400) .....			\$22,325,000	\$23,825,000
44	Fire Programs Fund Distribution (76401).....	\$19,000,000	\$20,500,000		
45	Burn Building Grants (76402).....	\$2,500,000	\$2,500,000		
46	Categorical Grants (76403).....	\$825,000	\$825,000		
47	Fund Sources: Special.....	\$22,075,000	\$23,575,000		
48	Federal Trust.....	\$250,000	\$250,000		
49	Authority: §§ 38.2-401 Code of Virginia				
50	407. Regulation of Structure Safety (56200).....			\$3,045,201	\$3,045,201
51	State Fire Prevention Code Administration (56203).....	\$3,045,201	\$3,045,201		

ITEM 407.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Fund Sources: General .....	\$2,547,201	\$2,547,201			
2	Special .....	\$498,000	\$498,000			
3	Total for Department of Fire Programs .....			<b>\$32,246,614</b>	<b>\$33,746,614</b>	
4	General Fund Positions.....	31.00	31.00			
5	Nongeneral Fund Positions.....	43.00	43.00			
6	Position Level .....	74.00	74.00			
7	Fund Sources: General .....	\$2,547,201	\$2,547,201			
8	Special .....	\$29,449,413	\$30,949,413			
9	Federal Trust.....	\$250,000	\$250,000			
10	<b>§ 1-113. DEPARTMENT OF FORENSIC SCIENCE (778)</b>					
11	408. Law Enforcement Scientific Support Services (30900) ....			\$37,209,975	\$37,209,975	
12	Biological Analysis Services (30901) .....	\$10,535,958	\$10,535,958			
13	Chemical Analysis Services (30902) .....	\$8,177,068	\$8,177,068			
14	Physical Evidence Services (30904) .....	\$9,386,087	\$9,386,087			
15	Training and Standards Services (30905) .....	\$724,133	\$724,133			
16	Administrative Services (30906) .....	\$8,386,729	\$8,386,729			
17	Fund Sources: General .....	\$35,703,991	\$35,703,991			
18	Federal Trust.....	\$1,505,984	\$1,505,984			
19	Out of this appropriation, \$219,000 the first year and					
20	\$219,000 the second year from the general fund shall					
21	be used to fund payment in lieu of taxes made to the					
22	City of Richmond for the agency's central laboratory.					
23	Total for Department of Forensic Science.....			<b>\$37,209,975</b>	<b>\$37,209,975</b>	
24	General Fund Positions.....	320.00	320.00			
25	Position Level .....	320.00	320.00			
26	Fund Sources: General .....	\$35,703,991	\$35,703,991			
27	Federal Trust.....	\$1,505,984	\$1,505,984			
28	<b>§ 1-114. DEPARTMENT OF JUVENILE JUSTICE (777)</b>					
29	409. Operation of Community Residential and					
30	Nonresidential Services (35000).....			\$5,437,896	\$5,437,896	
31	Community Residential and Non-Residential Custody					
32	and Treatment Services (35008).....	\$5,437,896	\$5,437,896			
33	Fund Sources: General .....	\$5,415,469	\$5,415,469			
34	Federal Trust.....	\$22,427	\$22,427			
35	Authority: §§ 16.1-246 through 16.1-258, 16.1-286,					
36	16.1-291 through 16.1-295, 66-13, 66-14, 66-22 and					
37	66-24, Code of Virginia.					
38	Services funded out of this appropriation may include					
39	intensive supervision, day treatment, boot camp, and					
40	aftercare services, and should be integrated into existing					
41	services for juveniles.					
42	410. Supervision of Offenders and Re-Entry Services					
43	(35100) .....			\$57,944,290	\$57,944,290	
44	Juvenile Probation and Aftercare Services (35102) .....	\$57,944,290	\$57,944,290			
45	Fund Sources: General .....	\$57,687,341	\$57,687,341			
46	Special.....	\$145,000	\$145,000			
47	Federal Trust.....	\$111,949	\$111,949			

ITEM 410.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Authority: §§ 16.1-233 through 16.1-238, 16.1-274,			
2	16.1-294, 16.1-322.1 and 66-14, Code of Virginia.			
3	Notwithstanding the provisions of §16.1-273 of the			
4	Code of Virginia, the Department of Juvenile Justice,			
5	including locally-operated court services units, shall not			
6	be required to provide drug screening and assessment			
7	services in conjunction with investigations ordered by			
8	the courts.			
9	411.	Financial Assistance to Local Governments for Juvenile		
10		Justice Services (36000) .....		\$52,697,635
11		Financial Assistance for Juvenile Confinement in Local		\$52,697,635
12		Facilities (36001) .....		
13		\$35,194,793	\$35,194,793	
14		Financial Assistance for Probation and Parole - Local		
15		Grants (36002) .....		
16		\$2,474,676	\$2,474,676	
17		Financial Assistance for Community Based Alternative		
18		Treatment Services (36003) .....		
19		\$15,028,166	\$15,028,166	
20		Fund Sources: General .....		
21		\$50,787,956	\$50,787,956	
22		Federal Trust .....		
23		\$1,909,679	\$1,909,679	
24	Authority: §§ 16.1-233 through 16.1-238, 16.1-274,			
25	16.1-322.1 and 66-14, Code of Virginia.			
26	A. From July 1, 2008 to June 30, 2010, the Board of			
27	Juvenile Justice shall not approve or commit additional			
28	funds for the state share of the cost of construction,			
29	enlargement or renovation of local or regional detention			
30	centers, group homes or related facilities. The Board			
31	may grant exceptions only to address emergency			
32	maintenance projects needed to resolve immediate life			
33	safety issues. For such emergency projects, approval by			
34	both the Board of Juvenile Justice and the Secretary of			
35	Public Safety is required. Any emergency projects must			
36	also comply with Board of Juvenile Justice standards.			
37	B. Each emergency resolution adopted by the Board of			
38	Juvenile Justice approving reimbursement of the state			
39	share of the cost of construction, maintenance, or			
40	operation of local or regional detention centers, group			
41	homes, or related facilities or programs shall include a			
42	statement noting that such approval is subject to the			
43	availability of funds and approval by the General			
44	Assembly at its next regular session.			
45	C. The Department of Juvenile Justice shall reimburse			
46	localities, pursuant to § 66-15, Code of Virginia, at the			
47	rate of \$50 per day for housing juveniles who have			
48	been committed to the department, for each day after			
49	the department has received a valid commitment order			
50	and other pertinent information as required by			
51	§ 16.1-287, Code of Virginia.			
52	D. Notwithstanding the provisions of §16.1-322.1 of the			
53	Code of Virginia, the department shall apportion to			
54	localities the amounts appropriated in this item.			
55	E. Subject to the conditions stated in this paragraph and			
	with the prior written approval of the Director,			
	Department of Planning and Budget, there is hereby			
	re-appropriated the unexpended balances remaining at			
	the close of business on June 30, 2008, and June 30,			
	2009, in the appropriation for Financial Assistance for			

ITEM 411.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Juvenile Confinement in Local Facilities. The			
2	reappropriations shall be applicable only for payments			
3	owing for physical plant projects for local detention			
4	which have been approved by the Governor and for			
5	which contracts are in effect June 30, 2008, and June			
6	30, 2009, respectively.			
7	F.1. The appropriation for Financial Assistance for			
8	Community Based Alternative Treatment Services			
9	includes \$14,143,360 the first year and \$14,143,360 the			
10	second year from the general fund for the			
11	implementation of the financial assistance provisions of			
12	the Juvenile Community Crime Control Act (VJCCCA),			
13	§§ 16.1-309.2 through 16.1-309.10, Code of Virginia.			
14	2. Notwithstanding the provisions of §§ 16.1-309.2			
15	through 16.1-309.10, Code of Virginia, the Board of			
16	Juvenile Justice shall establish guidelines for use in			
17	determining the types of programs for which VJCCCA			
18	funding may be expended. The department shall			
19	establish a format to receive biennial or annual requests			
20	for funding from localities, based on these guidelines.			
21	For each program requested, the plan shall document			
22	the need for the program, goals, and measurable			
23	objectives, and a budget for the proposed expenditure			
24	of these funds and any other resources to be committed			
25	by localities.			
26	3.a. Notwithstanding the provisions of § 16.1-309.7 B,			
27	unobligated VJCCCA funds must be returned to the			
28	department by each grantee locality no later than			
29	October 1 of the fiscal year following the fiscal year in			
30	which they were received, or a similar amount may be			
31	withheld from the current fiscal year's periodic			
32	payments designated by the department for that locality.			
33	b. Subject to the conditions stated in this Item and with			
34	the prior written approval of the Director, Department			
35	of Planning and Budget, there are hereby reappropriated			
36	the unexpended balances remaining in the			
37	appropriations made in the Financial Assistance for			
38	Community Based Alternative Treatment Services			
39	service area on June 30, 2008, and June 30, 2009.			
40	c. All such unobligated and reappropriated balances			
41	shall be used by the department for the purpose of			
42	awarding short-term supplementary grants to localities,			
43	for programs and services which have been			
44	demonstrated to improve outcomes, including reduced			
45	recidivism, of juvenile offenders. Such programs and			
46	services must augment and support current			
47	VJCCCA-funded programs within each affected			
48	locality. The grantee locality shall submit an outcomes			
49	report to the department, in accord with a written			
50	memorandum of agreement which shall accompany the			
51	supplementary grant award. This provision shall apply			
52	to funds obligated to and in the possession of the			
53	department and its grant recipients. The entity which			
54	returns unobligated funds under this provision shall not			
55	have a presumptive entitlement to a supplementary			
56	grant.			
57	G. The department shall provide annual reports to the			
58	Chairmen of the House Appropriations and Senate			

ITEM 411.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Finance Committees on the progress of Virginia			
2	Juvenile Community Crime Control Act programs. The			
3	annual report shall address the requirements of			
4	§ 16.1-309.3, Code of Virginia, as well as identifying			
5	the number of juveniles served, the average cost for			
6	residential and nonresidential services, the number of			
7	employees, and descriptions of the contracts entered			
8	into by localities, pursuant to §§ 16.1-309.2 through			
9	16.1-309.10, Code of Virginia.			
10	412.		\$92,436,862	\$92,436,862
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ITEM 412.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	an audited statement to the department demonstrating				
2	the appropriate expenditure of such funds no later than				
3	June 30, 2012.				
4	413. Administrative and Support Services (39900).....			\$16,422,075	\$16,422,075
5	General Management and Direction (39901).....	\$5,789,042	\$5,789,042		
6	Information Technology Services (39902).....	\$3,656,006	\$3,656,006		
7	Accounting and Budgeting Services (39903).....	\$3,110,903	\$3,110,903		
8	Architectural and Engineering Services (39904).....	\$512,112	\$512,112		
9	Food and Dietary Services (39907).....	\$350,379	\$350,379		
10	Human Resources Services (39914).....	\$2,404,665	\$2,404,665		
11	Planning and Evaluation Services (39916).....	\$598,968	\$598,968		
12	Fund Sources: General.....	\$16,079,031	\$16,079,031		
13	Special.....	\$20,000	\$20,000		
14	Federal Trust.....	\$323,044	\$323,044		
15	Authority: §§ 66-3 and 66-13, Code of Virginia.				
16	Total for Department of Juvenile Justice.....			\$224,938,758	\$224,938,758
17	General Fund Positions.....	2,472.50	2,472.50		
18	Nongeneral Fund Positions.....	16.00	16.00		
19	Position Level.....	2,488.50	2,488.50		
20	Fund Sources: General.....	\$218,256,510	\$218,256,510		
21	Special.....	\$2,635,416	\$2,635,416		
22	Dedicated Special Revenue.....	\$25,000	\$25,000		
23	Federal Trust.....	\$4,021,832	\$4,021,832		
24	<b>§ 1-115. DEPARTMENT OF MILITARY AFFAIRS (123)</b>				
25	414. Higher Education Student Financial Assistance (10800)..			\$3,047,717	\$3,047,717
26	Tuition Assistance (10811).....	\$2,602,297	\$2,602,297		
27	Recruitment Incentives (10812).....	\$445,420	\$445,420		
28	Fund Sources: General.....	\$3,047,717	\$3,047,717		
29	Authority: Title 44, Chapters 1 and 2; § 23-7.3, Code				
30	of Virginia.				
31	415. At Risk Youth Residential Program (18700).....			\$3,944,271	\$3,944,271
32	Virginia Commonwealth Challenge Program (18701).....	\$3,944,271	\$3,944,271		
33	Fund Sources: General.....	\$1,332,379	\$1,332,379		
34	Dedicated Special Revenue.....	\$50,000	\$50,000		
35	Federal Trust.....	\$2,561,892	\$2,561,892		
36	Authority: Discretionary Inclusion.				
37	The Department of Military Affairs is hereby authorized				
38	to designate building space at the State Military				
39	Reservation as an in-kind match for the receipt of				
40	federal funds under the Commonwealth Challenge				
41	program, equivalent to a value of \$253,040 each year.				
42	416. Defense Preparedness (72100).....			\$29,374,781	\$29,374,781
43	Armories Operations and Maintenance (72101).....	\$3,990,135	\$3,990,135		
44	Virginia State Defense Force (72104).....	\$240,132	\$240,132		
45	Security Services (72105).....	\$4,705,059	\$4,705,059		
46	Fort Pickett and Camp Pendelton Operations (72109).....	\$16,853,062	\$16,853,062		
47	Other Facilities Operations and Maintenance (72110).....	\$3,586,393	\$3,586,393		

ITEM 416.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$3,950,865	\$3,950,865		
2	Special.....	\$1,125,791	\$1,125,791		
3	Dedicated Special Revenue.....	\$300,000	\$300,000		
4	Federal Trust.....	\$23,998,125	\$23,998,125		
5	Authority: Title 44, Chapters 1 and 2, Code of Virginia.				
6	This item includes \$50,000 the first year and \$50,000				
7	the second year from the general fund to pay the				
8	expenses of the Virginia Military Advisory Council.				
9	417. Disaster Planning and Operations (72200).....			a sum	sufficient
10	Communications and Warning System (72201).....	a sum	sufficient		
11	Disaster Assistance (72203).....	a sum	sufficient		
12	Fund Sources: General.....	a sum	sufficient		
13	Authority: Title 44, Chapters 1 and 2, Code of Virginia.				
14	A. The amount for Disaster Planning and Operations				
15	provides for a military contingent fund, out of which to				
16	pay the military forces of the Commonwealth when				
17	aiding the civil authorities.				
18	B. In the event units of the Virginia National Guard				
19	shall be in federal service, the sum allocated herein for				
20	their support shall not be used for any different				
21	purpose, except with the prior written approval of the				
22	Governor, other than to provide for the Virginia State				
23	Defense Force or for safeguarding properties used by				
24	the Virginia National Guard.				
25	418. Administrative and Support Services (79900).....			\$5,340,376	\$5,340,376
26	General Management and Direction (79901).....	\$2,350,450	\$2,350,450		
27	Telecommunications (79930).....	\$2,989,926	\$2,989,926		
28	Fund Sources: General.....	\$2,356,923	\$2,356,923		
29	Federal Trust.....	\$2,983,453	\$2,983,453		
30	Authority: Title 44, Chapters 1 and 2, Code of Virginia.				
31	The Department of Military Affairs shall advise and				
32	provide assistance to the Department of Accounts in				
33	administering the \$20,000 death benefit provided for				
34	certain members of the National Guard and United				
35	States military reserves killed in action in any armed				
36	conflict as of October 7, 2001, pursuant to § 44-93.1.B.,				
37	Code of Virginia.				
38	Total for Department of Military Affairs.....			\$41,707,145	\$41,707,145
39	General Fund Positions.....	50.47	50.47		
40	Nongeneral Fund Positions.....	315.03	315.03		
41	Position Level .....	365.50	365.50		
42	Fund Sources: General.....	\$10,687,884	\$10,687,884		
43	Special.....	\$1,125,791	\$1,125,791		
44	Dedicated Special Revenue.....	\$350,000	\$350,000		
45	Federal Trust.....	\$29,543,470	\$29,543,470		



ITEM 419.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 1-116. DEPARTMENT OF STATE POLICE (156)</b>				
<b>2</b>	419. Information Technology Systems, Telecommunications				
<b>3</b>	and Records Management (30200).....			\$44,437,263	\$47,913,263
<b>4</b>	Information Technology Systems and Planning (30201)..	\$16,115,302	\$17,415,302		
<b>5</b>	Criminal Justice Information Services (30203).....	\$7,973,045	\$7,973,045		
<b>6</b>	Telecommunications and Statewide Agencies Radio				
<b>7</b>	System (Stars) (30204).....	\$17,490,591	\$19,666,591		
<b>8</b>	Firearms Purchase Program (30206).....	\$683,291	\$683,291		
<b>9</b>	Sex Offender Registry Program (30207).....	\$1,965,803	\$1,965,803		
<b>10</b>	Concealed Weapons Program (30208).....	\$209,231	\$209,231		
<b>11</b>	Fund Sources: General.....	\$32,414,123	\$32,414,123		
<b>12</b>	Special.....	\$7,132,081	\$10,608,081		
<b>13</b>	Dedicated Special Revenue.....	\$3,700,000	\$3,700,000		
<b>14</b>	Federal Trust.....	\$1,191,059	\$1,191,059		
<b>15</b>	Authority: §§ 18.2-308.2:2, 19.2-387, 19.2-388, 27-55,				
<b>16</b>	52-4, 52-4.4, 52-8.5, 52-12, 52-13, 52-15, 52-16, 52-25				
<b>17</b>	and 52-31 through 52-34, Code of Virginia.				
<b>18</b>	A. There is hereby re-appropriated the unexpended				
<b>19</b>	balances in this Item on June 30, 2008, and June 30,				
<b>20</b>	2009.				
<b>21</b>	B.1. It is the intent of the General Assembly that				
<b>22</b>	wireless 911 calls be delivered directly by the				
<b>23</b>	Commercial Mobile Radio Service (CMRS) provider to				
<b>24</b>	the local Public Safety Answering Point (PSAP), in				
<b>25</b>	order that such calls be answered by the local				
<b>26</b>	jurisdiction within which the call originates, thereby				
<b>27</b>	minimizing the need for call transfers whenever				
<b>28</b>	possible.				
<b>29</b>	2. Notwithstanding the provisions of Article 7, Chapter				
<b>30</b>	15, Title 56, Code of Virginia, \$3,700,000 the first year				
<b>31</b>	and \$3,700,000 the second year from the Wireless				
<b>32</b>	E-911 Fund is included in this appropriation for				
<b>33</b>	telecommunications to offset dispatch center operations				
<b>34</b>	and related costs incurred for answering wireless 911				
<b>35</b>	telephone calls.				
<b>36</b>	C. Out of the Motor Carrier Special Fund, \$900,000 the				
<b>37</b>	first year and \$900,000 the second year shall be				
<b>38</b>	disbursed on a quarterly basis to the Department of				
<b>39</b>	State Police.				
<b>40</b>	D.1. This appropriation includes \$2,510,000 the first				
<b>41</b>	year and \$2,510,000 the second year from the general				
<b>42</b>	fund for implementing the Statewide Agencies Radio				
<b>43</b>	System (STARS) project.				
<b>44</b>	2. The Secretary of Public Safety, in conjunction with				
<b>45</b>	the STARS Management Group and the Superintendent				
<b>46</b>	of State Police, shall provide a status report on (1)				
<b>47</b>	projected total costs for the system, including project				
<b>48</b>	management costs and expected annual operating costs;				
<b>49</b>	(2) the status of site acquisition to support the system;				
<b>50</b>	(3) the activities related to in-house and contract project				
<b>51</b>	management; (4) the project timelines for implementing				
<b>52</b>	the system; and (5) other matters as the Secretary may				
<b>53</b>	deem appropriate. This report shall be provided to the				
<b>54</b>	Governor and the Chairmen of the House				
<b>55</b>	Appropriations and Senate Finance Committees no later				

ITEM 419.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	than October 1 of each year.			
2	E. The department shall deposit to the general fund an			
3	amount estimated at \$100,000 in the first year and			
4	\$100,000 in the second year resulting from fees			
5	generated by additional criminal background checks of			
6	local job applicants and prospective licensees collected			
7	pursuant to the passage of Chapter 742 of the 2003			
8	Acts of Assembly.			
9	F. Notwithstanding the provisions of §§ 18.2-308,			
10	18.2-308.2:2, 19.2-386.14, 38.2-415, 46.2-1167 and			
11	52-4.3, Code of Virginia, the Department of State			
12	Police may use revenue from the Firearms Transaction			
13	Program Fund, the Concealed Weapons Program, the			
14	State Asset Forfeiture Fund, the Insurance Fraud Fund,			
15	the Drug Investigation Trust Account - State, and the			
16	Safety Fund to modify, enhance or procure automated			
17	systems that focus on the Commonwealth's law			
18	enforcement activities and information gathering			
19	processes.			
20	420.	Law Enforcement and Highway Safety Services		
21		(31000) .....		\$240,757,520 \$228,036,340
22		Aviation Operations (31001) .....	\$5,937,575 \$5,937,575	
23		Commercial Vehicle Enforcement (31002) .....	\$4,831,625 \$4,831,625	
24		Counter-Terrorism (31003) .....	\$4,870,195 \$4,870,195	
25		Help Eliminate Auto Theft (Heat) (31004) .....	\$2,423,085 \$2,423,085	
26		Drug Enforcement (31005) .....	\$28,119,734 \$18,619,734	
27		Crime Investigation and Intelligence Services (31006) .....	\$23,490,202 \$23,490,202	
28		Uniform Patrol Services (Highway Patrol) (31007) .....	\$140,843,504 \$137,622,324	
29		Motorists Assistance Program (31008) .....	\$1,631,282 \$1,631,282	
30		Insurance Fraud Program (31009) .....	\$8,126,987 \$8,126,987	
31		Vehicle Safety Inspections (31010) .....	\$20,483,331 \$20,483,331	
32		Fund Sources: General .....	\$172,335,396 \$169,114,216	
33		Special .....	\$44,954,209 \$35,454,209	
34		Commonwealth Transportation .....	\$8,656,474 \$8,656,474	
35		Trust and Agency .....	\$20,000 \$20,000	
36		Federal Trust .....	\$14,791,441 \$14,791,441	
37		Authority: §§ 27-56, 33.1-292, 46.2-1157 through		
38		46.2-1187, 52-1, 52-4, 52-4.2, 52-4.3, 52-8, 52-8.1,		
39		52-8.2, 52-8.4 and 56-334, Code of Virginia.		
40		A. The department shall provide a report on the		
41		utilization and performance of the positions provided in		
42		this and previous biennia for violent crime strike forces		
43		and for the state/local anti-crime partnership to the		
44		Governor and Chairmen of the House Appropriations		
45		and Senate Finance Committees by October 1 of each		
46		year.		
47		B. Included in this appropriation is \$810,687 the first		
48		year and \$810,687 the second year from		
49		Commonwealth Transportation Funds for the personal		
50		and associated nonpersonal services costs for eight		
51		positions. These positions will be dedicated to		
52		patrolling the I-95/395/495 Interchange.		
53		C. Included in this appropriation is \$414,768 the first		
54		year and \$414,768 the second year from the		
55		Commonwealth Transportation Fund to support 17		
56		positions, all of which shall be Commercial Vehicle		

ITEM 420.	Item Details(\$)		Appropriations(\$)	
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1	Enforcement Officers, that will be required to support			
2	operations at weigh stations statewide. The Department			
3	of Planning and Budget shall allot these funds on the			
4	basis of a plan submitted by the Department of State			
5	Police regarding operating hours of weigh stations			
6	statewide.			
7	D. The Department of State Police shall modify the			
8	implementation of the division of drug law enforcement			
9	established pursuant to Chapter 600 of the Acts of			
10	Assembly of 2000, and shall redirect, as may be			
11	necessary, resources heretofore provided for that			
12	purpose by the General Assembly for the purposes of			
13	homeland security, the gathering of intelligence on			
14	terrorist activities, the preparation for response to a			
15	terrorist attack and any other activity determined by the			
16	Governor to be crucial to strengthening the			
17	preparedness of the Commonwealth against the threat of			
18	natural disasters and emergencies. Nothing in this item			
19	shall be construed to prohibit the Department of State			
20	Police from performing drug law enforcement or			
21	investigation as otherwise provided for by the Code of			
22	Virginia.			
23	E. Included within this appropriation is \$1,045,375 the			
24	first year and \$1,045,375 the second year from the			
25	Rescue Squad Assistance Fund to support the			
26	Department's aviation (med-flight) operations.			
27	F. In the event that special fund revenues for this Item			
28	exceed expenditures, the balance of such revenues may			
29	be used for air medical evacuation equipment			
30	improvements, information technology upgrades or for			
31	motor vehicle replacement.			
32	G. Included in this appropriation is \$110,000 the first			
33	year and \$110,000 the second year from the general			
34	fund to increase traffic enforcement on Interstate 81.			
35	These funds shall be used to enhance existing efforts by			
36	providing overtime payments for extended and			
37	additional work shifts so as not to reduce the current			
38	level of State Police patrols on this and other public			
39	highways in the Commonwealth.			
40	H.1. Out of this appropriation, \$3,729,650 the first year			
41	and \$3,729,650 the second year from the general fund			
42	is provided for the monitoring of offenders required to			
43	comply with the Sex Offender Registry requirements.			
44	The State Police shall designate an appropriate number			
45	of personnel across its divisional offices to oversee and			
46	administer each division's activities related to the			
47	requirements of the Sex Offender Registry as stipulated			
48	in Chapters 847 and 814 of the Acts of Assembly of			
49	2006. The department shall coordinate monitoring and			
50	verification activities related to registry requirements			
51	with other state and local law enforcement agencies that			
52	have responsibility for monitoring or supervising			
53	individuals who are also required to comply with the			
54	requirements of the Sex Offender Registry.			
55	2. The Secretary of Public Safety, in conjunction with			
56	the Superintendent of State Police, shall report on the			
57	implementation of the monitoring of offenders required			
58	to comply with the Sex Offender Registry			

ITEM 420.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	requirements. The report shall include at a minimum:			
2	(1) the number of verifications conducted by division;			
3	(2) the number of investigations of violations by			
4	division; (3) the status of coordination with other state			
5	and local law enforcement agencies activities to monitor			
6	Sex Offender Registry requirements; and (4) an update			
7	of the sex offender registration and monitoring section			
8	in the department's July 2005, "Manpower			
9	Augmentation Study." This report shall be provided to			
10	the Governor and the Chairmen of the House			
11	Appropriations and Senate Finance Committees each			
12	year by January 1.			
13	I. Included within this appropriation is \$200,000 the			
14	first year and \$200,000 the second year from			
15	nongeneral funds to be used by the Department of State			
16	Police to record revenue related to overtime work			
17	performed by troopers at the end of a fiscal year and			
18	for which reimbursement was not received by the			
19	department until the following fiscal year. The			
20	Department of Accounts shall establish a revenue code			
21	and fund detail for this revenue.			
22	J. Included within this appropriation is \$100,000 the			
23	first year and \$100,000 the second year from the			
24	general fund for the Department of State Police to			
25	enhance its capabilities in recruiting minority troopers.			
26	Funding is to support increased marketing and			
27	advertising efforts for recruiting minorities.			
28	K.1. The Department of State Police shall implement			
29	policies and procedures to reduce to two per year the			
30	number of random inspections of each location that			
31	performs the motor vehicle safety inspections required			
32	by state law. If problems are reported regarding a			
33	location or if the department discovers a problem			
34	during an inspection, it may inspect the location more			
35	frequently, as needed.			
36	2. The department shall redeploy at a minimum the			
37	equivalent of 25 state troopers to highway patrol			
38	activities from the vehicle safety inspections program.			
39	3. The department shall continue funding the			
40	redeployed positions with safety program funds.			
41	L.1. Included in this appropriation is \$1,548,880 the			
42	first year and \$1,548,880 the second year in nongeneral			
43	funds to support 16 positions, all of which shall be			
44	state troopers dedicated to providing security for the			
45	Metro-Washington Airport Authority (the Authority).			
46	2. The State Comptroller shall set up the MWAA			
47	Security Special Revenue Fund on the Commonwealth			
48	Accounting and Reporting System to reflect the			
49	activities of the agreement between the Department of			
50	State Police and the Authority.			
51	3. The Department of State Police may, subject to the			
52	authorization of the Director, Department of Planning			
53	and Budget, utilize additional revenue deposited in the			
54	MWAA Security Special Revenue Fund for costs			
55	incurred in fulfilling the agreement.			

		Item Details(\$)		Appropriations(\$)	
ITEM 420.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	4. Positions supported by the MWAA Security Special				
2	Revenue Fund shall remain authorized only as long as				
3	the agreement between the department and the				
4	Authority remains in effect.				
5	421. Administrative and Support Services (39900).....			\$20,015,162	\$20,015,162
6	General Management and Direction (39901).....	\$4,945,005	\$4,945,005		
7	Accounting and Budgeting Services (39903).....	\$1,590,152	\$1,590,152		
8	Human Resources Services (39914).....	\$2,280,392	\$2,280,392		
9	Physical Plant Services (39915).....	\$4,708,374	\$4,708,374		
10	Procurement and Distribution Services (39918).....	\$1,857,238	\$1,857,238		
11	Training Academy (39929).....	\$3,895,357	\$3,895,357		
12	Cafeteria (39931).....	\$738,644	\$738,644		
13	Fund Sources: General.....	\$18,901,518	\$18,901,518		
14	Special.....	\$1,088,644	\$1,088,644		
15	Dedicated Special Revenue.....	\$25,000	\$25,000		
16	Authority: §§ 52-1 and 52-4, Code of Virginia.				
17	The Superintendent of State Police shall establish				
18	written procedures for the timely and accurate				
19	electronic reporting of crime data reported to the				
20	Department of State Police in accordance with the				
21	provisions of § 52-28, Code of Virginia. The				
22	procedures shall require the principal officer of the				
23	reporting organization to certify that the information				
24	provided is, to his knowledge and belief, a true and				
25	accurate report. Should the Superintendent have reason				
26	to believe that any crime data is missing, incomplete or				
27	incorrect after audit of the data, the Superintendent				
28	shall notify the reporting organization, as well as the				
29	Chairman of the Compensation Board and the Director				
30	of the Department of Criminal Justice Services. Upon				
31	receiving and verifying resubmitted data that corrects				
32	the report, the Superintendent shall notify the Chairman				
33	of the Compensation Board and the Director of the				
34	Department of Criminal Justice Services that the				
35	missing, incomplete or incorrect data has been				
36	satisfactorily submitted.				
37	422. All revenue received from the sale of motor vehicles				
38	shall be reported separately from that received from the				
39	sale of other property of the Department.				
40	Total for Department of State Police.....			<b>\$305,209,945</b>	<b>\$295,964,765</b>
41	General Fund Positions.....	2,439.00	2,439.00		
42	Nongeneral Fund Positions.....	376.00	376.00		
43	Position Level.....	2,815.00	2,815.00		
44	Fund Sources: General.....	\$223,651,037	\$220,429,857		
45	Special.....	\$53,174,934	\$47,150,934		
46	Commonwealth Transportation.....	\$8,656,474	\$8,656,474		
47	Trust and Agency.....	\$20,000	\$20,000		
48	Dedicated Special Revenue.....	\$3,725,000	\$3,725,000		
49	Federal Trust.....	\$15,982,500	\$15,982,500		
50	<b>§ 1-117. DEPARTMENT OF VETERANS SERVICES (912)</b>				
51	423. Higher Education Student Financial Assistance (10800)..			\$704,223	\$704,223
52	Education Program Certification for Veterans (10814).....	\$704,223	\$704,223		

ITEM 423.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Federal Trust.....	\$704,223	\$704,223		
2	Authority: Title 2.2, Chapter 20, 24, 26, 27, Code of				
3	Virginia.				
4	424. State Health Services (43000).....			\$28,535,091	\$28,535,091
5	Veterans Care Center Operations (43013).....	\$28,535,091	\$28,535,091		
6	Fund Sources: Special.....	\$26,560,091	\$26,560,091		
7	Dedicated Special Revenue.....	\$75,000	\$75,000		
8	Federal Trust.....	\$1,900,000	\$1,900,000		
9	Authority: § 51.5-73, Code of Virginia; P.L. 93-112,				
10	Federal Code.				
11	425. Veterans Benefit Services (46700).....			\$3,582,901	\$3,582,901
12	Case Management Services for Veterans Benefits				
13	(46701).....	\$3,582,901	\$3,582,901		
14	Fund Sources: General.....	\$3,582,901	\$3,582,901		
15	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of				
16	Virginia.				
17	A. Notwithstanding § 23-7.4:1, Code of Virginia, the				
18	department shall provide institutions of higher				
19	education with the information these schools need to				
20	administer the Virginia War Orphans Education				
21	Program. The department shall retain the responsibility				
22	to certify the eligibility of those who apply for financial				
23	aid under this program.				
24	B. No child may receive the education benefits				
25	provided by § 23-7.4:1, Code of Virginia, and funded				
26	by this or similar state appropriations, for more than				
27	four years.				
28	426. Historic and Commemorative Attraction Management				
29	(50200).....			\$1,106,447	\$1,106,447
30	Historic Landmarks and Facilities Management (50203) .	\$271,908	\$271,908		
31	State Veterans Cemetery Management and Operations				
32	(50206).....	\$834,539	\$834,539		
33	Fund Sources: General.....	\$830,347	\$830,347		
34	Special.....	\$27,460	\$27,460		
35	Federal Trust.....	\$248,640	\$248,640		
36	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of				
37	Virginia.				
38	The Department of General Services shall continue to				
39	provide routine building and grounds maintenance for				
40	the Virginia War Memorial as part of services provided				
41	under the seat of government rental plan.				
42	427. Administrative and Support Services (49900).....			\$2,256,984	\$2,256,984
43	General Management and Direction (49901).....	\$2,256,984	\$2,256,984		
44	Fund Sources: General.....	\$1,634,793	\$1,634,793		
45	Special.....	\$622,191	\$622,191		
46	Authority: Title 2.2, Chapters 20, 24, 26, 27, Code of				
47	Virginia.				

ITEM 427.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Department of Veterans Services .....			\$36,185,646	\$36,185,646
2	General Fund Positions.....	96.00	96.00		
3	Nongeneral Fund Positions.....	509.00	509.00		
4	Position Level .....	605.00	605.00		
5	Fund Sources: General.....	\$6,048,041	\$6,048,041		
6	Special.....	\$27,209,742	\$27,209,742		
7	Dedicated Special Revenue.....	\$75,000	\$75,000		
8	Federal Trust.....	\$2,852,863	\$2,852,863		
9	<b>§ 1-118. VIRGINIA PAROLE BOARD (766)</b>				
10	428. Probation and Parole Determination (35200) .....			\$760,236	\$760,236
11	Adult Probation and Parole Services (35201) .....	\$760,236	\$760,236		
12	Fund Sources: General.....	\$760,236	\$760,236		
13	Authority: Title 53.1, Chapter 4, Code of Virginia.				
14	Total for Virginia Parole Board .....			\$760,236	\$760,236
15	General Fund Positions.....	6.00	6.00		
16	Position Level .....	6.00	6.00		
17	Fund Sources: General.....	\$760,236	\$760,236		
18	TOTAL FOR OFFICE OF PUBLIC SAFETY .....			\$2,736,085,562	\$2,742,757,228
19	General Fund Positions.....	19,749.27	19,749.27		
20	Nongeneral Fund Positions.....	2,703.78	2,703.78		
21	Position Level .....	22,453.05	22,453.05		
22	Fund Sources: General.....	\$1,830,763,587	\$1,829,164,431		
23	Special.....	\$205,171,826	\$200,647,826		
24	Commonwealth Transportation .....	\$9,589,725	\$9,589,725		
25	Enterprise .....	\$497,254,464	\$511,754,464		
26	Trust and Agency .....	\$10,020,000	\$10,020,000		
27	Dedicated Special Revenue.....	\$65,559,923	\$63,854,745		
28	Federal Trust.....	\$117,726,037	\$117,726,037		

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>§ 1-119. SECRETARY OF TECHNOLOGY (184)</b>			
<b>3</b> 429.	Administrative and Support Services (79900).....		\$795,683	\$545,683
<b>4</b>	General Management and Direction (79901).....	\$795,683	\$545,683	
<b>5</b>	Fund Sources: General.....	\$795,683	\$545,683	
<b>6</b>	Authority: Title 2.2, Chapter 2, Article 9, Code of			
<b>7</b>	Virginia.			
<b>8</b>	Out of this appropriation, \$250,000 the first year from			
<b>9</b>	the general fund is provided for operational support of			
<b>10</b>	the Community Foundation for the National Capital			
<b>11</b>	Region for an initiative entitled the Chesapeake			
<b>12</b>	Crescent.			
<b>13</b>	Total for Secretary of Technology.....		<b>\$795,683</b>	<b>\$545,683</b>
<b>14</b>	General Fund Positions.....	5.00	5.00	
<b>15</b>	Position Level.....	5.00	5.00	
<b>16</b>	Fund Sources: General.....	\$795,683	\$545,683	
<b>17</b>	<b>§ 1-120. INNOVATIVE TECHNOLOGY AUTHORITY (934)</b>			
<b>18</b> 430.	Economic Development Services (53400).....		\$5,847,337	\$5,847,337
<b>19</b>	Technology Entrepreneurial Development Services			
<b>20</b>	(53415).....	\$4,059,262	\$4,059,262	
<b>21</b>	Commonwealth Technology Policy Services (53416).....	\$131,016	\$131,016	
<b>22</b>	Technology Industry Development Services (53419).....	\$334,258	\$334,258	
<b>23</b>	Technology Industry Research and Developmental			
<b>24</b>	Services (53420).....	\$1,322,801	\$1,322,801	
<b>25</b>	Fund Sources: General.....	\$5,847,337	\$5,847,337	
<b>26</b>	Authority: Title 2.2, Chapter 22, Code of Virginia, and			
<b>27</b>	Discretionary Inclusion.			
<b>28</b>	A. The appropriation in this Item shall be used for the			
<b>29</b>	purpose of and in accordance with the terms and			
<b>30</b>	conditions specified in Title 2.2, Chapter 22, Code of			
<b>31</b>	Virginia.			
<b>32</b>	B. The Innovative Technology Authority is hereby			
<b>33</b>	authorized to transfer funds in this appropriation to the			
<b>34</b>	Center for Innovative Technology to expend said funds			
<b>35</b>	for realizing the statutory purposes of the Authority, by			
<b>36</b>	contracting with governmental and private entities,			
<b>37</b>	notwithstanding the provisions of § 4-1.05 b of this act.			
<b>38</b>	C. This appropriation shall be disbursed in twelve equal			
<b>39</b>	monthly installments each fiscal year.			
<b>40</b>	D. Before the beginning of each fiscal year, the			
<b>41</b>	Innovative Technology Authority shall provide to the			
<b>42</b>	Chairmen of the House Appropriations and Senate			
<b>43</b>	Finance Committees and the Director, Department of			
<b>44</b>	Planning and Budget, a report of its operating plan.			
<b>45</b>	Within three months after the end of the fiscal year, the			
<b>46</b>	Center shall submit to the same entities a detailed			
<b>47</b>	expenditure report for the concluded fiscal year. Both			



ITEM 430.		Item Details(\$)		Appropriations(\$)		
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1	reports shall be prepared in the formats as approved by					
2	the Director, Department of Planning and Budget.					
3	E. As part of its mission to foster technological					
4	innovation in the Commonwealth, the Innovative					
5	Technology Authority is encouraged to include in its					
6	activities Virginia private research universities, such as					
7	George Washington University.					
8	F. The Center for Innovative Technology shall continue					
9	to support efforts of public and quasi-public bodies					
10	within the Commonwealth to enhance or facilitate the					
11	prompt availability of and access to advanced electronic					
12	communications services, commonly known as					
13	broadband, throughout the Commonwealth, monitoring					
14	trends and advances in advanced electronic					
15	communications technology to plan and forecast future					
16	needs for such technology, and identify funding					
17	options.					
18	G. The General Assembly supports the Innovative					
19	Technology Authority's stated mission to enhance					
20	federal research funding to Virginia's colleges and					
21	universities and to industry. It is also the intent of the					
22	General Assembly to promote a greater reliance by the					
23	Authority on nongeneral fund revenues for the					
24	Authority's operations and programs.					
25	H. Out of this appropriation, \$250,000 the first year					
26	and \$250,000 the second year from the general fund is					
27	provided for operational support of the Virginia					
28	Electronic Commerce Technology Center.					
29	Total for Innovative Technology Authority.....			\$5,847,337	\$5,847,337	
30	Fund Sources: General.....	\$5,847,337	\$5,847,337			
31	<b>§ 1-121. VIRGINIA INFORMATION TECHNOLOGIES AGENCY (136)</b>					
32	431. Information Systems Management and Direction					
33	(71100) .....			\$1,302,859	\$1,302,859	
34	Geographic Information Access Services (71105) .....	\$1,302,859	\$1,302,859			
35	Fund Sources: Dedicated Special Revenue.....	\$1,302,859	\$1,302,859			
36	Authority: Title 2.2, Chapter 20.1, Code of Virginia.					
37	A.1. All state and nonstate agencies receiving an					
38	appropriation in Part 1 shall comply with the guidelines					
39	and related procedures issued by Virginia Information					
40	Technologies Agency for effective management of					
41	geographic information systems in the Commonwealth.					
42	2. All state and nonstate agencies identified in					
43	paragraph A 1 that have a geographic information					
44	system, shall assist the department by providing any					
45	requested information on the systems including current					
46	and planned expenditures and activities, and acquired					
47	resources.					
48	3. The State Corporation Commission, Virginia					
49	Employment Commission, the Department of Game and					
50	Inland Fisheries, and other nongeneral fund agencies					
51	are encouraged to use their own fund sources for the					

ITEM 431.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	acquisition of hardware and development of data for the			
2	spatial data library in the Virginia Geographic			
3	Information Network.			
4	B. The Virginia Information Technologies Agency,			
5	through its Geographic Information Network Division			
6	(VGIN), or its counterpart, shall acquire on a four-year			
7	cycle high-resolution digital orthophotography of the			
8	land base of Virginia pursuant to VGIN's Virginia Base			
9	Mapping Program (VBMP) and digital road centerline			
10	files. VGIN shall administer the maintenance of the			
11	VBMP and appropriate addressing and standardized			
12	attribution in collaboration with local governments. All			
13	digital orthophotography, Digital Terrain Models and			
14	ancillary data produced by the VBMP, but not			
15	including digital road centerline files, shall be the			
16	property of the Commonwealth of Virginia and			
17	administered by VGIN. The VGIN, or its counterpart,			
18	will be responsible for protecting the data through			
19	appropriate license agreements and establishing			
20	appropriate terms, conditions, charges and any			
21	limitations on use of the data. VGIN will license the			
22	data at no charge (other than media / transfer costs) to			
23	Virginia governmental entities or their agents. Such			
24	data shall not be subject to release by such entities			
25	under the Freedom of Information Act or similar laws.			
26	VGIN in its discretion may release certain data by			
27	posting to the Internet. Distribution of the data for			
28	commercial or private use or to users outside the			
29	Commonwealth will be the sole responsibility of VGIN			
30	or its agent(s) and shall require payment of a license			
31	fee to be determined by VGIN. All fees collected as a			
32	result will be added to the GIS Fund as established in			
33	the Code of Virginia § 2.2-2028. Collected fees and			
34	grants are hereby appropriated for future data updates			
35	or to cover the costs of existing digital ortho			
36	acquisition or for other purposes authorized in			
37	§ 2.2-2028.			
38	432.	Information Technology Development and Operations		
39		(82000) .....		\$3,003,755      \$2,987,057
40		Network Services -- Data, Voice, and Video (82003).....		\$3,003,755      \$2,987,057
41		Data Center Services (82005).....		a sum sufficient
42		Desktop and End User Services (82006).....		a sum sufficient
43		Fund Sources: Special.....		\$3,003,755      \$2,987,057
44		Internal Service.....		a sum sufficient
45	Authority: Title 2.2, Chapter 20.1, Code of Virginia.			
46	A. Amounts for Information Technology Development			
47	and Operations represent an internal service fund and			
48	shall be paid solely from revenues derived from charges			
49	for services. The estimated cost for Network Services			
50	— Data, Voice, and Video is \$75,073,365 in each year,			
51	for Data Center Services is \$63,802,078 in each year,			
52	for Desktop and End User Services is \$112,141,024 in			
53	each year, and for Computer Operations Security			
54	Services is \$7,380,773 in each year			
55	B. Political subdivisions and local school divisions are			
56	hereby authorized to purchase information technology			
57	goods and services of every description from the			
58	Virginia Information Technologies Agency and its			

ITEM 432.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	vendors, provided that such purchases are not				
2	prohibited by the terms and conditions of the contracts				
3	for such goods and services.				
4	C. Also included in the amounts for Network Services -				
5	Data, Voice, and Video are funds from the Acquisition				
6	Services Special Fund which is paid solely from				
7	receipts from vendor information technology contracts.				
8	These funds will be used to finance procurement and				
9	contracting activities and costs unallowable for federal				
10	fund reimbursement.				
11	D. 1. Notwithstanding any other provision of law,				
12	effective July 1, 2008, the Virginia Information				
13	Technologies Agency shall relinquish authority and				
14	responsibility for procurement of information				
15	technology goods and services to the Department of				
16	General Services.				
17	2. The Division of Purchases and Supply within the				
18	Department of General Services shall delegate				
19	procurement authority and responsibility for				
20	telecommunications services, internet services, and the				
21	Virginia Information Technologies Agency/Northrop				
22	Grumman Contract to the Virginia Information				
23	Technologies Agency.				
24	433. Information Technology Planning and Quality Control				
25	(82800) .....			\$2,283,715	\$2,283,715
26	Technology Management Oversight Services (82801).....	\$2,283,715	\$2,283,715		
27	Fund Sources: General.....	\$2,283,715	\$2,283,715		
28	Authority: Title 2.2, Chapter 20.1, Code of Virginia.				
29	434. Administrative and Support Services (89900).....			a sum	sufficient
30	General Management and Direction (89901).....			a sum	sufficient
31	Accounting and Budgeting Services (89903) .....			a sum	sufficient
32	Human Resources Services (89914).....			a sum	sufficient
33	Procurement and Contracting Services (89918) .....			a sum	sufficient
34	Audit Services (89931).....			a sum	sufficient
35	Web Development and Support Services (89940) .....			a sum	sufficient
36	Fund Sources: Internal Service.....			a sum	sufficient
37	Authority: Title 2.2, Chapter 20.1, Code of Virginia.				
38	A. Operational costs for Administrative and Support				
39	Services shall be paid solely from charges to other				
40	programs within this agency.				
41	B. The provisions of Title 2.2, Chapter 20.1 of the				
42	Code of Virginia shall not apply to the Virginia Port				
43	Authority.				
44	C. The requirement that the Department of Mental				
45	Health, Mental Retardation and Substance Abuse				
46	Services purchase information technology equipment or				
47	services from VITA according to the provisions of				
48	Chapters 981 and 1021 of the Acts of Assembly of				
49	2003 shall not adversely impact the provision of				
50	services to mentally disabled clients.				
51	D.1. The Department of Human Resource Management				

ITEM 434.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	shall review all compensation actions for VITA			
2	employees for proper application of the			
3	Commonwealth's classification and compensation			
4	policies or procedures. Subject to a memorandum of			
5	agreement between these two agencies, such review			
6	shall be undertaken in a timely manner and the results			
7	reported back to VITA within five business days of			
8	completion.			
9	2. No later than November 1 of each year the			
10	department shall report its findings of any material			
11	deviations from such policies or procedures and the			
12	corrective actions that have been taken to the Virginia			
13	Information Technologies Investment Board, the			
14	Governor, the Chairmen of the House Appropriations			
15	and Senate Finance Committees, and the Joint			
16	Legislative Audit and Review Commission.			
17	E. The Board shall not delegate any duties or			
18	responsibilities to the chairman other than to preside			
19	over meetings or act as the Board's spokesperson in			
20	public meetings. The chairman shall have no powers or			
21	duties greater than those given to any other Board			
22	member. The Board shall use the Chief Information			
23	Officer to arrange Board and committee meetings and			
24	agendas and solicit the Chief Information Officer's			
25	advice on Information Technology Investment Board			
26	meeting topics and the frequency of meetings.			
27	F. Total outstanding tax supported capital leases entered			
28	into as part of the infrastructure public private			
29	partnership shall not exceed the following amounts:			
30	FY 2009	\$100,924,511		
31	FY 2010	\$92,869,429		
32	FY 2011	\$80,077,305		
33	FY 2012	\$69,165,610		
34	FY 2013	\$63,449,809		
35	FY 2014	\$61,996,583		
36	FY 2015	\$48,585,958		
37	FY 2016	\$42,280,313		
38	G. Consistent with the Cost Allocation Plan (CAP)			
39	submitted to the United States Department of Health			
40	and Human Services, Division of Cost Allocation, the			
41	Director, Department of Planning and Budget, is			
42	authorized to transfer appropriations between Executive			
43	Branch agencies based on telecommunication and			
44	technology rates approved by the Joint Legislative			
45	Audit and Review Commission. Transfers may be			
46	made among Executive Branch agencies if current			
47	funding exceeds actual charges or additional funding is			
48	needed to cover the telecommunication and technology			
49	charges. Any such transfers shall be included in the			
50	monthly status of adjustments to appropriations report			
51	required by §4-8.01 of this act.			
52	H. The Virginia Information Technologies Agency shall			
53	absorb, each year, a total of \$1,250,000, all funds, from			
54	operational efficiencies based rebate to the agency's			
55	telecommunications customers. The rebate is a result of			
56	savings achieved by the agency's continued efforts to			
57	reduce its overhead and indirect costs. The general fund			
58	portion of the rebate for state agencies is \$368,577 and			

ITEM 434.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	is referenced in Item 473 to adjust the general funding				
2	distributed to state agencies for impacts of decentralized				
3	rates. The nongeneral fund portion of the rebate is				
4	\$530,084, and the remainder reflects federally funded				
5	dollars. All funds from the Virginia Retirement System				
6	and federal sources are excluded from these				
7	adjustments. Agencies receiving a nongeneral fund				
8	rebate may retain that funding to offset any increased				
9	costs of decentralized rates.				
10	435. Information Technology Security Oversight (82900).....			a sum	sufficient
11	Technology Security Oversight Services (82901) .....			a sum	sufficient
12	Fund Sources: General .....			a sum	sufficient
13	Authority: Title 2.2, Chapter 20.1, Code of Virginia.				
14	Amounts for Technology Security Oversight Services				
15	are \$2,738,757 the first year and \$2,738,757 the second				
16	year and represent an internal service fund that shall be				
17	paid solely from revenues derived from charges for				
18	services.				
19	Total for Virginia Information Technologies Agency.....			<b>\$6,590,329</b>	<b>\$6,573,631</b>
20	General Fund Positions.....	24.00	24.00		
21	Nongeneral Fund Positions.....	348.00	348.00		
22	Position Level .....	372.00	372.00		
23	Fund Sources: General .....	\$2,283,715	\$2,283,715		
24	Special .....	\$3,003,755	\$2,987,057		
25	Dedicated Special Revenue .....	\$1,302,859	\$1,302,859		
26	TOTAL FOR OFFICE OF TECHNOLOGY.....			<b>\$13,233,349</b>	<b>\$12,966,651</b>
27	General Fund Positions.....	29.00	29.00		
28	Nongeneral Fund Positions.....	348.00	348.00		
29	Position Level .....	377.00	377.00		
30	Fund Sources: General .....	\$8,926,735	\$8,676,735		
31	Special .....	\$3,003,755	\$2,987,057		
32	Dedicated Special Revenue .....	\$1,302,859	\$1,302,859		

ITEM 436.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>OFFICE OF TRANSPORTATION</b>			
2	<b>§ 1-122. SECRETARY OF TRANSPORTATION (186)</b>			
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.I. 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	Total for Secretary of Transportation.....		\$775,126	\$775,126
53	Nongeneral Fund Positions.....		6.00	6.00
54	Position Level .....		6.00	6.00
55	Fund Sources: Commonwealth Transportation .....		\$775,126	\$775,126



ITEM 437.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 1-123. DEPARTMENT OF AVIATION (841)</b>			
<b>2</b> 437.	Financial Assistance for Airports (65400).....		\$22,583,915	\$22,583,915
<b>3</b>	Financial Assistance for Airport Maintenance (65401).....	\$1,000,000	\$1,000,000	
<b>4</b>	Financial Assistance for Airport Development (65404)....	\$20,083,915	\$20,083,915	
<b>5</b>	Financial Assistance for Aviation Promotion (65405).....	\$1,500,000	\$1,500,000	
<b>6</b>	Fund Sources: Commonwealth Transportation .....	\$22,583,915	\$22,583,915	
<b>7</b>	Authority: Title 5.1, Chapters 1, 3, and 5; Title 58.1,			
<b>8</b>	Chapter 6, Code of Virginia.			
<b>9</b>	A. It is the intent of the General Assembly that the			
<b>10</b>	Department of Aviation match federal funds for Airport			
<b>11</b>	Assistance to the maximum extent possible. However,			
<b>12</b>	the legislative intent expressed herein shall not be			
<b>13</b>	construed to prohibit the Virginia Aviation Board from			
<b>14</b>	allocating funds for promotional activities in the event			
<b>15</b>	that federal matching funds are unavailable.			
<b>16</b>	B. The department is authorized to expend up to			
<b>17</b>	\$400,000 of Aviation Special Funds in each year to			
<b>18</b>	support a partnership between industry, academia, and			
<b>19</b>	Virginia Small Aircraft Transportation System. The			
<b>20</b>	project shall target research efforts to promote safety			
<b>21</b>	and greater access for rural airports.			
<b>22</b>	C. The department is authorized to pay to the Civil Air			
<b>23</b>	Patrol from Aviation Special Funds \$100,000 the first			
<b>24</b>	year and \$100,000 the second year. The provisions of			
<b>25</b>	§ 2.2-1505, Code of Virginia, and § 4-5.05 of this act			
<b>26</b>	shall not apply to the Civil Air Patrol.			
<b>27</b>	D. Out of the amounts included in Financial Assistance			
<b>28</b>	for Airports shall be paid to the Washington Airports			
<b>29</b>	Task Force from the special funds in this appropriation			
<b>30</b>	\$500,000 the first year and \$500,000 the second year.			
<b>31</b> 438.	Air Transportation System Planning, Regulation,		\$3,139,987	\$2,837,987
<b>32</b>	Communication and Education (65500).....			
<b>33</b>	Aviation Licensing and Regulation (65501).....	\$101,167	\$101,167	
<b>34</b>	Aviation Communication and Education (65502).....	\$747,954	\$747,954	
<b>35</b>	General Aviation Personnel Development (65503).....	\$26,400	\$26,400	
<b>36</b>	Air Transportation Planning and Development (65504)...	\$2,264,466	\$1,962,466	
<b>37</b>	Fund Sources: Commonwealth Transportation .....	\$2,639,987	\$2,337,987	
<b>38</b>	Federal Trust.....	\$500,000	\$500,000	
<b>39</b>	Authority: Title 5.1, Chapter 1, Code of Virginia.			
<b>40</b> 439.	State Aircraft Flight Operations (65600).....		\$1,794,444	\$1,794,444
<b>41</b>	State Aircraft Operations and Maintenance (65602).....	\$1,794,444	\$1,794,444	
<b>42</b>	Fund Sources: General.....	\$41,864	\$41,864	
<b>43</b>	Commonwealth Transportation .....	\$1,752,580	\$1,752,580	
<b>44</b>	Authority: Title 5.1, Chapter 1, Code of Virginia.			
<b>45</b> 440.	Administrative and Support Services (69900).....		\$1,212,589	\$1,212,589
<b>46</b>	General Management and Direction (69901).....	\$1,212,589	\$1,212,589	

ITEM 440.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Commonwealth Transportation .....	\$1,212,589	\$1,212,589	
2	Authority: Title 5.1, Chapter 1, Code of Virginia.			
3	A. The Director, Department of Aviation, shall prepare			
4	general guidelines regarding aircraft acquisition and use			
5	that shall include a requirement for state agencies to			
6	develop written policies on usage, charge rates and			
7	record-keeping. The Director shall examine the aircraft			
8	needs of state agencies and determine the most efficient			
9	and effective method of organizing and managing the			
10	Commonwealth's aircraft operations. The Director shall			
11	implement the aircraft management system he			
12	determines to be most suitable and revise it periodically			
13	as the need arises.			
14	B. The Virginia Aviation Board and the Department of			
15	Aviation may obligate funds in excess of the current			
16	biennium appropriation for aviation financial assistance			
17	programs supported by the Commonwealth			
18	Transportation Fund provided 1) sufficient cash is			
19	available to cover projected costs in each year and 2)			
20	sufficient revenues are projected to meet all cash			
21	obligations for new obligations as well as all other			
22	commitments and appropriations approved by the			
23	General Assembly in the biennial budget.			
24	Total for Department of Aviation .....		<b>\$28,730,935</b>	<b>\$28,428,935</b>
25	Nongeneral Fund Positions.....	33.00	33.00	
26	Position Level .....	33.00	33.00	
27	Fund Sources: General .....	\$41,864	\$41,864	
28	Commonwealth Transportation .....	\$28,189,071	\$27,887,071	
29	Federal Trust.....	\$500,000	\$500,000	
30	<b>§ 1-124. DEPARTMENT OF MOTOR VEHICLES (154)</b>			
31	441. Ground Transportation Regulation (60100).....		\$153,782,746	\$154,932,746
32	Customer Service Centers Operations (60101).....	\$105,353,618	\$106,503,618	
33	Ground Transportation Regulation and Enforcement			
34	(60103) .....	\$36,897,177	\$36,897,177	
35	Motor Carrier Regulation Services (60105).....	\$11,531,951	\$11,531,951	
36	Fund Sources: Commonwealth Transportation .....	\$148,336,146	\$149,486,146	
37	Trust and Agency .....	\$5,446,600	\$5,446,600	
38	Authority: Title 46.2, Chapters 1, 2, 3, 6, 8, 10, 12, 15,			
39	16, and 17; §§ 18.2-266 through 18.2-272; Title 58.1,			
40	Chapters 21 and 24, Code of Virginia. Title 33, Chapter			
41	4, United States Code.			
42	A. The Commissioner, Department of Motor Vehicles,			
43	is authorized to establish, where feasible and cost			
44	efficient, contracts with private/public partnerships with			
45	commercial operations, to provide for simplification and			
46	streamlining of service to citizens through electronic			
47	means. Provided, however, that such commercial			
48	operations shall not be entitled to compensation as			
49	established under § 46.2-205, Code of Virginia, but			
50	rather at rates limited to those established by the			
51	Commissioner.			
52	B. In order to encourage the use of alternative service			

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		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 441.</b>					
1	delivery methods, the Department of Motor Vehicles				
2	shall not charge its customers for the use of credit				
3	cards for internet or other types of transactions. The				
4	department shall establish policies and procedures to				
5	direct vehicle registration renewal transactions to more				
6	efficient delivery channels to mitigate the impact on				
7	customer service centers from the Real ID Act of 2005.				
8	C. In order to provide citizens of the Commonwealth				
9	greater access to the Department of Motor Vehicles, the				
10	agency is authorized to enter into an agreement with				
11	any local constitutional officer or combination of				
12	officers to act as a license agent for the department,				
13	with the consent of the chief administrative officer of				
14	the constitutional officer's county or city, and to				
15	negotiate a separate compensation schedule for such				
16	office other than the schedule set out in § 46.2-205,				
17	Code of Virginia. Notwithstanding any other provision				
18	of law, any compensation due to a constitutional officer				
19	-serving as a license agent shall be remitted by the				
20	department to the officer's county or city on a monthly				
21	basis, and not less than 80 percent of the sums so				
22	remitted shall be appropriated by such county or city to				
23	the office of the constitutional officer to compensate				
24	such officer for the additional work involved with				
25	processing transactions for the department. Funds				
26	appropriated to the constitutional office for such work				
27	shall not be used to supplant existing local funding for				
28	such office, nor to reduce the local share of the				
29	Compensation Board-approved budget for such office				
30	below the level established pursuant to general law.				
31	D. Effective July 1, 2007, the base compensation for				
32	DMV Select Agents shall be set at 4.5 percent of gross				
33	collections for the first \$500,000 and 5.0 percent of all				
34	gross collections in excess of \$500,000 made by the				
35	entity during each fiscal year. The Commissioner shall				
36	supply the agents with all necessary agency forms to				
37	provide services to the public, and shall cause to be				
38	paid all freight and postage, but shall not be responsible				
39	for any extra clerk hire or other business-related				
40	expenses or business equipment expenses occasioned by				
41	their duties.				
42	E. In addition to all other fees required by law, there is				
43	hereby imposed a ten-dollar fee on the issuance of any				
44	driver's license other than a commercial driver's				
45	license, and a five-dollar fee on a duplicate, reissue, or				
46	replacement driver's license. These fees shall be				
47	collected and deposited into the Motor Vehicle Special				
48	Fund to be used to meet the necessary expenses of the				
49	department to maintain the security and integrity of				
50	Virginia's driver licensing system.				
51	442. Ground Transportation System Safety (60500).....			\$5,528,007	\$5,528,007
52	Highway Safety Services (60508).....	\$5,528,007	\$5,528,007		
53	Fund Sources: Commonwealth Transportation.....	\$4,795,683	\$4,795,683		
54	Federal Trust.....	\$732,324	\$732,324		
55	Authority: §§ 46.2-222 through 46.2-224, Code of				
56	Virginia; Chapter 4, United States Code.				

ITEM 442.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 443.				
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ITEM 443.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	pursuant to § 10.1-1020, Code of Virginia, and the					
2	provisions of Item 362, paragraph F, of this act.					
3	D.1. In order to implement the abusive driver program					
4	established under the provisions of § 46.2-206.1, Code					
5	of Virginia, the commissioner may impose an					
6	administrative cost of up to thirteen percent of the					
7	revenues collected. The commissioner is also					
8	authorized to use outside vendors, where appropriate, to					
9	assist in the administration of the abuser driver					
10	program. If, following receipt of vendor bids for					
11	program administration, it is anticipated that					
12	administrative costs will exceed thirteen percent of the					
13	revenues collected, the Governor may authorize the					
14	expenditure of additional revenues to implement the					
15	program.					
16	2. The Director, Department of Planning and Budget, is					
17	hereby authorized to adjust the appropriations for the					
18	department.					
19	E. The Department of Motor Vehicles is authorized to					
20	retain as special revenue one-half of one percent of the					
21	gross collections of sales and use tax on motor vehicles					
22	to reimburse the department for ongoing operational					
23	expenses.					
24	444. Consumer Affairs Services (55000).....			\$572,632	\$572,632	
25	Consumer Assistance (55002).....	\$218,871	\$218,871			
26	Regulation of Vehicle Towing and Recovery					
27	Operations (55003).....	\$353,761	\$353,761			
28	Fund Sources: Special.....	\$572,632	\$572,632			
29	Authority: §§ 46.2-2800 through 46.2-2828, Code of					
30	Virginia.					
31	445. Regulation of Professions and Occupations (56000) .....			\$1,991,911	\$1,994,682	
32	Motor Vehicle Dealer and Salesman Regulation					
33	(56023) .....	\$1,061,538	\$1,061,538			
34	Administrative Services (56048) .....	\$930,373	\$933,144			
35	Fund Sources: Special.....	\$1,991,911	\$1,994,682			
36	Authority: Title 46.2, Chapter 15, Code of Virginia.					
37	Total for Department of Motor Vehicles.....			\$231,004,484	\$232,157,255	
38	Nongeneral Fund Positions.....	2,063.00	2,063.00			
39	Position Level .....	2,063.00	2,063.00			
40	Fund Sources: Special.....	\$2,564,543	\$2,567,314			
41	Commonwealth Transportation .....	\$214,624,017	\$215,774,017			
42	Trust and Agency .....	\$11,846,600	\$11,846,600			
43	Federal Trust.....	\$1,969,324	\$1,969,324			
44	<b>Department of Motor Vehicles Transfer Payments (510)</b>					
45	446. Ground Transportation System Safety (60500) .....			\$30,255,029	\$30,255,029	
46	Financial Assistance for Transportation Safety (60507) ...	\$30,255,029	\$30,255,029			

ITEM 446.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Federal Trust.....	\$30,255,029	\$30,255,029		
2	Authority: §§ 46.2-222 through 46.2-224, Code of				
3	Virginia; Chapter 4, United States Code.				
4	447. Financial Assistance to Localities - General (72800) .....			\$42,831,500	\$42,831,500
5	Financial Assistance to Localities - Mobile Home Tax				
6	(72803) .....	\$10,440,000	\$10,440,000		
7	Financial Assistance to Localities - Rental Vehicle Tax				
8	(72810) .....	\$32,000,000	\$32,000,000		
9	Financial Assistance to Localities for the Disposal of				
10	Abandoned Vehicles (72814) .....	\$391,500	\$391,500		
11	Fund Sources: Commonwealth Transportation .....	\$391,500	\$391,500		
12	Trust and Agency .....	\$42,440,000	\$42,440,000		
13	Authority: §§ 46.2-416, 58.1-2402, and 58.1-2425, and				
14	46.2-1200 through 46.2-1208, Code of Virginia.				
15	Total for Department of Motor Vehicles Transfer				
16	Payments.....			<b>\$73,086,529</b>	<b>\$73,086,529</b>
17	Fund Sources: Commonwealth Transportation .....	\$391,500	\$391,500		
18	Trust and Agency .....	\$42,440,000	\$42,440,000		
19	Federal Trust.....	\$30,255,029	\$30,255,029		
20	Grand Total for Department of Motor Vehicles.....			<b>\$304,091,013</b>	<b>\$305,243,784</b>
21	Nongeneral Fund Positions.....	2,063.00	2,063.00		
22	Position Level .....	2,063.00	2,063.00		
23	Fund Sources: Special.....	\$2,564,543	\$2,567,314		
24	Commonwealth Transportation .....	\$215,015,517	\$216,165,517		
25	Trust and Agency .....	\$54,286,600	\$54,286,600		
26	Federal Trust.....	\$32,224,353	\$32,224,353		
27	<b>§ 1-125. DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (505)</b>				
28	448. Ground Transportation Planning and Research (60200) ...			\$2,956,580	\$3,056,317
29	Rail and Public Transportation Planning, Regulation,				
30	and Safety (60203).....	\$2,956,580	\$3,056,317		
31	Fund Sources: Commonwealth Transportation .....	\$2,956,580	\$3,056,317		
32	Authority: Titles 33.1 and 58.1, Code of Virginia.				
33	A. The Commonwealth Transportation Board may				
34	allocate up to three percent of the funds appropriated in				
35	Item 449 and Item 450 to support costs of project				
36	development, project administration and project				
37	compliance incurred by the Department of Rail and				
38	Public Transportation in implementing rail, public				
39	transportation and congestion management grants and				
40	programs set out in §§ 58.1-638, 33.1-221.1:1.1 and				
41	33.1-221.1:1.2, Code of Virginia.				
42	B. Out of the amounts identified in this Item, \$268,400				
43	the first year and \$275,800 the second year from the				
44	Commonwealth Transportation Fund shall be paid to				
45	the Washington Metropolitan Area Transit Commission.				

ITEM 448.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 449. Financial Assistance for Public Transportation (60900) ...			\$274,607,254	\$283,802,597
2 Public Transportation Programs (60901) .....	\$264,236,159	\$273,283,554		
3 Congestion Management Programs (60902) .....	\$5,344,000	\$5,344,000		
4 Human Service Transportation Programs (60903) .....	\$5,027,095	\$5,175,043		
5 Fund Sources: Special .....	\$674,060	\$697,652		
6 Commonwealth Transportation .....	\$273,933,194	\$283,104,945		
7 Authority: Titles 33.1 and 58.1, Code of Virginia.				
8 A.1. Except as provided in Item 448 A, the				
9 Commonwealth Transportation Board shall allocate all				
10 monies in the Commonwealth Mass Transit Fund, as				
11 provided in § 58.1-638, Code of Virginia. The total				
12 appropriation for the Commonwealth Mass Transit Fund				
13 is \$186,035,124 the first year and \$194,366,436 the				
14 second year from the Transportation Trust Fund.				
15 2. Included in Human Service Transportation Programs				
16 is \$1,500,000 the first year and \$2,500,000 the second				
17 year from the Commonwealth Mass Transit Trust Fund.				
18 These allocations are designated for "paratransit" capital				
19 projects and enhanced transportation services for the				
20 elderly and disabled.				
21 3. In accordance with paragraph A 1, \$146,911,125 the				
22 first year and \$152,881,320 the second year is the				
23 estimated allocation to statewide Formula Assistance as				
24 provided in § 58.1-638, Code of Virginia. The				
25 allocation of Formula Assistance to each recipient shall				
26 be limited to the recipient's maximum eligibility as				
27 defined in § 58.1-638, Code of Virginia. When the				
28 initial allocation to a recipient is greater than the				
29 recipient's eligibility to receive Formula Assistance, the				
30 Commonwealth Transportation Board may transfer the				
31 surplus funds to the statewide Capital Assistance				
32 program for distribution under that program. The				
33 Commonwealth Transportation Board may hold				
34 harmless from a reduction in state formula assistance				
35 any transit system that maintains service levels from the				
36 previous year.				
37 4. In accordance with Paragraph A 1, \$35,445,961 the				
38 first year and \$36,728,340 the second year from the				
39 Commonwealth Mass Transit Fund is the estimated				
40 allocation to statewide Capital Assistance.				
41 5. From the amounts appropriated in this Item from the				
42 Commonwealth Mass Transit Fund, \$2,126,758 the first				
43 year and \$2,203,701 the second year is the estimated				
44 allocation to statewide Special Programs as provided in				
45 § 58.1-638, Code of Virginia.				
46 6. Not included in this appropriation is an amount				
47 estimated at \$22,913,649 the first year and \$23,382,741				
48 the second year allocated to transit agencies from				
49 federal sources for the Surface Transportation Program				
50 (STP) and the Minimum Guarantee program.				
51 B. The Commonwealth Transportation Board shall				
52 operate a program entitled the Transportation Efficiency				
53 Improvement Fund (TEIF). The purpose of the TEIF				
54 program is to reduce traffic congestion by supporting				
55 transportation demand management programs and				

ITEM 449.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	projects designed to reduce the movement of passengers				
2	and freight on Virginia's highway system. Using				
3	transportation revenues generally available to the Board,				
4	funds shall be apportioned as determined by the Board				
5	to designated transportation projects in addition to				
6	funds allocated pursuant to § 33.1-23.1, Code of				
7	Virginia. Total TEIF program funding shall not exceed				
8	\$4,000,000 the first year and \$4,000,000 the second				
9	year.				
10	C. Funds from a stable and reliable source, as required				
11	in Public Law 96-184, as amended, are to be provided				
12	to Metro Rail from payments authorized and allocated				
13	in this program and pursuant to § 58.1-1720, Code of				
14	Virginia.				
15	D. Funds appropriated to the Department of Rail and				
16	Public Transportation and allocated to the Northern				
17	Virginia Transportation Commission to be allocated to				
18	its member jurisdictions are held in trust by the				
19	Commission for those jurisdictions until released by				
20	specific authorization from the governing bodies of the				
21	jurisdictions for the purpose for which funds were				
22	appropriated.				
23	E. It is the intent of the Governor and General				
24	Assembly that the principles of local maintenance of				
25	effort, transit sustainability, public benefit, and asset				
26	management shall be incorporated into all public				
27	transportation programs for which funds are				
28	appropriated by the General Assembly and allocated by				
29	the Commonwealth Transportation Board. Beginning in				
30	the first year, the Director, Department of Rail and				
31	Public Transportation shall recommend, and the Board				
32	may consider, the establishment of a maintenance of				
33	effort requirement to ensure sustained local investment				
34	for public transportation operations. In addition, the				
35	director shall examine and report to the Governor, the				
36	General Assembly, and the Commonwealth				
37	Transportation Board on the establishment and				
38	incorporation of all principles no later than June 30,				
39	2009. In the second year, the Commonwealth				
40	Transportation Board shall begin to incorporate such				
41	principles in the allocation of public transportation				
42	funding for FY 2010.				
43	450.	Financial Assistance for Rail Programs (61000).....		\$42,916,432	\$43,167,735
44		Rail Preservation Programs (61002).....	\$3,372,600	\$3,385,641	
45		Rail Enhancement Programs (61003).....	\$39,543,832	\$39,782,094	
46		Fund Sources: Commonwealth Transportation.....	\$42,916,432	\$43,167,735	
47		Authority: Title 33.1, Code of Virginia.			
48		A. Except as provided in Item 448 A., the			
49		Commonwealth Transportation Board shall operate the			
50		Shortline Railway Preservation and Development			
51		Program in accordance with § 33.1-221.1:1.2, Code of			
52		Virginia. The Board may allocate funds pursuant to			
53		§ 33.1-23.1, Code of Virginia, to the Shortline Railway			
54		Preservation and Development Fund. Such allocations			
55		shall not exceed \$3,000,000 the first year and			
56		\$3,000,000 the second year.			



ITEM 450.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	B. It is the intent of the Governor and the General				
2	Assembly that immediately upon the completion of the				
3	Statewide Rail Plan in July 2008, a process for				
4	determining the appropriate balance of resource				
5	allocation between the movement of freight and				
6	passengers on Virginia's rail system, particularly				
7	between Richmond and Washington, shall be				
8	determined based on the principles outlined in Chapter				
9	896 of the 2007 Session of the General Assembly and				
10	§ 33.1-221.1:1.1 of the Code of Virginia. Such process				
11	recommendations, which shall be completed and				
12	reported no later than September 30, 2008, shall be				
13	recommended to the Governor, General Assembly, and				
14	Commonwealth Transportation Board by the Director,				
15	Department of Rail and Public Transportation.				
16	451. Public Transportation System Acquisition and				
17	Construction (61300) .....			\$259,504,324	\$259,504,324
18	Transportation System Development, Construction, and				
19	Program Management (61301) .....	\$259,504,324	\$259,504,324		
20	Fund Sources: Special .....	\$158,600,000	\$158,600,000		
21	Commonwealth Transportation .....	\$100,904,324	\$100,904,324		
22	Authority: Titles 33.1 and 58.1, Code of Virginia.				
23	A. Of the amounts appropriated in this Item from				
24	special funds, the source of \$158,600,000 the first year				
25	and \$158,600,000 the second year is the local funding				
26	partners' share for the cost of the Dulles Corridor				
27	Metrorail Project.				
28	B. Of the amounts appropriated in this Item from the				
29	Commonwealth Transportation Fund, the source of				
30	\$100,904,324 the first year and \$100,904,324 the				
31	second year is the estimated federal funding for the				
32	Dulles Corridor Metrорail Project				
33	C. The Director, Department of Planning and Budget, is				
34	authorized to transfer sufficient appropriation from Item				
35	457 of this act for the Dulles Toll Road's share of the				
36	Dulles Corridor Metrорail Project, as approved by the				
37	Commonwealth Transportation Board each year.				
38	452. Administrative and Support Services (69900) .....			\$5,018,646	\$5,018,646
39	General Management and Direction (69901) .....	\$5,018,646	\$5,018,646		
40	Fund Sources: Commonwealth Transportation .....	\$5,018,646	\$5,018,646		
41	Authority: Titles 33.1 and 58.1, Code of Virginia.				
42	The Director, Department of Planning and Budget, is				
43	authorized to adjust appropriations and allotments for				
44	the Department of Rail and Public Transportation to				
45	reflect changes in the official revenue estimates for				
46	commonwealth transportation funds.				
47	Total for Department of Rail and Public Transportation..			<b>\$585,003,236</b>	<b>\$594,549,619</b>
48	Nongeneral Fund Positions .....	55.00	55.00		
49	Position Level .....	55.00	55.00		
50	Fund Sources: Special .....	\$159,274,060	\$159,297,652		
51	Commonwealth Transportation .....	\$425,729,176	\$435,251,967		

ITEM 453.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 1-126. DEPARTMENT OF TRANSPORTATION (501)</b>			
<b>2</b> 453.	Environmental Monitoring and Evaluation (51400).....		\$14,571,143	\$15,008,277
<b>3</b>	Environmental Monitoring and Compliance for			
<b>4</b>	Highway Projects (51408).....	\$11,426,808	\$11,769,612	
<b>5</b>	Environmental Monitoring Program Management and			
<b>6</b>	Direction (51409).....	\$3,144,335	\$3,238,665	
<b>7</b>	Fund Sources: Commonwealth Transportation .....	\$14,571,143	\$15,008,277	
<b>8</b>	Authority: Title 33.1, Code of Virginia.			
<b>9</b> 454.	Ground Transportation Planning and Research (60200)...		\$46,537,766	\$47,639,698
<b>10</b>	Ground Transportation System Planning (60201).....	\$40,036,034	\$41,087,114	
<b>11</b>	Ground Transportation System Research (60202).....	\$2,156,968	\$2,077,477	
<b>12</b>	Ground Transportation Program Management and			
<b>13</b>	Direction (60204).....	\$4,344,764	\$4,475,107	
<b>14</b>	Fund Sources: Commonwealth Transportation .....	\$46,537,766	\$47,639,698	
<b>15</b>	Authority: Title 33.1, Code of Virginia.			
<b>16</b>	1. Included in the amount for ground transportation			
<b>17</b>	system planning and research is no less than			
<b>18</b>	\$4,000,000 the first year and no less than \$4,000,000			
<b>19</b>	the second year from the highway share of the			
<b>20</b>	Transportation Trust Fund for the planning and			
<b>21</b>	evaluation of options to address transportation needs.			
<b>22</b>	2. In addition, the Commonwealth Transportation Board			
<b>23</b>	may approve the expenditures of up to \$1,000,000 the			
<b>24</b>	first year and \$1,000,000 the second year from the			
<b>25</b>	highway share of the Transportation Trust Fund for the			
<b>26</b>	completion of advance activities, prior to the initiation			
<b>27</b>	of an individual project's design along existing highway			
<b>28</b>	corridors, to determine short-term and long-term			
<b>29</b>	improvements to the corridor. Such activities shall			
<b>30</b>	consider safety, access management, alternative modes,			
<b>31</b>	operations, and infrastructure improvements. Such			
<b>32</b>	funds shall be used for, but are not limited to, the			
<b>33</b>	completion of activities prior to the initiation of an			
<b>34</b>	individual project's design or to benefit identification of			
<b>35</b>	needs throughout the state or the prioritization of those			
<b>36</b>	needs. For federally eligible activities, the activity or			
<b>37</b>	item shall be included in the Commonwealth			
<b>38</b>	Transportation Board's annual update of the Six-Year			
<b>39</b>	Improvement program so that (i) appropriate federal			
<b>40</b>	funds may be allocated and reimbursed for the activities			
<b>41</b>	and (ii) all requirements of the federal Statewide			
<b>42</b>	Transportation Improvement Program can be achieved.			
<b>43</b>	3.a. The Multimodal Transportation Planning Office			
<b>44</b>	shall recommend to the Commonwealth Transportation			
<b>45</b>	Board all allocations of such funds in this paragraph.			
<b>46</b>	The planning and evaluation may be conducted or			
<b>47</b>	managed by the Department of Transportation,			
<b>48</b>	Department of Rail and Public Transportation, or			
<b>49</b>	another qualified entity selected and/or approved by the			
<b>50</b>	Commonwealth Transportation Board.			
<b>51</b>	b. The office shall work directly with affected			
<b>52</b>	Metropolitan Planning Organizations to develop and			
<b>53</b>	implement quantifiable and achievable goals relating to			

ITEM 454.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	congestion reduction and safety, transit and HOV			
2	usage, job/housing ratios, job and housing access to			
3	transit and pedestrian facilities, air quality, and/or			
4	per-capita vehicle miles traveled.			
5	c. For allocation of funds under Paragraph 1, the			
6	Office may give a higher priority for planning grants to			
7	those local governments that complete a build-out			
8	analysis of their comprehensive plans and zoning. Such			
9	build-out analyses shall be shared with the regional			
10	planning district commission or metropolitan planning			
11	organization and the department.			
12	455. Highway System Acquisition and Construction (60300)..		\$1,487,269,209	\$1,409,736,772
13	Dedicated and Statewide Construction (60302).....	\$397,003,455	\$386,821,402	
14	Interstate Construction (60303).....	\$356,086,921	\$336,524,050	
15	Primary Construction (60304).....	\$288,250,852	\$268,129,296	
16	Secondary Construction (60306).....	\$187,089,614	\$202,298,876	
17	Urban Construction (60307).....	\$215,475,779	\$171,299,682	
18	Highway Construction Program Management (60315).....	\$43,362,588	\$44,663,466	
19	Fund Sources: Commonwealth Transportation .....	\$1,249,930,708	\$1,178,534,534	
20	Trust and Agency .....	\$237,338,501	\$231,202,238	
21	Authority: Title 33.1, Chapter 1; Code of Virginia;			
22	Chapters 8, 9, and 12, Acts of Assembly of 1989,			
23	Special Session II			
24	A. Included in the amounts for dedicated and statewide			
25	construction is \$15,000,000 the first year and			
26	\$15,000,000 the second year from the Commonwealth			
27	Transportation Fund, which shall be allocated to			
28	localities for secondary road revenue sharing. The			
29	remaining amount needed to provide any required			
30	funding to fulfill the Commonwealth's allocation of			
31	equivalent revenue sharing matching funds pursuant to			
32	§ 33.1-23.05, Code of Virginia, shall be provided from			
33	the proceeds of Commonwealth of Virginia			
34	Transportation Capital Projects Revenue Bonds as			
35	outlined in § 33.1-23.4:01, Code of Virginia.			
36	B. Notwithstanding § 33.1-23.1 of the Code of Virginia,			
37	the net proceeds from the lease or sale of surplus and			
38	residue property purchased under this program shall be			
39	applied to the system and locality where the residue			
40	property is located. This funding shall be provided as			
41	an adjustment to the allocations distributed to the			
42	systems and localities according to § 33.1-23.1 of the			
43	Code of Virginia.			
44	C. The Director, Department of Planning and Budget, is			
45	authorized to increase the appropriation as needed to			
46	utilize amounts available from prior year balances in			
47	the dedicated funds.			
48	D. Included in the amounts for dedicated and statewide			
49	construction is the reappropriation of \$32,500,000 the			
50	first year and \$30,400,000 the second year for			
51	anticipated expenditure of amounts collected in prior			
52	years from bond proceeds or dedicated special			
53	revenues. The amounts will be provided from balances			
54	in the Northern Virginia Transportation District Fund,			
55	State Route 28 Highway Improvement District Fund,			
56	U.S. Route 58 Corridor Development Fund and the			

ITEM 455.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Priority Transportation Fund. These amounts were				
2	originally appropriated when received or forecasted and				
3	are not related to FY 2009 and FY 2010 estimated				
4	revenues.				
5	456.	Highway System Maintenance (60400) .....		\$1,327,581,110	\$1,376,405,501
6		Interstate Maintenance (60401) .....	\$284,643,933	\$296,029,690	
7		Primary Maintenance (60402) .....	\$376,263,151	\$391,313,677	
8		Secondary Maintenance (60403) .....	\$385,586,015	\$400,507,836	
9		Transportation Operations Services (60404) .....	\$177,604,839	\$181,966,631	
10		Highway Maintenance Program Management and			
11		Direction (60405) .....	\$103,483,172	\$106,587,667	
12		Fund Sources: Commonwealth Transportation .....	\$1,327,581,110	\$1,376,405,501	
13	Authority: Title 33.1, Chapter 1, Code of Virginia.				
14	A. Out of the funds provided in this program,				
15	\$156,459,333 the first year and \$160,053,633 the				
16	second year in federal funds shall be used to address				
17	the maintenance of pavements and bridges and the				
18	operations of the transportation system. These funds				
19	shall be matched by other funds appropriated to this				
20	Item.				
21	B. The department is authorized to enter into				
22	agreements with state and local law enforcement				
23	officials to facilitate the enforcement of high occupancy				
24	vehicle (HOV) restrictions throughout the				
25	Commonwealth and metropolitan planning regions.				
26	C. Should federal law be changed to permit				
27	privatization of rest area operations, the Department is				
28	hereby authorized to accept or solicit proposals for their				
29	development and/or operation under the Public Private				
30	Transportation Act.				
31	D. The Director, Department of Planning and Budget,				
32	is authorized to increase the appropriation in this Item				
33	as needed to utilize amounts available from prior year				
34	balances in the dedicated funds.				
35	457.	Commonwealth Toll Facilities (60600) .....		\$119,040,847	\$121,388,148
36		Toll Facility Acquisition and Construction (60601) .....	\$47,276,554	\$51,690,713	
37		Toll Facility Debt Service (60602) .....	\$16,343,950	\$13,232,600	
38		Toll Facility Maintenance and Operation (60603) .....	\$30,580,401	\$31,557,770	
39		Toll Facilities Revolving Fund (60604) .....	\$24,839,942	\$24,907,065	
40		Fund Sources: Commonwealth Transportation .....	\$24,839,942	\$24,907,065	
41		Trust and Agency .....	\$7,147,815	\$7,241,194	
42		Debt Service .....	\$87,053,090	\$89,239,889	
43	Authority: §§ 33.1-23.03:1 and 33.1-267 through				
44	33.1-295, Code of Virginia.				
45	A. Included in this Item are funds for the installation				
46	and implementation of a statewide Electronic Toll				
47	Customer Service/Violation Enforcement System.				
48	B. Funds as appropriated are provided for other toll				
49	facility initiatives as needed during the biennium				
50	including but not limited to funding activities to				
51	advance projects pursuant to the Public-Private				
52	Transportation Act.				

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 population. To qualify, a local government			
43	must assume responsibility for administering a local			
44	highway construction project and have not administered			
45	a project during the period July 1, 2005, though June			
46	30, 2007.			
47 459.				
48			\$228,638,827	\$258,326,913
49				
50	\$7,530,713	\$7,528,150		
51	\$61,714,940	\$70,114,660		
52				
53	\$152,297,928	\$152,303,120		
54				
55	\$7,095,246	\$28,380,983		

ITEM 459.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: General.....	\$40,000,000	\$40,000,000	
2	Trust and Agency .....	\$188,638,827	\$218,326,913	
3	Authority: Titles 15, 33, and 58 of the Code of			
4	Virginia; Chapters 827 and 914, Acts of Assembly of			
5	1990; Chapters 233 and 662, Acts of Assembly of			
6	1994; Chapter 8, as amended by Chapter 538, Acts of			
7	Assembly of 1999; Chapters 1019 and 1044, Acts of			
8	Assembly of 2000; Chapter 799, Acts of Assembly of			
9	2002; and Chapter 896, Acts of Assembly of 2007.			
10	A.1. The amount shown for Highway Transportation			
11	Improvement District Construction shall be derived			
12	from payments made to the Transportation Trust Fund			
13	pursuant to the Contract between the State Route 28			
14	Highway Transportation Improvement District and the			
15	Commonwealth Transportation Board dated September			
16	1, 1988 as amended by the Amended and Restated			
17	District Contract by and among the Commonwealth			
18	Transportation Board, the Fairfax County Economic			
19	Development Authority and the State Route 28			
20	Highway Transportation Improvement District			
21	Commission (the "District Commission") dated August			
22	30, 2002 (the "District Contract").			
23	2. There is hereby appropriated for payment			
24	immediately upon receipt to a third party approved by			
25	the Commonwealth Transportation Board, or a bond			
26	trustee selected by such third party, a sum sufficient			
27	equal to the special tax revenues collected by the			
28	Counties of Fairfax and Loudoun within the State			
29	Route 28 Highway Transportation Improvement District			
30	and paid to the Commonwealth Transportation Board			
31	by or on behalf of the District Commission (the			
32	"contract payments") pursuant to § 15.2-4600 et seq.,			
33	Code of Virginia, and the District Contract between the			
34	Commonwealth Transportation Board and the District			
35	Commission.			
36	3. The contract payments may be supplemented from			
37	primary funds allocated to the highway construction			
38	district in which the project financed is located, or from			
39	the secondary system construction allocation to the			
40	county or counties in which the project financed is			
41	located, and from any other lawfully available revenues			
42	of the Transportation Trust Fund, as may be necessary			
43	to meet debt service obligations. The payment of debt			
44	service shall be for the bonds (the Series 2002 Bonds)			
45	issued under the "Commonwealth of Virginia			
46	Transportation Contract Revenue Bond Act of 1988"			
47	(Chapters 653 and 676, Acts of Assembly of 1988 as			
48	amended by Chapters 827 and 914 of the Acts of			
49	Assembly of 1990). Funds required to pay the total			
50	debt service on the Series 2002 Bonds shall be made			
51	available in the amounts indicated in paragraph E of			
52	this Item.			
53	B.1. Out of the amounts for Designated Highway			
54	Corridor Construction, \$40,000,000 the first year and			
55	\$40,000,000 the second year shall be paid from the			
56	general fund to the U.S. Route 58 Corridor			
57	Development Fund, hereinafter referred to as the			
58	"Fund", established pursuant to § 58.1-815, Code of			
59	Virginia. This payment shall be in lieu of the deposit of			

ITEM 459.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	state recordation taxes to the Fund, as specified in the				
2	cited Code section. Said recordation taxes which would				
3	otherwise be deposited to the Fund shall be retained by				
4	the general fund. Additional appropriations required for				
5	the U.S. Route 58 Corridor Development Fund, an				
6	amount estimated at \$9,000,000 the first year and				
7	\$12,000,000 the second year, shall be transferred from				
8	the highway share of the Transportation Trust Fund.				
9	2. Pursuant to the "U.S. Route 58 Commonwealth of				
10	Virginia Transportation Revenue Bond Act of 1989" (as				
11	amended by Chapter 538 of the 1999 Acts of				
12	Assembly), the amounts shown in paragraph E of this				
13	Item shall be available from the Fund for debt service				
14	for the bonds previously issued and additional bonds				
15	issued pursuant to said act.				
16	3. The Commissioner shall report on or before July 1				
17	of each year to the Chairmen of the Senate Finance and				
18	House Appropriations Committees on the cash balances				
19	in the Route 58 Corridor Development Fund. In				
20	addition, the report shall include the following				
21	program-to-date information: (i) a comparison of actual				
22	spending to allocations by project and district; (ii)				
23	expenditures by project, district, and funding source;				
24	and (iii) a six-year plan for planned future expenditures				
25	from the Fund by project and district.				
26	C.1. The Commonwealth Transportation Board shall				
27	maintain the Northern Virginia Transportation District				
28	Fund, hereinafter referred to as the "Fund." Pursuant to				
29	§ 58.1-815.1, Code of Virginia, and for so long as the				
30	Fund is required to support the issuance of bonds, the				
31	Fund shall include at least the following elements:				
32	a. Amounts transferred from Item 264 of this act to this				
33	Item.				
34	b. An amount estimated at \$5,000,000 the first year and				
35	\$12,000,000 the second year, which shall be transferred				
36	from the highway share of the Transportation Trust				
37	Fund.				
38	c. Any public right-of-way use fees allocated by the				
39	Department of Transportation pursuant to § 58.1-468.1				
40	of the Code of Virginia and attributable to the counties				
41	of Fairfax, Loudoun, and Prince William, the amounts				
42	estimated at \$6,100,000 the first year and \$5,600,000				
43	the second year.				
44	d. Any amounts which may be deposited into the Fund				
45	pursuant to a contract between the Commonwealth				
46	Transportation Board and a jurisdiction or jurisdictions				
47	participating in the Northern Virginia Transportation				
48	District Program, the amounts estimated to be \$816,000				
49	the first year and \$816,000 the second year.				
50	2. The Fund shall support the issuance of bonds at a				
51	total authorized level of \$500,200,000 for the purposes				
52	provided in the "Northern Virginia Transportation				
53	District, Commonwealth of Virginia Revenue Bond Act				
54	of 1993," Chapter 391, Acts of Assembly of 1993 as				
55	amended by Chapters 470 and 597 of the Acts of				
56	Assembly of 1994, Chapters 740 and 761 of the Acts				

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



ITEM 459.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	E. Pursuant to various Payment Agreements between				
2	the Treasury Board and the Commonwealth				
3	Transportation Board, funds required to pay the debt				
4	service due on the following Commonwealth				
5	Transportation Board bonds shall be transferred to the				
6	Treasury Board as follows:				
7			<b>FY 2009</b>	<b>FY 2010</b>	
8	Transportation Contract Revenue Refund Bonds, Series 2002				
9	(Route 28)		\$7,530,713	\$7,528,150	
10					
11	Commonwealth of Virginia Transportation Revenue Bonds:				
12	U.S. Route 58 Corridor Development Program:				
13	Series 1999B		\$6,667,538	\$0	
14	Series 2001B		\$3,758,363	\$3,757,863	
15	Series 2002 B (Refunding)		\$7,239,438	\$7,237,688	
16	Series 2003A (Refunding)		\$9,915,275	\$9,921,275	
17	Series 2004B		\$14,048,050	\$23,093,800	
18	Series 2006C		\$3,173,000	\$3,173,000	
19	Series 2007B		\$4,197,750	\$4,197,750	
20					
21	Northern Virginia Transportation District Program:				
22	Series 1999A		\$1,083,938	\$0	
23	Series 2001A		\$2,823,663	\$2,825,163	
24	Series 2002A		\$12,363,944	\$12,362,194	
25	Series 2004A		\$6,152,000	\$8,294,500	
26	Series 2006B		\$973,363	\$973,363	
27	Series 2007A		\$1,987,600	\$4,523,000	
28					
29	Transportation Program Revenue Bonds:				
30	Series 2006A (Oak Grove Connector, City of Chesapeake)		\$2,225,775	\$2,227,325	
31	F.1. Out of the amounts provided for this Item, an				
32	estimated \$152,297,928 the first year and \$152,303,120				
33	the second year shall be provided from federal highway				
34	and highway assistance reimbursements for the debt				
35	service payments on the Federal Highway				
36	Reimbursement Anticipation Notes.				
37	2. Notwithstanding Chapters 1019 and 1044, Acts of				
38	Assembly of 2000, this act, or any other provision of				
39	law, any additional amounts needed to offset the debt				
40	service payment requirements on the Transportation				
41	Trust Fund attributable to the issuance of Federal				
42	Highway Reimbursement Anticipation Notes shall be				
43	provided from the Priority Transportation Fund to the				
44	extent available and then from the portion of the				
45	Transportation Trust Fund available for highway				
46	construction purposes prior to making the allocations				
47	required by § 33.1-23.1 B of the Code of Virginia.				
48	G. Out of the amounts provided for this Item, an				
49	estimated \$7,100,000 the first year and \$28,400,000 the				
50	second year shall be provided from the Priority				
51	Transportation Fund for debt service payments on the				
52	Commonwealth Transportation Capital Projects Revenue				
53	Bonds. Any additional amounts needed to offset the				
54	debt service payment requirements attributable to the				
55	issuance of the Capital Projects Revenue Bonds shall be				
56	provided from the Transportation Trust Fund.				
57	460. Administrative and Support Services (69900).....			\$242,361,599	\$249,287,558
58	General Management and Direction (69901).....	\$151,090,245	\$155,488,064		

ITEM 460.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Information Technology Services (69902).....	\$67,653,482	\$69,683,086	
2	Facilities and Grounds Management Services (69915).....	\$11,710,592	\$12,061,909	
3	Employee Training and Development (69924).....	\$11,907,280	\$12,054,499	
4	Fund Sources: Commonwealth Transportation .....	\$242,361,599	\$249,287,558	
5	Authority: Title 33.1, Code of Virginia.			
6	A. Notwithstanding any other provision of law, the			
7	highway share of the Transportation Trust Fund shall			
8	be used for highway maintenance and operation			
9	purposes prior to its availability for new development,			
10	acquisition, and construction.			
11	B. Administrative and Support Services shall include			
12	funding for management, direction, and administration			
13	to support the department's activities that cannot be			
14	directly attributable to individual programs and/or			
15	projects.			
16	C. Out of the amounts for General Management and			
17	Direction, allocations shall be provided to the			
18	Commonwealth Transportation Board to support its			
19	operations, the payment of financial advisory and legal			
20	services, and the management of the Transportation			
21	Trust Fund.			
22	D. Notwithstanding any other provision of law, the			
23	Department may assess and collect the costs of			
24	providing services to other entities, public and private.			
25	The Department shall take all actions necessary to			
26	ensure that all such costs are reasonable and			
27	appropriate, recovered, and understood as a condition to			
28	providing such service.			
29	E. Each year, as part of the six-year financial planning			
30	process, the Commissioner shall implement a long-term			
31	business strategy that considers appropriate staffing			
32	levels for the department. In addition, the			
33	Commissioner shall identify services, programs, or			
34	projects that will be evaluated for devolution or			
35	outsourcing in the upcoming year. In undertaking such			
36	evaluations, the Commissioner is authorized to use the			
37	appropriate resources, both public and private, to			
38	competitively procure those identified services,			
39	programs, or projects and shall identify total costs for			
40	such activities.			
41	F. Any action to modernize and integrate the automated			
42	systems of the Department of Transportation shall be			
43	based on a plan that includes developing the integrated			
44	system in phases, or modules. When such plan is			
45	approved and to minimize the financial impact, the			
46	Department may incrementally budget for the			
47	modernization.			
48	G. Notwithstanding § 4-2.03 of this act, the Virginia			
49	Department of Transportation shall be exempt from			
50	recovering statewide and agency indirect costs from the			
51	Federal Highway Administration until an indirect cost			
52	plan can be evaluated and developed by the agency and			
53	approved by the Federal Highway Administration.			
54	H. The Director, Department of Planning and Budget, is			

ITEM 460.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	authorized to adjust appropriations and allotments for			
2	the Virginia Department of Transportation to reflect			
3	changes in the official revenue estimates for			
4	commonwealth transportation funds.			
5	I. Out of the amounts for General Management and			
6	Direction, allocations shall be provided to support the			
7	capital lease agreement with Fairfax County for the			
8	Northern Virginia District building. An amount			
9	estimated at \$7,800,000 the first year and \$7,800,000			
10	the second year shall be provided from Commonwealth			
11	Transportation Funds.			
12	J. Notwithstanding any other provisions of law, the			
13	Commonwealth Transportation Commissioner may enter			
14	into a contract with homeowner associations for			
15	grounds-keeping, mowing, and litter removal services.			
16	461.	A full accrual system of accounting shall be effected by		
17		the Department, subject to the authority of the State		
18		Comptroller, as stated in § 2.2-803, Code of Virginia.		
19	462.	2007 Transportation Initiative (61700) .....		\$0 \$180,000,000
20		Fund Sources: General .....	\$0 \$180,000,000	
21	A. There is hereby reappropriated the unexpended			
22	general fund balance remaining in this program on June			
23	30, 2008. On or before June 30, 2009, the State			
24	Comptroller shall revert up to \$180,000,000 of this			
25	general fund appropriation to the balance of the general			
26	fund.			
27	B. There is hereby appropriated within this Item			
28	\$180,000,000 the second year from the general fund.			
29	C. The general fund amount reappropriated in the first			
30	year in this Item in excess of the reversion required by			
31	paragraph A and the second year general fund			
32	appropriation of \$180,000,000 in this Item shall be			
33	transferred to the affected transportation funds as			
34	necessary to meet required expenditures for the			
35	purposes set out in Item 449.10, Chapter 847, 2007			
36	Acts of Assembly. The total transfers to the affected			
37	transportation funds during the biennium, when added			
38	to any transfers previously made in FY 2008, shall not			
39	exceed the total amount specified for any purpose in			
40	Item 449.10, Chapter 847, 2007 Acts of Assembly.			
41	Total for Department of Transportation.....		\$3,817,911,386	\$4,023,350,037
42	Nongeneral Fund Positions.....		9,500.00	9,500.00
43	Position Level .....		9,500.00	9,500.00
44	Fund Sources: General .....		\$40,000,000	\$220,000,000
45	Commonwealth Transportation .....		\$3,257,733,153	\$3,257,339,803
46	Trust and Agency .....		\$433,125,143	\$456,770,345
47	Debt Service.....		\$87,053,090	\$89,239,889

ITEM 463.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	<b>§ 1-127. VIRGINIA PORT AUTHORITY (407)</b>				
2	463. Economic Development Services (53400).....			\$7,035,170	\$6,799,266
3	National and International Trade Services (53413).....	\$5,899,220	\$5,652,231		
4	Port Traffic Rate Management (53425).....	\$221,697	\$232,782		
5	Commerce Advertising (53426).....	\$914,253	\$914,253		
6	Fund Sources: Special.....	\$7,035,170	\$6,799,266		
7	Authority: Title 62.1, Chapter 10, Code of Virginia.				
8	464. Port Facilities Planning, Maintenance, Acquisition, and				
9	Construction (62600).....			\$64,650,623	\$75,845,943
10	Maintenance and Operations of Ports and Facilities				
11	(62601).....	\$4,000,000	\$4,000,000		
12	Port Facilities Planning (62606).....	\$800,300	\$809,868		
13	Debt Service for Port Facilities (62607).....	\$59,850,323	\$71,036,075		
14	Fund Sources: Special.....	\$43,048,473	\$42,969,603		
15	Commonwealth Transportation.....	\$21,602,150	\$32,876,340		
16	Authority: Title 62.1, Chapter 10; Title 33.1, Chapter 1,				
17	Code of Virginia.				
18	A. 1. It is hereby acknowledged that, in accordance				
19	with § 62.1-140, Code of Virginia, the Virginia Port				
20	Authority refunded bonds issued on October 22, 1996,				
21	in the amount of \$38,300,000 for the purposes of				
22	completing the Phase II Expansion at Norfolk				
23	International Terminals and replacing and improving				
24	equipment at other port facilities. The debt service on				
25	the 2006 refunding bonds is estimated to be \$3,115,900				
26	the first year and \$3,119,900 the second year.				
27	2. It is hereby acknowledged that, in accordance with				
28	§ 62.1-140, Code of Virginia, the Virginia Port				
29	Authority issued Commonwealth Port Fund bonds on				
30	July 11, 2002, in the amount of \$135,000,000 to				
31	reconstruct the Norfolk International Terminal (South),				
32	Capital Project 407-16644, Phase I. The project also				
33	includes the replacement of equipment, the purchase of				
34	the Physical Oceanographic Real-Time System, and				
35	other equipment required to enhance the security and				
36	protection of the port properties. Debt service on bonds				
37	referenced in this paragraph is estimated to be				
38	\$10,205,393 the first year, and \$10,207,583 the second				
39	year, and such bonds may be refunded by the Authority				
40	pursuant to § 62.1-140, Code of Virginia.				
41	3. It is hereby acknowledged that, in accordance with				
42	§ 62.1-140, Code of Virginia, the Virginia Port				
43	Authority issued Commonwealth Port Fund bonds on				
44	April 14, 2005, in the amount of \$60,000,000, for the				
45	purpose of regrading and reconstruction of Norfolk				
46	International Terminals (South), Phase III, land				
47	acquisition, and other improvements, Capital Project				
48	407-16644. The debt service on bonds referenced in				
49	this paragraph is estimated to be \$4,280,856 the first				
50	year and \$4,283,856 the second year, and such bonds				
51	may be refunded by the Authority pursuant to				
52	§ 62.1-140, Code of Virginia.				
53	4. It is hereby acknowledged that, in accordance with				
54	§ 62.1-140, Code of Virginia, the Virginia Port				

ITEM 464.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Authority may issue Commonwealth Port Fund bonds			
2	up to the amount of \$155,000,000, for the purpose of			
3	developing the Craney Island Marine Terminal and			
4	creating road and rail access to such terminal, Capital			
5	Project 407-17513. Such bonds shall not be issued prior			
6	to July 1, 2009. The debt service on bonds referenced			
7	in this paragraph is estimated to be \$11,265,000 the			
8	second year, and such bonds may be refunded by the			
9	Authority pursuant to § 62.1-140, Code of Virginia.			
10	5. In the event revenues of the Commonwealth Port			
11	Fund are insufficient to provide for the debt service on			
12	the Virginia Port Authority Commonwealth Port Fund			
13	Revenue Bonds; Series 2002, Series 2005, refunding			
14	Series 2006, or Series 2009; bonds authorized by			
15	paragraphs A 1, A 2, A 3, and A 4; or any bonds			
16	payable from the revenues of the Commonwealth Port			
17	Fund, there is hereby appropriated a sum sufficient first			
18	from the legally available moneys in the Transportation			
19	Trust Fund and then from the general fund to provide			
20	for this debt service. Total debt service on the bonds			
21	referenced in paragraphs A 1, A 2, A 3, and A 4 is			
22	estimated at \$17,602,149 the first year and \$28,876,339			
23	the second year.			
24	6. Notwithstanding § 62.1-140, Code of Virginia, the			
25	aggregate principal amount of Commonwealth Port			
26	Fund bonds, and including any other long-term			
27	commitment that utilizes the Commonwealth Port Fund,			
28	shall not exceed \$420,000,000.			
29	B.1. In accordance with § 62.1-140, Code of Virginia,			
30	the Virginia Port Authority has issued Port Facilities			
31	Revenue Bonds, Series 1997, in the amount of			
32	\$98,065,000 to finance the cost of capital projects for			
33	the Virginia Port Authority marine and intermodal			
34	terminals. The debt service on the bonds is estimated at			
35	\$2,598,440 the first year from special funds. In			
36	accordance with § 62.1-140, Code of Virginia, the			
37	Virginia Port Authority refunded certain maturities of			
38	the bonds in 2007. The debt service on the 2007			
39	refunding bonds is estimated at \$3,745,650 the first			
40	year and \$6,344,250 the second year from special			
41	funds. The Virginia Port Authority is authorized to			
42	transfer to the Virginia International Terminals Inc.			
43	(VIT), from the revenues of the Authority's port			
44	facilities, funds that are available for the purpose under			
45	the Authority's applicable Bond Resolution.			
46	2. In accordance with § 62.1-140, Code of Virginia, the			
47	Virginia Port Authority on June 18, 2003, issued			
48	additional Port Facilities Revenue bonds in the amount			
49	of \$55,155,000 to regrade and reconstruct the Norfolk			
50	International Terminal (South) backlands (Phase II,			
51	capital outlay project 407-16644), and to construct			
52	security related facilities at Norfolk International			
53	Terminals (North) and Portsmouth Marine Terminal			
54	(capital outlay project 407-16961). Total debt service			
55	on these bonds referenced in this paragraph is estimated			
56	at \$3,485,900 the first year and \$3,486,100 the second			
57	year from special funds, and such bonds may be			
58	refunded by the Authority pursuant to § 62.1-140, Code			
59	of Virginia.			

ITEM 464.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. It is hereby acknowledged that, in accordance with			
2	§ 62.1-140, Code of Virginia, the Virginia Port			
3	Authority may issue additional bonds, in an amount of			
4	up to \$90,000,000, for the purposes of the			
5	reconstruction and expansion of Norfolk International			
6	Terminals, and other improvements to port facilities			
7	(capital outlay project 407-17252). The debt service on			
8	these bonds, estimated to be \$4,479,619 the first year			
9	and \$4,476,619 the second year, will be paid from			
10	special funds, and such bonds may be refunded by the			
11	Authority pursuant to § 62.1-140, Code of Virginia.			
12	4. Prior to the 2006-2008 biennium, the Virginia Port			
13	Authority purchased, through their master equipment			
14	lease program, equipment at a total cost of \$60,163,170			
15	(capital outlay projects 407-16962 and 407-16989).			
16	Total debt service on the equipment leases referenced			
17	in this paragraph is estimated at \$7,000,000 the first			
18	year and \$6,905,000 the second year from special			
19	funds, and such lease purchases may be refunded by			
20	the Authority.			
21	5. It is hereby acknowledged that, in accordance with			
22	§ 62.1-140, Code of Virginia, the Virginia Port			
23	Authority is authorized to purchase, through a purchase			
24	agreement (master equipment lease program), terminal			
25	operating equipment at a total estimated cost of			
26	\$39,000,000 (capital outlay project 407-16962). Total			
27	debt service referenced in this paragraph, including any			
28	interim financing issued in anticipation of such			
29	program, is estimated at \$5,250,000 the first year and			
30	\$5,250,000 the second year from special funds, and			
31	such lease purchases may be refunded by the Authority.			
32	6. It is hereby acknowledged that, in accordance with			
33	§ 62.1-140, Code of Virginia, the Virginia Port			
34	Authority issued additional bonds, in an amount of			
35	\$93,000,000, for the purposes of the reconstruction and			
36	expansion of Norfolk International Terminals (NIT),			
37	reconstruction and expansion of Portsmouth Marine			
38	Terminal (PMT), land acquisitions adjacent to NIT and			
39	PMT, and other improvements to port facilities (capital			
40	outlay project 407-16644). The debt service on these			
41	bonds, estimated to be \$6,200,000 the first year and			
42	\$6,200,000 the second year, will be paid from special			
43	funds, and such bonds may be refunded by the			
44	Authority pursuant to § 62.1-140, Code of Virginia.			
45	7. It is hereby acknowledged that, in accordance with			
46	§ 62.1-140, Code of Virginia, the Virginia Port			
47	Authority may issue short-term debt on a revolving			
48	basis as interim or anticipation financing in order to			
49	cover costs of planning, design, and construction			
50	pending the receipt of bond or master equipment lease			
51	program proceeds authorized in paragraphs A 4, B 5,			
52	and B 6 in an amount not to exceed the authorized			
53	amount for the projects. In the aggregate, the short-term			
54	debt shall not exceed \$200,000,000 at any point in time			
55	and may be refunded by the Authority pursuant to			
56	§ 62.1-140, Code of Virginia. The debt service,			
57	including associated fees, on the short-term debt may			
58	be paid, as recommended by the Authority and			
59	approved by the Board, from the bond or master			
60	equipment lease proceeds, special funds, or other			

		Item Details(\$)		Appropriations(\$)	
ITEM 464.		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	revenues or proceeds.				
2	8. Total debt service paid from special funds for all				
3	bonds, lease agreements, and short-term debt noted				
4	herein shall not exceed \$42,000,000 the first year and				
5	\$42,000,000 the second year.				
6	C. In order to remain consistent with the grant of				
7	authority as provided in Chapter 10, § 62.1-128 et seq.				
8	of the Code of Virginia, the Virginia Port Authority is				
9	authorized to maintain independent payroll and				
10	nonpayroll disbursement systems and, in connection				
11	with such systems, to open and maintain an appropriate				
12	account with a qualified public depository. As				
13	implementation occurs, these systems and related				
14	procedures shall be subject to review and approval by				
15	the State Comptroller. The Virginia Port Authority shall				
16	continue to provide nonpayroll transaction detail to the				
17	State Comptroller through the Commonwealth				
18	Accounting and Reporting System.				
19	D. There is hereby reappropriated the unexpended				
20	general fund balance remaining in this program on June				
21	30, 2008, derived from Item 449.10, Chapter 847, 2007				
22	Acts of Assembly. This reappropriated general fund				
23	balance shall be transferred as necessary to meet				
24	required expenditures in the manner set out in Item				
25	449.10, Chapter 847, 2007 Acts of Assembly. Revenues				
26	not appropriated to specific projects in Item 449.10,				
27	Chapter 847, 2007 Acts of Assembly or in Item 464,				
28	paragraph B 6 of this act shall be used to meet				
29	additional cost or cash flows required by such projects.				
30	465. Financial Assistance for Port Activities (62800).....			\$3,052,500	\$3,107,625
31	Aid to Localities (62801) .....	\$1,000,000	\$1,000,000		
32	Payment in Lieu of Taxes (62802) .....	\$2,052,500	\$2,107,625		
33	Fund Sources: General .....	\$950,000	\$950,000		
34	Special .....	\$1,102,500	\$1,157,625		
35	Commonwealth Transportation .....	\$1,000,000	\$1,000,000		
36	Authority: Title 62.1, Chapter 10, Code of Virginia.				
37	Of the amounts in this Item, \$950,000 the first year and				
38	\$950,000 the second year from the general fund is				
39	appropriated for service charges to be paid to localities				
40	in which the Virginia Port Authority owns tax-exempt				
41	real estate. The funds shall be transferred to Item 456				
42	of this act for distribution by the Commonwealth				
43	Transportation Board for roadway maintenance				
44	activities in the jurisdictions hosting Virginia Port				
45	Authority facilities and shall be treated as other				
46	Commonwealth Transportation Board payments to				
47	localities for highway maintenance. These funds shall				
48	not be used for other activities nor shall they supplant				
49	other local government expenditures for roadway				
50	maintenance. These funds shall be distributed to the				
51	localities on a pro rata basis in accordance with the				
52	formula set out in § 58.1-3403 D, Code of Virginia;				
53	however, the proportion of the funds distributed based				
54	on cargo traveling through each port facility shall be				
55	distributed on a pro rata basis according to twenty-foot				
56	equivalent units.				

ITEM 465.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	466.				
2	Administrative and Support Services (69900).....			\$15,862,550	\$15,554,653
3	General Management and Direction (69901).....	\$5,932,550	\$5,929,855		
4	Security Services (69923).....	\$9,930,000	\$9,624,798		
5	Fund Sources: Special.....	\$13,862,550	\$13,554,653		
6	Commonwealth Transportation .....	\$2,000,000	\$2,000,000		
7	Authority: Title 62.1, Chapter 10, Code of Virginia.				
8	A. Out of the amounts in this Item, the Executive				
9	Director is authorized to expend from special funds				
10	amounts not to exceed \$37,500 the first year and				
11	\$37,500 the second year, for entertainment expenses				
12	commonly borne by businesses. Further, such expenses				
	shall be recorded separately by the agency.				
13	B. Prior to purchasing airline and hotel				
14	accommodations related to overseas travel, the Virginia				
15	Port Authority shall provide an itemized list of				
16	projected costs for review by the Secretary of				
17	Transportation.				
18	Total for Virginia Port Authority .....			<b>\$90,600,843</b>	<b>\$101,307,487</b>
19	Nongeneral Fund Positions.....	157.00	157.00		
20	Position Level .....	157.00	157.00		
21	Fund Sources: General.....	\$950,000	\$950,000		
22	Special.....	\$65,048,693	\$64,481,147		
23	Commonwealth Transportation .....	\$24,602,150	\$35,876,340		
24	TOTAL FOR OFFICE OF TRANSPORTATION .....			<b>\$4,827,112,539</b>	<b>\$5,053,654,988</b>
25	Nongeneral Fund Positions.....	11,814.00	11,814.00		
26	Position Level .....	11,814.00	11,814.00		
27	Fund Sources: General.....	\$40,991,864	\$220,991,864		
28	Special.....	\$226,887,296	\$226,346,113		
29	Commonwealth Transportation .....	\$3,952,044,193	\$3,973,295,824		
30	Trust and Agency .....	\$487,411,743	\$511,056,945		
31	Debt Service.....	\$87,053,090	\$89,239,889		
32	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 **CENTRAL APPROPRIATIONS**

2 **§ 1-128. CENTRAL APPROPRIATIONS (995)**

3 467.	Higher Education Academic, Fiscal, and Facility			
4	Planning and Coordination (11100).....		\$16,678,402	\$0
5	Interest Earned on Educational and General Programs			
6	Revenue (11106).....	\$16,678,402	\$0	

7	Fund Sources: General.....	\$16,678,402	\$0	
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8 Authority: Discretionary Inclusion.

9 A The standards upon which the public institutions of  
 10 higher education are deemed certified to receive the  
 11 payment of interest earnings from the tuition and fees  
 12 and other nongeneral fund Educational and General  
 13 revenues shall be based upon the standards provided in  
 14 § 4-9.01 of this act, as approved by the General  
 15 Assembly.

16 B. The estimated interest earnings and other revenues  
 17 shall be distributed to those specific public institutions  
 18 of higher education that have been certified by the State  
 19 Council of Higher Education for Virginia as having met  
 20 the standards provided in § 4-9.01 of this act, based on  
 21 the distribution methodology developed pursuant to  
 22 Chapter 933, Enactment 2, Acts of Assembly of 2005  
 23 and reported to the Chairmen of the House  
 24 Appropriations Committee and Senate Finance  
 25 Committee.

26 C. In accordance with § 2.2-5004 and 5005, Code of  
 27 Virginia, this Item provides \$15,066,217 in the first  
 28 year from the general fund for the estimated total  
 29 payment to individual institutions of higher education  
 30 of the interest earned on tuition and fees and other  
 31 nongeneral fund Education and General Revenues  
 32 deposited to the state treasury. Upon certification by  
 33 the State Council of Higher Education of Virginia that  
 34 all available performance benchmarks have been  
 35 successfully achieved by the individual institutions of  
 36 higher education, the Director, Department of Planning  
 37 and Budget, shall transfer the appropriation in this Item  
 38 for such estimated interest earnings to the general fund  
 39 appropriation of each institution's Educational and  
 40 General program.

41 D. This Item also includes \$1,612,185 in the first year  
 42 from the general fund for the payment to individual  
 43 institutions of higher education of a pro rata amount of  
 44 the rebate paid to the State Commonwealth on credit  
 45 card purchases not exceeding \$5,000 during the  
 46 previous fiscal year. The State Comptroller shall  
 47 determine the amount owed to each certified institution,  
 48 net of any payments due to the federal government,  
 49 using a methodology that equates a pro rata share based  
 50 upon the total transactions of \$5,000 or less made by  
 51 the institution using the state-approved credit card in  
 52 comparison to all transactions of \$5,000 or less using  
 53 said approved credit card. By October 15, or as soon  
 54 thereafter as deemed appropriate, following the year of  
 55 certification, the Comptroller shall reimburse each

ITEM 467.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	institution its estimated pro rata share.				
2	E. Once actual financial data from the year of				
3	certification are available, the State Comptroller and the				
4	Director, Department of Planning and Budget, shall				
5	compare the actual data with estimates used to				
6	determine the distribution of the interest earnings,				
7	nongeneral fund Educational and General revenues, and				
8	the pro rata amounts to the certified institutions of				
9	higher education. In those cases where variances exist,				
10	the Governor shall include in his next introduced				
11	budget bill recommended appropriations to make				
12	whatever adjustments to each institution's distributed				
13	amount to ensure that each institution's incentive				
14	payments are accurate based on actual financial data.				
15	468.	Planning, Budgeting, and Evaluation Services (71500)....		\$950,000	\$2,450,000
16		Program Evaluation Service (71506) .....	\$950,000	\$2,450,000	
17		Fund Sources: General .....	\$950,000	\$2,450,000	
18	Authority: Discretionary Inclusion.				
19	Out of this appropriation \$950,000 in the first year and				
20	\$2,450,000 in the second year from the general fund is				
21	provided to support comprehensive reengineering efforts				
22	aimed at increasing state government productivity and				
23	efficiency. This funding will support efforts to: 1)				
24	reengineer processes performed by multiple agencies				
25	and examine opportunities for enhanced collaboration or				
26	consolidation (e.g. licensure) on an enterprise-wide				
27	basis, 2) reengineer multiple and complex services				
28	within a large agency setting to improve the				
29	organization and effectiveness of service delivery, and				
30	3) establish results teams, which will include,				
31	government, private sector, and consultant support to				
32	identify new productivity projects and to improve the				
33	use of performance measurement in the				
34	Commonwealth. The Director, Department of Planning				
35	and Budget will provide semiannual reports on these				
36	efforts to the Governor and the Chairmen of Senate				
37	Finance and House Appropriations as well as the				
38	Council on Virginia's Future. Any unexpended balance				
39	remaining in this Item on June 30, 2009, shall be				
40	carried forward on the books of the Comptroller and				
41	shall be available for expenditure in the second year of				
42	the biennium.				
43	469.	Revenue Administration Services (73200).....		a sum	sufficient
44		Designated Refunds for Taxes and Fees (73215).....	a sum	sufficient	
45		Fund Sources: General .....	a sum	sufficient	
46	Authority: Discretionary Inclusion.				
47	A. There is hereby appropriated from the affected funds				
48	in the state treasury, for refunds of taxes and fees, and				
49	the interest thereon, in accordance with law, a sum				
50	sufficient.				
51	B. There is hereby appropriated from the affected funds				
52	in the state treasury for, (1) refunds of previously paid				
53	taxes imposed by the Commonwealth at 100 percent of				
54	face value up to the amount of the coalfield				

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

ITEM 470.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	fund revenue calculations for purposes of subsection C			
2	of § 58.1-3524 and subsection B of § 58.1-3536, Code			
3	of Virginia.			
4	471.		\$950,000,000	\$950,000,000
5	Personal Property Tax Relief Program (74600) .....			
6		\$950,000,000	\$950,000,000	
	Reimbursements to Localities for Personal Property			
	Tax Relief (74601).....			
7		\$950,000,000	\$950,000,000	
	Fund Sources: General .....			
8	Authority: Discretionary Inclusion.			
9	A.1. Included in this Item is \$950,000,000 from the			
10	general fund in the first year and \$950,000,000 from			
11	the general fund in the second year to be used to			
12	implement a program which provides equitable tax			
13	relief from the personal property tax on vehicles.			
14	2. The amounts appropriated in this Item provide for a			
15	local reimbursement level of 70 percent in tax years			
16	2004 and 2005. The local reimbursement level for tax			
17	year 2006 is set at \$950.0 million pursuant Chapter 1			
18	of the Acts of Assembly of 2004, Special Session I.			
19	Payments to localities with calendar year 2006 car tax			
20	payment due dates prior to July 1, 2006, shall not be			
21	reimbursed until after July 1, 2006, except as otherwise			
22	provided in paragraph E of this Item.			
23	B. Any unexpended balance remaining in this Item as			
24	of June 30, 2008, and June 30, 2009, shall be carried			
25	forward on the books of the Comptroller and shall be			
26	available for expenditure in the succeeding year. Any			
27	unexpended balance remaining in this Item on June 30,			
28	2010, shall be carried forward on the books of the			
29	Comptroller and shall be available for expenditures in			
30	the next biennium, including without limitation for the			
31	purpose of providing reimbursement to localities for			
32	personal property tax relief with respect to bills for tax			
33	year 2005 and earlier.			
34	C. Notwithstanding the provisions of subsection B of			
35	§ 58.1-3524, Code of Virginia, as amended by Chapter			
36	1 of the Acts of Assembly of 2004, Special Session I,			
37	the determination of each county's, city's and town's			
38	share of the total funds available for reimbursement for			
39	personal property tax relief pursuant to that subsection			
40	shall be pro rata based upon the actual payments to			
41	such county, city or town pursuant to Chapter 35.1 of			
42	Title 58.1 of the Code of Virginia for tax year 2004 as			
43	compared to the actual payments to all counties, cities			
44	and towns pursuant to that chapter for tax year 2004,			
45	made with respect to reimbursement requests submitted			
46	on or before December 31, 2005, as certified in writing			
47	by the Auditor of Public Accounts not later than March			
48	1, 2006. Notwithstanding the provisions of the second			
49	enactment of Chapter 1 of the Acts of Assembly of			
50	2004, Special Session I, this paragraph shall become			
51	effective upon the effective date of this act.			
52	D. The requirements of subsection C 2 of § 58.1-3524			
53	and subsection E of § 58.1-3912, Code of Virginia, as			
54	amended by Chapter 1 of the Acts of Assembly, 2004			
55	Special Session I, with respect to the establishment of			
56	tax rates for qualifying vehicles and the format of tax			

ITEM 471.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	bills shall be deemed to have been satisfied if the				
2	locality provides by ordinance or resolution, or as part				
3	of its annual budget adopted pursuant to Chapter 25 of				
4	Title 15.2 of the Code of Virginia or the provisions of				
5	a local government charter or Chapter 4, 5, 6, 7 or 8 of				
6	Title 15.2 of the Code of Virginia, if applicable,				
7	specific criteria for the allocation of the				
8	Commonwealth's payments to such locality for tangible				
9	personal property tax relief among the owners of				
10	qualifying vehicles, and such locality's tax bills provide				
11	a general description of the criteria upon which relief				
12	has been allocated and set out, for each qualifying				
13	vehicle that is the subject of such bill, the specific				
14	dollar amount of relief so allocated.				
15	E. The Secretary of Finance may authorize advance				
16	payment, from funds appropriated in this Item, of sums				
17	otherwise due a town on and after July 1, 2006, for				
18	personal property tax relief under the provisions of				
19	Chapter 1 of the Acts of Assembly, 2004 Special				
20	Session I, if the Secretary finds that such town (1) had				
21	a due date for tangible personal property taxes on				
22	qualified vehicles for tax year 2006 falling between				
23	January 1 and June 30, 2006, (2) had a due date for				
24	tangible personal property taxes on qualified vehicles				
25	for tax year 2004 falling between January 1 and June				
26	30, 2004, (3) received reimbursements pursuant to the				
27	provisions of Chapter 35.1 of Title 58.1 of the Code of				
28	Virginia between January 1 and June 30, 2004, (4)				
29	utilizes the cash method of accounting, and (5) would				
30	suffer fiscal hardship in the absence of such advance				
31	payment.				
32	F. It is the intention of the General Assembly that				
33	reimbursements to counties, cities and towns that had a				
34	billing date for tax year 2004 tangible personal property				
35	taxes with respect to qualifying vehicles falling between				
36	January 1 and June 30, 2004, and received personal				
37	property tax relief reimbursement with respect to tax				
38	year 2004 from the Commonwealth between January 1				
39	and June 30, 2004, pursuant to the provisions of				
40	Chapter 35.1 of Title 58.1 of the Code of Virginia as it				
41	existed prior to the amendments effected by Chapter 1				
42	of the Acts of Assembly, 2004 Special Session I, be				
43	made by the Commonwealth with respect to sums				
44	attributable to such spring billing dates not later than				
45	August 15 of each fiscal year.				
46	472.	Compensation and Benefit Supplements (75700).....		\$23,190,703	\$141,605,634
47		Supplements to Employee Compensation (75701).....	\$0	\$122,085,348	
48		Supplements to Employee Benefits (75702).....	\$23,190,703	\$19,520,286	
49		Fund Sources: General.....	\$23,190,703	\$141,605,634	
50		Authority: Discretionary Inclusion.			
51		A. Transfers from this Item may be made to			
52		supplement general fund appropriations to state			
53		agencies for:			
54		1. Adjustments to base rates of pay;			
55		2. Adjustments to rates of pay for budgeted overtime of			
56		salaried employees;			

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. Salary increases for positions with salaries listed			
2	elsewhere in this act;			
3	4. Salary increases for locally elected constitutional			
4	officers and their employees;			
5	5. In-band salary adjustments for employees subject to			
6	the Virginia Personnel Act to recognize changes in			
7	duties or professional skill development, establish			
8	internal alignment (equitable salary relationships), or			
9	respond to labor market conditions (retention).			
10	6. Employer costs of employee benefit programs when			
11	required by salary-based pay adjustments; and			
12	7. Salary increases for local employees supported by			
13	the Commonwealth, other than those funded through			
14	appropriations to the Department of Education.			
15	8. Adjustments to the cost of employee benefits to			
16	include but not limited to health insurance premiums			
17	and retirement and related contribution rates.			
18	B. Transfers from this Item may be made when			
19	appropriations to the state agencies concerned are			
20	insufficient for the purposes stated in paragraph A of			
21	this Item, as determined by the Department of Planning			
22	and Budget, and subject to guidelines prescribed by the			
23	department. Further, the Department of Planning and			
24	Budget may transfer appropriations within this Item			
25	from the second year of the biennium to the first year,			
26	when necessary to accomplish the purposes stated in			
27	paragraph A of this Item.			
28	C. Except as provided for elsewhere in this Item,			
29	agencies supported in whole or in part by nongeneral			
30	fund sources, shall pay the proportionate share of			
31	increases in salaries and benefits as required by this			
32	Item, subject to the rules and regulations prescribed by			
33	the appointing or governing authority of such agencies.			
34	Nongeneral fund revenues and balances required for			
35	this purpose are hereby appropriated.			
36	D.1. The Department of Human Resource Management			
37	may approve pilot compensation programs within			
38	agencies that support the redesigned classified			
39	compensation plan. Such pilot programs approved by			
40	the department shall have clearly defined objectives,			
41	specified time frames, and shall be restricted to no			
42	more than two years. Such pilot programs shall be			
43	funded from existing agency appropriations or from			
44	funds provided for salary increases specified elsewhere			
45	in this Item, or a combination of both. A report on any			
46	approved pilot program(s) shall be made to the			
47	Governor and the Chairmen of the House			
48	Appropriations and Senate Finance Committees within			
49	six months of the pilot's conclusion.. The Secretary of			
50	Administration shall approve any change in			
51	compensation plans based on pilot programs, prior to			
52	their implementation.			
53	2. Any pilot programs or alternative pay plans			
54	authorized under the provisions of this paragraph shall			
55	provide for average annual salary increases that are no			

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

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Benefits Trust fund shall be deemed separate and			
2	independent trust funds, shall be segregated from all			
3	other funds of the Commonwealth, and shall be			
4	invested and administered solely in the interests of the			
5	participating retirees. Neither the General Assembly			
6	nor any public officer, employee, or agency shall use or			
7	authorize the use of such trust funds for any purpose			
8	other than as provided in law for benefits, refunds, and			
9	administrative expenses. The Fund is established to pay			
10	the health insurance benefits of retirees and their			
11	dependents who are not yet eligible for Medicare under			
12	the plan established under § 2.2-2818. Deposits to the			
13	Fund shall be made from general fund appropriations,			
14	retiree payroll deductions and other retiree payments			
15	together with any earnings on those deposits. Fund			
16	deposits are irrevocable and are not subject to the			
17	claims of creditors. The Department of Human			
18	Resource Management shall use the assistance of the			
19	Virginia Retirement System in establishing, investing,			
20	and maintaining the Fund. The Board of Trustees of the			
21	Virginia Retirement System shall administer and			
22	manage the investment of the Fund as custodian and			
23	provide staff. The Virginia Retirement System shall			
24	invest the Funds in accordance with Article 3.1			
25	(§ 51.1-124.30 et seq.) of Chapter 1 of Title 51.1, and			
26	no officer, director, or member of the Board or of any			
27	advisory committee of the Virginia Retirement System			
28	or any of its tax exempt subsidiary corporations whose			
29	actions are within the standard of care in Article 3.1 of			
30	Chapter 1 of Title 51.1 shall be held personally liable			
31	for losses suffered by the Fund on investments made			
32	under the authority of this chapter. The Fund shall			
33	annually reimburse the Virginia Retirement System for			
34	all reasonable costs incurred and associated, directly			
35	and indirectly, with the administration of this chapter			
36	and management and investment of the Fund.			
37	H.1. The base salary of the following employees shall			
38	be increased by three percent on July 1, 2009:			
39	a. Full-time and other classified employees of the			
40	Executive Department subject to the Virginia Personnel			
41	Act;			
42	b. Full-time employees of the Executive Department not			
43	subject to the Virginia Personnel Act, except officials			
44	elected by popular vote;			
45	c. Any official whose salary is listed in § 4-6.01 of this			
46	act, subject to the ranges specified in the agency head			
47	salary levels in § 4-6.01 c; and			
48	d. Full-time professional staff of the Governor's Office,			
49	the Lieutenant Governor's Office, the Attorney General's			
50	Office, Cabinet Secretaries Offices, including the			
51	Deputy Secretaries, the Virginia Liaison Office, and the			
52	Secretary of the Commonwealth's Office.			
53	e. Heads of agencies in the Legislative Department;			
54	f. Full-time employees in the Legislative Department,			
55	other than officials elected by popular vote; and			
56	g. Secretaries and administrative assistants as provided			



ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	for in Item 1 of this act.			
2	h. Judges and Justices in the Judicial Department;			
3	i. Heads of agencies in the Judicial Department; and,			
4	j. Full-time employees in the Judicial Department.			
5	k. Commissioners of the State Corporation Commission			
6	and the Virginia Workers' Compensation Commission,			
7	the Executive Directors of the Virginia College Savings			
8	Plan and the Virginia Office for Protection and			
9	Advocacy, and the Directors of the State Lottery			
10	Department, and the Virginia Retirement System;			
11	l. Full-time employees of the State Corporation			
12	Commission, the Virginia College Savings Plan, the			
13	State Lottery Department, Virginia Workers'			
14	Compensation Commission, the Virginia Retirement			
15	System, and Virginia Office for Protection and			
16	Advocacy.			
17	2.a. Employees in the Executive Department subject to			
18	the Virginia Personnel Act shall receive the salary			
19	increases authorized in this paragraph only if they			
20	attained at least a rating of "Contributor" on their latest			
21	performance evaluation.			
22	b. Salary increases authorized in this paragraph for			
23	employees in the Judicial and Legislative Departments,			
24	employees of Independent agencies, and employees of			
25	the Executive Department not subject to the Virginia			
26	Personnel Act shall be consistent with the provisions of			
27	this paragraph, as determined by the appointing or			
28	governing authority. The appointing or governing			
29	authority shall certify to the Department of Human			
30	Resource Management that employees receiving the			
31	awards are performing at levels at least comparable to			
32	the eligible employees as set out in subparagraph 2.a.			
33	of this paragraph.			
34	3. The Department of Human Resource Management			
35	shall increase the minimum and maximum salary for			
36	each band within the Commonwealth's Classified			
37	Compensation Plan by three percent on July 1, 2009.			
38	No salary increase shall be granted to any employee as			
39	a result of this action. The department shall develop			
40	policies and procedures to be used in instances where			
41	employees fall below the entry level for a job			
42	classification due to poor performance. Movement			
43	through the revised pay band shall be based on			
44	employee performance.			
45	4. Out of the appropriation for this Item is included			
46	\$65,861,622 the second year from the general fund to			
47	support the general fund portion of costs associated			
48	with the salary increase provided in this paragraph.			
49	5. The following agency heads, at their discretion, may			
50	utilize agency funds or the funds provided pursuant to			
51	this paragraph to implement the provisions of existing			
52	pay plans:			
53	a. The heads of agencies in the Legislative and Judicial			

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Departments;			
2	b. The Commissioners of the State Corporation			
3	Commission and the Virginia Workers' Compensation			
4	Commission;			
5	c. The Attorney General;			
6	d. The Director of the Virginia Retirement System;			
7	e. The Director of the State Lottery Department;			
8	f. The Director of the University of Virginia Medical			
9	Center;			
10	g. The Executive Director of the Virginia College			
11	Savings Plan;			
12	h. The Executive Director of the Virginia Port			
13	Authority; and			
14	i. The Executive Director of the Virginia Office for			
15	Protection and Advocacy.			
16	G. The base rates of pay, and related employee			
17	benefits, for wage employees may be increased by up			
18	to three percent no earlier than July 1, 2009. The cost			
19	of such increases for wage employees shall be borne by			
20	existing funds appropriated to each agency.			
21	I.1. The base salary of the following employees shall be			
22	increased by three percent on July 1, 2009:			
23	a. Locally elected constitutional officers;			
24	b. General Registrars and members of local electoral			
25	boards;			
26	c. Full-time employees of locally elected constitutional			
27	officers; and,			
28	d. Full-time employees of Community Services Boards,			
29	Centers for Independent Living, secure detention centers			
30	supported by Juvenile Block Grants, juvenile			
31	delinquency prevention and local court service units,			
32	local social services boards, local pretrial services act			
33	and comprehensive community corrections act			
34	employees, and local health departments where a			
35	memorandum of understanding exists with the Virginia			
36	Department of Health.			
37	2. Out of the appropriation for this Item is included			
38	\$29,659,885 the second year from the general fund to			
39	support the costs associated with the salary increase			
40	provided in this paragraph.			
41	J. Out of the appropriation for this Item, \$26,563,841			
42	the second year from the general fund is provided to			
43	increase faculty salaries at institutions of higher			
44	education by three percent effective July 1, 2009.			
45	Institutions may award the salary increase on the basis			
46	of merit so as not to exceed an average of three percent			
47	at each institution.			

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	J.1. Out of the appropriation for this Item, amounts			
2	estimated at \$19,111,711 the first year and \$14,757,282			
3	the second year from the general fund shall be			
4	transferred to state agencies and institutions of higher			
5	education to support the general fund portion of costs			
6	associated with changes in the employer's share of			
7	premiums paid for the Commonwealth's health benefit			
8	plans.			
9	2. Notwithstanding any contrary provision of law, the			
10	health benefit plans for state employees resulting from			
11	the additional funding in this Item shall allow for a			
12	portion of employee medical premiums to be charged to			
13	employees.			
14	3. Out of the amounts appropriated for increases for the			
15	Commonwealth's health benefit plans in the first year			
16	listed in the preceding subparagraph, \$4,969,321 is			
17	provided to fund the general fund share of the			
18	continuation of the phase-in of an increase in the			
19	annual premiums from the current pay-as-you-go			
20	funding towards the actuarially calculated annual			
21	required contribution. Contributions of actuarially			
22	determined premiums will be deposited to the			
23	Pre-Medicare Eligible Retiree Health Benefits Trust			
24	Fund established in paragraph G. of this Item. New			
25	government reporting standards for Other Post			
26	Employment Benefits require full actuarially determined			
27	funding or recognition of the liabilities associated with			
28	under-funding. This increase in the annual required			
29	contribution for the Commonwealth's health benefits			
30	plan shall be funded through the health insurance			
31	premiums paid by employers, employees, and			
32	pre-Medicare retirees enrolled in the health benefit			
33	plans for state employees.			
34	4. The Department of Human Resources Management			
35	shall explore options within the health insurance plan			
36	for state employees to promote value-based health			
37	choices aimed at creating greater employee satisfaction			
38	with lower overall health care costs. It is the General			
39	Assembly's intent that any savings associated with this			
40	employee health care initiative be retained and used			
41	towards funding state employee salary or fringe benefit			
42	cost increases.			
43	K.1. Contribution rates paid to the Virginia Retirement			
44	System for the retirement benefits of public school			
45	teachers, state employees, state police officers, state			
46	judges, and state law enforcement officers eligible for			
47	the Virginia Law Officers Retirement System shall be			
48	based on a valuation of retirement assets and liabilities			
49	that assume an investment return of eight percent, a			
50	cost of living increase of three percent, and an			
51	amortization period of 24 years.			
52	2. Retirement contribution rates for each year excluding			
53	the five percent employee portion shall be; 9.35 percent			
54	for public school teachers, 6.68 percent for the state			
55	employees, 21.48 percent for state police officers, 15.02			
56	percent for the Virginia Law Officers Retirement			
57	System, and 35.74 percent for the Judicial Retirement			
58	System.			

ITEM 472.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	3. Out of the appropriation for this Item, amounts			
2	estimated at \$4,413,340 the first year from the general			
3	fund and \$4,605,234 the second year from the general			
4	fund shall be transferred to state agencies and			
5	institutions of higher education to support the general			
6	fund portion of the costs associated with changes in the			
7	contribution rates for state employee retirement as			
8	provided for in this paragraph.			
9	4. Out of the appropriation for this Item, amounts			
10	estimated at \$1,632,911 each year from the general			
11	fund shall be transferred to the Compensation Board to			
12	support increased reimbursements to Constitutional			
13	Officers resulting from the changes in retirement			
14	contribution rates as provided for in this paragraph.			
15	5. State funding for increases in retirement			
16	contributions for public school teachers funded through			
17	the Standards of Quality is provided under Direct Aid			
18	to Public Education.			
19	L.1. For each year, contribution rates paid to the			
20	Virginia Retirement System for the public employee			
21	group life insurance program shall be 0.89 percent of			
22	salaries resulting from an update of the valuation of			
23	program assets and liabilities.			
24	2. General fund amounts estimated at \$2,448,487 the			
25	first year and \$2,554,954 the second year shall be			
26	transferred from the appropriations of state agencies and			
27	institutions of higher education to this Item,			
28	representing savings from a reduction in group life			
29	contribution rates as provided for in this paragraph.			
30	3. General fund amounts estimated at \$191,054 each			
31	year shall be transferred from the appropriation of the			
32	Compensation Board to this Item, representing savings			
33	from a reduction in the reimbursement to Constitutional			
34	Officers resulting from a reduction in group life			
35	contribution rates as provided for in this paragraph.			
36	4. Changes to the state funding for group life			
37	contributions for public school teachers funded through			
38	the Standards of Quality are included under Direct Aid			
39	to Public Education.			
40	M.1. For the each year, contribution rates paid to the			
41	Virginia Retirement System for the Virginia Sickness			
42	and Disability Program shall be 1.96 percent of salaries			
43	resulting from an update of the valuation of program			
44	assets and liabilities.			
45	2. General fund amounts estimated at \$867,813 the first			
46	year and \$905,545 the second year shall be transferred			
47	from the appropriations of state agencies and			
48	institutions of higher education to this Item,			
49	representing savings from a reduction in Virginia			
50	Sickness and Disability Program contribution rates as			
51	provided for in this paragraph.			
52	N.1. For the each year, contribution rates paid to the			
53	Virginia Retirement System for the state employee			
54	retiree health insurance credit shall be 1.22 percent of			
55	salaries resulting from an update of the valuation of			

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
ITEM 472.					
1	program assets and liabilities.				
2	2. Out of the appropriation for this Item, amounts				
3	estimated at \$445,182 the first year from the general				
4	fund and \$461,520 the second year from the general				
5	fund shall be transferred to state agencies and				
6	institutions of higher education to support the general				
7	fund portion of the costs associated with an increase in				
8	the contribution rate for the state employee retiree				
9	health insurance credit as provided for in this				
10	paragraph.				
11	O. Out of the general fund appropriation for this Item				
12	is included \$1,094,913 the first year and \$1,714,892 the				
13	second year to support the general fund portion of the				
14	costs associated with changes in premiums paid by state				
15	agencies on behalf of their employees for workers				
16	compensation coverage. The Director, Department of				
17	Planning and Budget, is authorized to transfer these				
18	funds to the impacted state agencies based upon new				
19	workers compensation premiums as provided by the				
20	Department of Human Resource Management. Also,				
21	the Director, Department of Planning and Budget, is				
22	authorized to transfer funds between agencies based on				
23	these new premiums.				
24	473. Payments for Special or Unanticipated Expenditures				
25	(75800) .....			\$25,956,806	\$41,016,406
26	Miscellaneous Contingency Reserve Account (75801) .....	\$1,500,000	\$1,500,000		
27	Economic Development Assistance (75804) .....	\$6,300,000	\$11,400,000		
28	Base Realignment and Closure Assistance (75805) .....	\$7,500,000	\$17,500,000		
29	Undistributed Support for Designated State Agency				
30	Activities (75806) .....	\$10,656,806	\$10,616,406		
31	Fund Sources: General .....	\$25,956,806	\$41,016,406		
32	Authority: Discretionary Inclusion.				
33	A. The Governor is hereby authorized to allocate sums				
34	from this appropriation, in addition to an amount not to				
35	exceed \$2,000,000 from the unappropriated balance				
36	derived by subtracting the general fund appropriations				
37	from the projected general fund revenues in this act, to				
38	provide for supplemental funds pursuant to paragraph D				
39	hereof. Transfers from this Item shall be made only				
40	when (1) sufficient funds are not available within the				
41	agency's appropriation and (2) additional funds must be				
42	provided prior to the end of the next General Assembly				
43	Session.				
44	B.1. The Governor is authorized to allocate from the				
45	unappropriated general fund balance in this act such				
46	amounts as are necessary to provide for unbudgeted				
47	cost increases to state agencies incurred as a result of				
48	actions to enhance homeland security, combat terrorism,				
49	and to provide for costs associated with the payment of				
50	a salary supplement for state classified employees				
51	ordered to active duty as part of a reserve component				
52	of the Armed Forces of the United States or the				
53	Virginia National Guard. Any salary supplement				
54	provided to state classified employees ordered to active				
55	duty, shall apply only to employees who would				
56	otherwise earn less in salary and other cash allowances				
57	while on active duty as compared to their base salary				

ITEM 473.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	as a state classified employee. Guidelines for such			
2	payments shall be developed by the Department of			
3	Human Resource Management in conjunction with the			
4	Departments of Accounts and Planning and Budget.			
5	2. The Governor shall submit a report within thirty			
6	days to the Chairmen of House Appropriations and			
7	Senate Finance Committees which itemizes any			
8	disbursements made from this Item for such costs.			
9	3. The governing authority of the agencies listed in this			
10	subparagraph may, at its discretion and from existing			
11	appropriations, provide such payments to their			
12	employees ordered to active duty as part of a reserve			
13	component of the Armed Forces of the United States or			
14	the Virginia National Guard, as are necessary to			
15	provide comparable pay supplements to its employees.			
16	a. Agencies in the Legislative and Judicial Departments;			
17	b. The State Corporation Commission, the Virginia			
18	Workers' Compensation Commission, the Virginia			
19	Retirement System, the State Lottery Department,			
20	Virginia College Savings Plan, and the Virginia Office			
21	for Protection and Advocacy;			
22	c. The Office of the Attorney General and the			
23	Department of Law; and			
24	d. State-supported institutions of higher education.			
25	C. The Governor is authorized to expend from the			
26	unappropriated general fund balance in this act such			
27	amounts as are necessary, up to \$1,500,000, to provide			
28	for indemnity payments to growers, producers, and			
29	owners for losses sustained as a result of an infectious			
30	disease outbreak or natural disaster in livestock and			
31	poultry populations in the Commonwealth. These			
32	indemnity payments will compensate growers,			
33	producers, and owners for a portion of the difference			
34	between the appraised value of each animal destroyed			
35	or slaughtered or animal product destroyed in order to			
36	control or eradicate an animal disease outbreak and the			
37	total of any salvage value plus any compensation paid			
38	by the federal government.			
39	D. Out of the appropriation for this Item is included			
40	\$1,200,000 each year from the general fund to be used			
41	by the Governor as he may determine to be needed for			
42	the following purposes:			
43	1. To address the six conditions listed in § 4-1.03 c 5			
44	of this act.			
45	2. To provide for unbudgeted and unavoidable increases			
46	in costs to state agencies for essential commodities and			
47	services which cannot be absorbed within agency			
48	appropriations to include unbudgeted benefits associated			
49	with Workforce Transition Act requirements.			
50	3. To secure federal funds in the event that additional			
51	matching funds are needed for Virginia to participate in			
52	the federal Superfund program.			

ITEM 473.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	4. The Department of Planning and Budget shall submit			
2	a quarterly report of any disbursements made from,			
3	commitments made against, and requests made for such			
4	sums authorized for allocation pursuant to this			
5	paragraph to the Chairmen of the House Appropriations			
6	and Senate Finance Committees. This report shall			
7	identify each of the conditions specified in this			
8	paragraph for which the transfer is made.			
9	5. In addition, if the amounts appropriated in this item			
10	are insufficient to meet the unanticipated events			
11	enumerated, the Governor may utilize up to \$1,000,000			
12	in the first year and \$1,000,000 in the second year from			
13	the general fund amounts appropriated for the			
14	Governor's Opportunity Fund for the unanticipated			
15	purposes set forth in paragraph D.1. through paragraph			
16	D.4. of this item.			
17	6. To make additional payments to public institutions of			
18	higher education pursuant to Item 467 of this Act, up			
19	to a maximum of \$1,000,000, in the event that amounts			
20	appropriated for that purpose are insufficient.			
21	7. To provide a payment of up to \$100,000 to the			
22	Military Order of the Purple Heart, for the continued			
23	operation of the National Purple Heart Hall of Honor,			
24	provided that at least half of other states have made			
25	similar grants.			
26	E. Included in this appropriation is \$300,000 each year			
27	from the general fund to pay for private legal services			
28	and the general fund share of unbudgeted costs for			
29	enforcement of the 1998 Tobacco Master Settlement			
30	Agreement. Transfers for private legal services shall be			
31	made by the Director, Department of Planning and			
32	Budget upon prior written authorization of the			
33	Governor or the Attorney General, pursuant to			
34	§ 2.2-510, Code of Virginia or Item 56, Paragraph D of			
35	this act. Transfers for enforcement of the Master			
36	Settlement Agreement shall be made by the Director,			
37	Department of Planning and Budget at the request of			
38	the Attorney General, pursuant to Item 56, Paragraph B			
39	of this act.			
40	F. Any unexpended balance remaining in this Item on			
41	June 30, 2009, shall be carried forward on the books of			
42	the Comptroller and shall be available for expenditure			
43	in the second year of the current biennium. Any			
44	unexpended balance remaining in this Item on June 30,			
45	2010, shall be carried forward on the books of the			
46	Comptroller and shall be available for expenditures in			
47	the next biennium.			
48	G. Notwithstanding the provisions of			
49	§ 58.1-608.3B.(v), Code of Virginia, any municipality			
50	which has issued bonds on or after July 1, 2001, but			
51	before July 1, 2006, to pay the cost, or portion thereof,			
52	of any public facility pursuant to § 58.1-608.3, Code of			
53	Virginia, shall be entitled to all sales tax revenues			
54	generated by transactions taking place in such public			
55	facility.			
56	H.1. Out of the appropriation for this Item, \$7,500,000			
57	in the first year and \$17,500,000 the second year from			

ITEM 473.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
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ITEM 473.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	the general fund is provided for the increased cost of			
2	rent payments for state agencies under the Department			
3	of General Services rent plan at the Seat of			
4	Government.			
5	2. The Director, Department of Planning and Budget, is			
6	authorized to transfer these funds to the impacted state			
7	agencies and between agencies as required, based upon			
8	new rental rates approved by the Joint Legislative Audit			
9	and Review Commission.			
10	L.1. Out of the appropriation for this Item, up to			
11	\$9,505,454 the first year and \$9,505,454 the second			
12	year from the general fund is provided to state agencies			
13	for costs incurred as the result of new decentralized			
14	rates for information technology services charged by the			
15	Virginia Information Technologies Agency. The			
16	Director, Department of Planning and Budget, is			
17	authorized to transfer these funds to the impacted state			
18	agencies based upon information provided by the			
19	Virginia Information Technologies Agency. Also, the			
20	Director, Department of Planning and Budget, is			
21	authorized to transfer funds between Executive Branch			
22	agencies based on these new decentralized rates			
23	approved by the Joint Legislative Audit and Review			
24	Commission. Transfers may be made if current funding			
25	exceeds actual charges.			
26	2. This amount reflects and was reduced by the general			
27	fund portion of an operational efficiencies based rebate			
28	from the Virginia Information Technologies Agency.			
29	For each year, the agency shall absorb a total of			
30	\$1,250,000, all funds, for this rebate resulting from			
31	savings achieved by the agency's continued efforts to			
32	reduce its overhead and indirect costs. The general fund			
33	portion of the rebate is \$368,577 and the remainder			
34	reflects nongeneral fund and federally funded savings.			
35	Agencies receiving a nongeneral fund rebate may retain			
36	that funding to offset any increased costs of			
37	decentralized rates.			
38	474.	A. The Oil Overcharge Expendable Trust Fund shall be		
39		established on the books of the Comptroller and the		
40		interest earned by investment of funds credited to the		
41		Oil Overcharge Expendable Trust Fund shall be		
42		allocated to such fund periodically. This fund represents		
43		the Commonwealth's proportionate share of the		
44		recoveries from the Exxon Corporation, Diamond		
45		Shamrock Refining and Marketing Company, Stripper		
46		Well and the Texaco Corporation litigations, for		
47		petroleum pricing violations between 1973 and 1981.		
48		B.1. Any expenditure involving oil overcharges by the		
49		Exxon Corporation shall be utilized according to		
50		regulations and procedures of the five state energy		
51		conservation and benefits programs specified in the		
52		Warner Amendment (Section 155, P.L. 97-377) to		
53		provide restitution to the broad class of parties injured		
54		by the alleged overcharges. These programs are:		
55		a. Low Income Home Energy Assistance Program, 42		
56		U.S.C. § 8621 et seq.		
57		b. State Energy Conservation Program, 42 U.S.C.		

ITEM 474.	Item Details(\$)		Appropriations(\$)		
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	§ 6321 et seq.				
2	c. Energy Extension Service, 42 U.S.C. § 7001 et seq.				
3	d. Institutional Conservation Program, 42 U.S.C. § 6371				
4	et seq.				
5	e. Weatherization Assistance Program, 42 U.S.C.				
6	§ 6861 et seq.				
7	2. Any expenditure involving oil overcharges from the				
8	approved settlement In Re: The Department of Energy				
9	Stripper Well Litigation (MDL No. 378) or the				
10	approved settlement in the case of the Diamond				
11	Shamrock Refining and Marketing Company (Civil				
12	Action No. C2-84-1432) shall be utilized to fund one or				
13	more energy-related programs which are designed to				
14	benefit, directly or indirectly, consumers of petroleum				
15	products. These programs shall be limited to:				
16	a. Administration and operation of the five energy				
17	conservation and benefit programs specified under the				
18	Warner Amendment (Section 155, P.L. 97-377),				
19	b. Those programs approved by the U.S. Department of				
20	Energy's Office of Hearings and Appeals in Subpart V				
21	Refund Proceedings,				
22	c. Those programs referenced in the Chevron consent				
23	order (46 FR 52221), and				
24	d. Such other restitutionary programs approved by the				
25	District Court or the U.S. Department of Energy's				
26	Office of Hearings and Appeals.				
27	C. Before appropriations to the Oil Overcharge				
28	Expendable Trust Fund can be expended, approval for				
29	the use of the funds must be obtained from the United				
30	States Department of Energy. Applications to the				
31	United States Department of Energy must be made				
32	through the Department of Mines, Minerals and Energy.				
33	D. The Governor shall submit such statements and				
34	reports as are required by court orders, settlements, or				
35	the Departments of Energy or Health and Human				
36	Services regarding use(s) of these funds and shall also				
37	report annually to the Chairmen of the House				
38	Appropriations and Senate Finance Committees on the				
39	activities funded by transfers from this Item.				
40	475.	Two Year College Transfer Grant (11500) .....		\$1,800,000	\$1,800,000
41		Fund Sources: General .....	\$1,800,000	\$1,800,000	
42	A. Out of the appropriation for this item, the Director,				
43	Department of Planning and Budget shall transfer				
44	\$1,800,000 each year to the State Council of Higher				
45	Education for Virginia for the Two-Year College				
46	Transfer Grant Program.				
47	B. Once such funds are transferred, the State Council of				
48	Higher Education for Virginia shall disburse these				
49	funds consistent with the provisions of Chapter 899,				
50	2007 Acts of Assembly.				

ITEM 475.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Central Appropriations.....			\$1,110,007,340	\$1,228,490,050
2	Fund Sources: General.....	\$1,018,575,911	\$1,136,872,040		
3	Trust and Agency.....	\$91,431,429	\$91,618,010		
4	TOTAL FOR CENTRAL APPROPRIATIONS.....			\$1,110,007,340	\$1,228,490,050
5	Fund Sources: General.....	\$1,018,575,911	\$1,136,872,040		
6	Trust and Agency.....	\$91,431,429	\$91,618,010		
7	TOTAL FOR EXECUTIVE DEPARTMENT.....			\$36,700,672,258	\$37,863,483,520
8	General Fund Positions.....	52,000.17	52,019.67		
9	Nongeneral Fund Positions.....	59,037.38	59,214.38		
10	Position Level.....	111,037.55	111,234.05		
11	Fund Sources: General.....	\$17,163,954,917	\$17,993,569,717		
12	Special.....	\$1,732,271,453	\$1,728,193,523		
13	Higher Education Operating.....	\$5,489,055,211	\$5,685,173,290		
14	Commonwealth Transportation.....	\$3,966,292,192	\$3,987,543,823		
15	Enterprise.....	\$720,719,403	\$735,219,403		
16	Trust and Agency.....	\$1,421,688,791	\$1,365,525,403		
17	Debt Service.....	\$246,595,305	\$257,254,247		
18	Dedicated Special Revenue.....	\$719,902,706	\$708,394,911		
19	Federal Trust.....	\$5,240,192,280	\$5,402,609,203		

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>§ 1-129. 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>	Regulation of Telecommunications Companies (56301)...	\$3,753,582	\$3,966,610		
<b>24</b>	Regulatory Accounting and Policy Issues (56302) .....	\$3,421,408	\$3,554,192		
<b>25</b>	Public Utility Economics and Finance (56303).....	\$2,377,461	\$2,482,434		
<b>26</b>	Utility Safety (56304).....	\$3,812,547	\$3,817,503		
<b>27</b>	Regulation of Energy Companies (56305) .....	\$5,309,544	\$5,699,538		
<b>28</b>	Valuation and Taxation of Public Service Companies				
<b>29</b>	(56306) .....	\$3,014,235	\$3,097,190		
<b>30</b>	Fund Sources: Special.....	\$20,440,277	\$21,341,245		
<b>31</b>	Dedicated Special Revenue .....	\$1,248,500	\$1,276,222		
<b>32</b>	Authority: Title 56, Chapter 10, Code of Virginia.				
<b>33</b>	478. Distribution of Fees From and to Regulated Entities			\$14,090,346	\$14,128,386
<b>34</b>	and Localities (56400).....				
<b>35</b>	Distribution of Uninsured Motorist Fee (56401).....	\$13,574,250	\$13,612,290		
<b>36</b>	Distribution of Rolling Stock Taxes (56402) .....	\$516,096	\$516,096		
<b>37</b>	Fund Sources: Trust and Agency .....	\$14,090,346	\$14,128,386		
<b>38</b>	Authority: § 58.1-2652, Code of Virginia.				
<b>39</b>	479. Administrative and Support Services (59900).....			\$0	\$0
<b>40</b>	Authority: Article IV, Section 14 and Article IX,				
<b>41</b>	Constitution of Virginia; Title 12.1, Code of Virginia.				
<b>42</b>	A. Operational costs for this program shall be paid				
<b>43</b>	solely from charges to agency programs.				
<b>44</b>	B. Out of the amounts for this Item, shall be paid the				
<b>45</b>	annual salary of the chairman, \$160,409 from July 1,				
<b>46</b>	2008, to June 30, 2009, and \$165,221 from July 1,				
<b>47</b>	2009, to June 30, 2010, and for the other two				
<b>48</b>	Commissioners of the State Corporation Commission,				

ITEM 479.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	each at \$158,652 from July 1, 2008, to June 30, 2009,			
2	and \$163,412 from July 1, 2009, to June 30, 2010.			
3	C. Notwithstanding the provisions of § 13.1-775 1 A of			
4	the Code of Virginia, the State Corporation			
5	Commission shall continue the following annual			
6	registration fees for domestic and foreign corporations			
7	to be collected on or after July 1, 2006. The new			
8	annual rates shall be one hundred dollars for every			
9	foreign and domestic corporation authorized to do			
10	business in the Commonwealth whose number of			
11	authorized shares is 5,000 shares or less. Any such			
12	corporation whose number of authorized shares is more			
13	than 5,000 shall pay an annual registration fee of \$100			
14	plus \$30 for each 5,000 shares or fraction thereof in			
15	excess of 5,000 up to a maximum of \$1,700. The			
16	Commission shall deposit these funds into a special			
17	fund and transfer three-fourths of the receipts to the			
18	general fund semiannually.			
19	Total for State Corporation Commission.....		\$93,132,390	\$93,170,430
20	Nongeneral Fund Positions.....	653.00	653.00	
21	Position Level .....	653.00	653.00	
22	Fund Sources: Special.....	\$77,793,544	\$77,765,822	
23	Trust and Agency.....	\$14,090,346	\$14,128,386	
24	Dedicated Special Revenue.....	\$1,248,500	\$1,276,222	
25	<b>§ 1-130. STATE LOTTERY DEPARTMENT (172)</b>			
26	480. State Lottery Operations (81100).....		\$79,962,842	\$79,962,842
27	Regulation and Law Enforcement (81105).....	\$3,047,261	\$3,047,261	
28	Gaming Operations (81106).....	\$70,275,067	\$70,275,067	
29	Administrative Services (81107).....	\$6,640,514	\$6,640,514	
30	Fund Sources: Enterprise .....	\$79,962,842	\$79,962,842	
31	Authority: Title 58.1, Chapter 40, Code of Virginia.			
32	Out of the amounts for State Lottery Operations shall			
33	be paid:			
34	1. Reimbursement for compensation and reasonable			
35	expenses of the members of the State Lottery Board in			
36	the performance of their duties, as provided in			
37	§ 2.2-2813, Code of Virginia.			
38	2. The total costs for the operation and administration			
39	of the state lottery, pursuant to § 58.1-4022, Code of			
40	Virginia.			
41	3. The costs of informing the public of the purposes of			
42	the Lottery Proceeds Fund, established pursuant to			
43	Article X, Section 7-A, Constitution of Virginia.			
44	481. Disbursement of Lottery Prize Payments (81200) .....		a sum sufficient	a sum sufficient
45	Payment of Lottery Prizes (81201).....	a sum sufficient		
46	Fund Sources: Enterprise .....	a sum sufficient		
47	Authority: Title 58.1, Chapter 40, Code of Virginia.			
48	There is hereby appropriated from affected funds in the			

ITEM 481.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	state treasury, for payment of prizes awarded by the				
2	state lottery and of commissions to lottery sales agents,				
3	in accordance with law, a sum sufficient.				
4	Total for State Lottery Department.....			\$79,962,842	\$79,962,842
5	Nongeneral Fund Positions.....	309.00	309.00		
6	Position Level .....	309.00	309.00		
7	Fund Sources: Enterprise .....	\$79,962,842	\$79,962,842		
8	<b>§ 1-131. VIRGINIA COLLEGE SAVINGS PLAN (174)</b>				
9	482. Investment, Trust, and Insurance Services (72500)				
10	a sum sufficient, estimated at .....			\$131,169,197	\$146,354,274
11	Payments to Institutions of Higher Education (72505)....	\$125,000,000	\$140,000,000		
12	Investment Services for Virginia Prepaid Education				
13	Program (72506) .....	\$2,867,911	\$2,953,949		
14	Investment Services for Virginia Education Savings				
15	Trust Program (72507) .....	\$3,301,286	\$3,400,325		
16	Fund Sources: Enterprise .....	\$131,169,197	\$146,354,274		
17	Authority: Title 23, Chapter 4.9, Code of Virginia.				
18	A. Amounts for Payments to Institutions of Higher				
19	Education represent the payment of benefits to				
20	postsecondary educational institutions on behalf of				
21	program participants, estimated at \$125,000,000 the				
22	first year and \$140,000,000 the second year, to be				
23	funded from nongeneral funds pursuant to § 23-38.76,				
24	Code of Virginia.				
25	B. Amounts for Payments to Institutions of Higher				
26	Education cover the current obligations of the Fund as				
27	provided for in Title 23, Chapter 4.9, Code of Virginia.				
28	C. Amounts for Investment Services cover variable or				
29	unpredictable costs of the Virginia Prepaid Education				
30	Program, estimated at \$2,876,911 the first year and				
31	\$2,953,949 the second year, to be funded from				
32	nongeneral funds pursuant to § 23-38.76, Code of				
33	Virginia.				
34	D. Amounts for Trust Services cover variable and				
35	unpredictable costs of the Virginia Education Savings				
36	Trust, estimated at \$3,301,286 the first year and				
37	\$3,400,325 the second year, to be funded from				
38	nongeneral funds pursuant to § 23-38.76, Code of				
39	Virginia.				
40	483. Information Technology Development and Operations				
41	(82000) .....			\$1,154,943	\$1,154,943
42	Information Systems Development Services (82004) .....	\$1,154,943	\$1,154,943		
43	Fund Sources: Enterprise .....	\$1,154,943	\$1,154,943		
44	Authority: Title 23, Chapter 4.9, Code of Virginia.				
45	The Virginia College Savings Plan is authorized to				
46	establish a self-supporting "operational enterprise" fund				
47	to account for the revenues and expenditures of				
48	providing services to other college savings plans				
49	operated under § 529 of the Internal Revenue Code, as				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM 483.</b>					
1	amended, at locations outside of the Commonwealth of				
2	Virginia. Consistent with the self-supporting concept of				
3	an "enterprise fund," revenues from operations				
4	performed for programs outside of Virginia shall exceed				
5	all direct and indirect costs of providing these services.				
6	The board shall set rates charged to meet this				
7	requirement and shall set other policies as may be				
8	appropriate. Revenues and expenses of the fund shall be				
9	accounted for in such a manner as to be auditable by				
10	the Auditor of Public Accounts. Revenues in excess of				
11	expenses shall be retained in the fund to support the				
12	entire program. Additionally, revenues that remain				
13	unexpended on the last day of the previous biennium				
14	and the last day of the first year of the current				
15	biennium shall be reappropriated and allotted for				
16	expenditure in the respective succeeding fiscal year.				
17	484. Administrative and Support Services (79900).....			\$5,160,133	\$5,268,677
18	General Management and Direction (79901).....	\$5,160,133	\$5,268,677		
19	Fund Sources: Enterprise .....	\$5,160,133	\$5,268,677		
20	Authority: Title 23, Chapter 4.9, Code of Virginia.				
21	Total for Virginia College Savings Plan.....			<b>\$137,484,273</b>	<b>\$152,777,894</b>
22	Nongeneral Fund Positions.....	60.00	60.00		
23	Position Level .....	60.00	60.00		
24	Fund Sources: Enterprise .....	\$137,484,273	\$152,777,894		
25	<b>§ 1-132. VIRGINIA RETIREMENT SYSTEM (158)</b>				
26	485. Personnel Management Services (70400).....			\$9,476,951	\$9,476,951
27	Administration of Retirement and Insurance Programs				
28	(70415) .....	\$9,476,951	\$9,476,951		
29	Fund Sources: General .....	\$78,000	\$78,000		
30	Trust and Agency .....	\$9,398,951	\$9,398,951		
31	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code				
32	of Virginia.				
33	A. The Board of Trustees of the Virginia Retirement				
34	System is hereby authorized to charge a participation				
35	fee to each employer served by the Virginia Retirement				
36	System for any services provided pursuant to Title 51.1				
37	of the Code of Virginia. The fee shall be utilized to				
38	pay the administrative expenses of all administrative				
39	services, including non-retirement programs. Retirement				
40	contributions required by the Board shall be reduced to				
41	pay such fees in a manner prescribed by the Board of				
42	Trustees.				
43	B. Included in this appropriation is \$78,000 each year				
44	from the general fund for administrative costs				
45	associated with and contribution supplements for the				
46	Volunteer Firefighters' and Rescue Squad Workers'				
47	Service Award Program.				
48	C. State agencies and institutions of higher education				
49	shall make payments to the Virginia Retirement System				
50	for retirement contributions, Virginia Sickness and				
51	Disability Program contributions, and retiree healthcare				

ITEM 485.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	credit contributions on a quarterly basis.				
2	D. Any person included in the membership of a				
3	retirement system provided by Chapter 1 (§ 51.1-124.1				
4	et seq.), 2 (§ 51.1-200 et seq.), 2.1 (§ 51.1-211 et seq.),				
5	or 3 (§ 51.1-300 et seq.) of Title 51.1, Code of				
6	Virginia, who (i) rendered at least 15 years of total				
7	creditable service as a local officer as defined in				
8	§ 51.1-124.3 or as an employee of a local social				
9	services board and (ii) after terminating service as a				
10	local officer or employee of a local social service				
11	board, was employed by a local government that does				
12	not elect to provide a health insurance credit under				
13	§ 51.1-1402, shall be eligible for the credit provided by				
14	§ 51.1-1403, provided that the retired employee is				
15	participating in a health insurance plan. The				
16	Commonwealth shall be charged with the credit as				
17	provided for in subsection A of § 51.1-1403. In such				
18	case, the health insurance credit shall be determined				
19	based upon the amount of state service or service as a				
20	local officer or employee of a local social service				
21	board, whichever is greater.				
22	486. Investment, Trust, and Insurance Services (72500).....			\$18,180,679	\$18,180,679
23	Investment Management Services (72504).....	\$18,180,679	\$18,180,679		
24	Fund Sources: Trust and Agency .....	\$18,180,679	\$18,180,679		
25	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code				
26	of Virginia.				
27	In addition to such other powers as shall be vested in				
28	the Board, the Board shall have the full power to				
29	invest, reinvest, and manage the assets of the				
30	Commonwealth Pre-Medicare Eligible Retiree Health				
31	Benefits Trust Fund and the Line of Duty Death and				
32	Health Benefits Trust Fund. The Board shall maintain a				
33	separate accounting for the assets of these funds.				
34	487. Administrative and Support Services (79900).....			\$30,154,167	\$33,629,167
35	General Management and Direction (79901).....	\$10,612,231	\$10,612,231		
36	Information Technology Services (79902).....	\$19,541,936	\$23,016,936		
37	Fund Sources: Trust and Agency .....	\$30,154,167	\$33,629,167		
38	Authority: Title 51.1, Chapters 1, 2, 2.1, and 3, Code				
39	of Virginia.				
40	A. Out of the amounts appropriated to this Item, the				
41	Director is authorized to expend an amount not to				
42	exceed \$25,000 the first year and \$25,000 the second				
43	year for expenses commonly borne by business				
44	enterprises. Such expenses shall be recorded separately				
45	by the agency.				
46	488. In the event any political subdivision of the				
47	Commonwealth of Virginia participating in the				
48	programs administered by the Virginia Retirement				
49	System fails to remit contributions or other fees and				
50	costs of the programs as duly prescribed, the Board of				
51	Trustees of the Virginia Retirement System shall inform				
52	the State Comptroller and the participating political				
53	subdivision of the delinquent amount. The State				
54	Comptroller shall forthwith transfer such amounts to the				



ITEM 488.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	appropriate fund from any non earmarked moneys				
2	otherwise distributable to such political subdivision by				
3	any department or agency of the state.				
4	Total for Virginia Retirement System.....			\$57,811,797	\$61,286,797
5	Nongeneral Fund Positions.....	296.00	297.00		
6	Position Level .....	296.00	297.00		
7	Fund Sources: General.....	\$78,000	\$78,000		
8	Trust and Agency .....	\$57,733,797	\$61,208,797		
9	<b>§ 1-133. VIRGINIA WORKERS' COMPENSATION COMMISSION (191)</b>				
10	489. Employment Assistance Services (46200).....			\$26,772,131	\$23,358,656
11	Workers Compensation Services (46204).....	\$26,772,131	\$23,358,656		
12	Fund Sources: Dedicated Special Revenue.....	\$26,772,131	\$23,358,656		
13	Authority: Title 19.2, Chapters 21.1 and 21.2, Code of				
14	Virginia.				
15	490. Financial Assistance for Supplemental Assistance				
16	Services (49100).....			\$5,145,575	\$5,145,575
17	Crime Victim Compensation (49104).....	\$5,145,575	\$5,145,575		
18	Fund Sources: Dedicated Special Revenue.....	\$3,945,575	\$3,945,575		
19	Federal Trust.....	\$1,200,000	\$1,200,000		
20	Authority: Title 65.2, Chapter 2; Title 38.2, Chapter 50,				
21	Code of Virginia.				
22	A. Out of the amounts for Workers' Compensation				
23	Services shall be paid the annual salary of the				
24	chairman, \$158,287 from July 1, 2008, to June 30,				
25	2009, and \$163,036 from July 1, 2009, to June 30,				
26	2010 and for each of the other two Commissioners of				
27	the Virginia Workers' Compensation Commission,				
28	\$155,034 from July 1, 2008, to June 30, 2009, and				
29	\$159,685 from July 1, 2009, to June 30, 2010.				
30	B. In addition, retired Commissioners recalled to active				
31	duty will be paid as authorized by § 17.1-327, Code of				
32	Virginia.				
33	Total for Virginia Workers' Compensation Commission .			\$31,917,706	\$28,504,231
34	Nongeneral Fund Positions.....	216.00	216.00		
35	Position Level .....	216.00	216.00		
36	Fund Sources: Dedicated Special Revenue.....	\$30,717,706	\$27,304,231		
37	Federal Trust.....	\$1,200,000	\$1,200,000		
38	<b>§ 1-134. VIRGINIA OFFICE FOR PROTECTION AND ADVOCACY (175)</b>				
39	491. Protective Services (45300).....			\$3,193,089	\$3,193,089
40	Protection and Advocacy (45307).....	\$3,193,089	\$3,193,089		
41	Fund Sources: General.....	\$247,464	\$247,464		
42	Special.....	\$307,665	\$307,665		
43	Federal Trust.....	\$2,637,960	\$2,637,960		
44	Authority: Title 51.5, Chapter 8.1, Code of Virginia				

ITEM 492.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	492.				
2	A.				
3	Included in the federal trust appropriations are				
4	amounts estimated at \$78,705 the first year and \$78,705				
5	the second year to pay for statewide indirect cost				
6	recoveries of this agency. Actual recoveries of statewide				
7	indirect costs up to the level of these estimates shall be				
8	exempt from payments into the general fund, as				
9	provided in § 4-2.03 of this act. Amounts recovered in				
	excess of these estimates shall be deposited into the				
	general fund.				
10	B.				
11	Notwithstanding the provisions of § 51.5-39.7, Code				
12	of Virginia, the implementation date for establishing an				
13	ombudsman section in the Virginia Office for				
	Protection and Advocacy is deferred until July 1, 2010.				
14	Total for Virginia Office for Protection and Advocacy....			<b>\$3,193,089</b>	<b>\$3,193,089</b>
15	General Fund Positions.....	1.88	1.88		
16	Nongeneral Fund Positions.....	33.12	33.12		
17	Position Level .....	35.00	35.00		
18	Fund Sources: General.....	\$247,464	\$247,464		
19	Special.....	\$307,665	\$307,665		
20	Federal Trust.....	\$2,637,960	\$2,637,960		
21	TOTAL FOR INDEPENDENT AGENCIES.....			<b>\$403,502,097</b>	<b>\$418,895,283</b>
22	General Fund Positions.....	1.88	1.88		
23	Nongeneral Fund Positions.....	1,567.12	1,568.12		
24	Position Level .....	1,569.00	1,570.00		
25	Fund Sources: General .....	\$325,464	\$325,464		
26	Special.....	\$78,101,209	\$78,073,487		
27	Enterprise .....	\$217,447,115	\$232,740,736		
28	Trust and Agency .....	\$71,824,143	\$75,337,183		
29	Dedicated Special Revenue .....	\$31,966,206	\$28,580,453		
30	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	<b>STATE GRANTS TO NONSTATE ENTITIES</b>			
2	<b>§ 1-135. STATE GRANTS TO NONSTATE ENTITIES-NONSTATE AGENCIES (986)</b>			
3	493.	Financial Assistance for Educational, Cultural,		
4		Community, and Artistic Affairs (14300).....	\$0	\$5,755,000
5		Financial Assistance to Cultural Organizations (14302)...	\$0	\$5,755,000
6		Fund Sources: General.....	\$0	\$5,755,000
7		Authority: Discretionary Inclusion.		
8		A. Grants provided for in this Item shall be		
9		administered by the Department of Historic Resources.		
10		As determined by the department, projects of museums		
11		and historic sites, as provided for in § 10.1-2211,		
12		10.1-2212, and 10.1-2213 of the Code of Virginia, shall		
13		be administered under the provisions of those sections.		
14		Others listed in this Item shall be administered under		
15		the provisions of § 4-5.05 of this act.		
16		B. Prior to the distribution of any funds, the		
17		organization or entity shall make application to the		
18		department in a format prescribed by the department.		
19		The application shall state whether grant funds provided		
20		under this item will be used for purposes of operating		
21		support or capital outlay and shall include project and		
22		spending plans. Unless otherwise specified in this item,		
23		the matching share for grants funded from this Item		
24		may be cash or in-kind contributions as requested by		
25		the nonstate organization in its application for state		
26		grant funds, but must be concurrent with the grant		
27		period. The department shall use applicable federal		
28		guidelines assessing the value and eligibility of in-kind		
29		contributions to be used as matching amounts.		
30		C. Any balances not drawn down by recipient		
31		organizations on June 30, 2010, from appropriations in		
32		this item shall not revert to the general fund, but shall		
33		be carried forward on the books of the Comptroller.		
34		These balances shall remain available for distribution to		
35		affected organizations until June 30, 2011, at which		
36		time any undistributed balances shall revert to the		
37		general fund, except that, in the case of organizations		
38		which have not filed an application to receive their		
39		appropriations by December 1, 2009, the Governor may		
40		direct that the undistributed balances be reverted to the		
41		general fund on that date. The Governor shall report		
42		amounts reverted and the affected organizations in the		
43		2010 Budget Bill.		
44		D. The appropriation to those entities in this Item that		
45		are marked with an asterisk (*) shall not be subject to		
46		the matching requirements of § 4-5.05 of this act.		
47		E. Grants are hereby made to each of the following		
48		organizations and entities subject to the conditions set		
49		forth in paragraphs A., B., C. and D. of this Item:		
50			<b>Year 1</b>	<b>Year 2</b>
51		Amyotropic Lateral Sclerosis Association	\$0	\$50,000
52		An Achievable Dream, Inc.	\$0	\$400,000
53		Art Museum of Western Virginia	\$0	\$250,000

ITEM 493.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Association for the Preservation of Virginia				
2	Antiquities	\$0	\$200,000		
3	Chrysler Museum of Art	\$0	\$250,000		
4	Elegba Folklore Society, Inc.	\$0	\$25,000		
5	Faison School - Autism Center of Virginia	\$0	\$250,000		
6	First Freedom Center	\$0	\$500,000		
7	Foundation for Virginia's Natural Resources	\$0	\$25,000		
8	George C. Marshall International Center	\$0	\$100,000		
9	John Fox, Jr. Museum *	\$0	\$7,500		
10	Marine Corps Heritage Foundation	\$0	\$100,000		
11	Mariners' Museum	\$0	\$250,000		
12	Maymont Foundation	\$0	\$100,000		
13	Montpelier Foundation	\$0	\$100,000		
14	National Slavery Museum	\$0	\$100,000		
15	Our Military Kids	\$0	\$75,000		
16	Patrick County Education Foundation	\$0	\$250,000		
17	Patrick County Music Association	\$0	\$25,000		
18	Richmond Area Association for Retarded Citizens	\$0	\$250,000		
19	Richmond Symphony	\$0	\$50,000		
20	Roanoke Symphony Orchestra	\$0	\$50,000		
21	Special Olympics Virginia	\$0	\$100,000		
22	St. John's Church Foundation	\$0	\$12,500		
23	Tangier Island Health Foundation, LLC	\$0	\$200,000		
24	Total Action Against Poverty	\$0	\$50,000		
25	Upper Mattaponi Tribal Center	\$0	\$10,000		
26	Virginia Aquarium & Marine Science Center	\$0	\$250,000		
27	Virginia Arts Festival, Inc.	\$0	\$250,000		
28	Virginia Economic Bridge	\$0	\$25,000		
29	Virginia Historical Society	\$0	\$100,000		
30	Virginia Holocaust Museum	\$0	\$200,000		
31	Western Virginia Foundation for the Arts and Sciences	\$0	\$250,000		
32	William King Regional Arts Center	\$0	\$50,000		
33	Wolf Trap Foundation for the Performing Arts	\$0	\$750,000		
34	Woodrow Wilson Presidential Library Foundation	\$0	\$100,000		
35	<b>TOTAL</b>	<b>\$0</b>	<b>\$5,755,000</b>		
36					
37	Total for State Grants to Nonstate Entities-Nonstate				
38	Agencies .....			<b>\$0</b>	<b>\$5,755,000</b>
39	Fund Sources: General .....	\$0	\$5,755,000		
40	TOTAL FOR STATE GRANTS TO NONSTATE				
41	ENTITIES.....			<b>\$0</b>	<b>\$5,755,000</b>
42	Fund Sources: General .....	\$0	\$5,755,000		
43	TOTAL FOR PART 1: OPERATING EXPENSES.....			<b>\$37,614,936,445</b>	<b>\$38,799,340,643</b>
44	General Fund Positions.....	55,769.26	55,799.76		
45	Nongeneral Fund Positions.....	60,735.00	60,913.00		
46	Position Level .....	116,504.26	116,712.76		
47	Fund Sources: General.....	\$17,642,112,956	\$18,478,170,236		
48	Special.....	\$1,819,302,637	\$1,815,179,255		
49	Higher Education Operating.....	\$5,489,055,211	\$5,685,173,290		
50	Commonwealth Transportation .....	\$3,966,292,192	\$3,987,543,823		
51	Enterprise .....	\$938,166,518	\$967,960,139		
52	Trust and Agency .....	\$1,493,652,850	\$1,441,002,502		
53	Debt Service.....	\$246,595,305	\$257,254,247		
54	Dedicated Special Revenue .....	\$773,924,151	\$758,805,603		
55	Federal Trust.....	\$5,245,834,625	\$5,408,251,548		

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(\$)	
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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 493.

	<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>

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.

28 Agency Name/Project Title	29 Fund	30 Project Code	31 Amount
32 Radford University			
33 Renovate Porterfield Hall	0100	16618	\$467,600
34 Renovate Porterfield Hall	0817	16618	\$1,378,000
35 Renovate Whitt Hall	0100	17332	\$4,545,000
36 Renovate Powell Hall	0100	17333	\$5,948,000

34

35 **OFFICE OF ADMINISTRATION**

36 **§ 2-1. DEPARTMENT OF GENERAL SERVICES (194)**

37 C-1. Improvements: State Capitol Renovation and Southern  
 38 Extension (16881)..... \$5,500,000 \$0

39 Fund Sources: Bond Proceeds..... \$5,500,000 \$0

40 This Item contains supplemental funding not originally  
 41 included in the capital project as authorized in 2003  
 42 (Chapter 1042, 2003 Acts of the Assembly). The total  
 43 cost of the project with this supplement is  
 44 \$109,238,000.

45 C-2. New Construction: Renovation of the 9th Street Office  
 46 Building and Replacement of the 8th Street Office  
 47 Building (17091)..... \$185,100,000 \$0

48 Fund Sources: Bond Proceeds..... \$185,100,000 \$0

49 C-3. New Construction: Replace Department of Taxation  
 50 Central Office (17581)..... \$0 \$85,000,000

ITEM C-3.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Fund Sources: Bond Proceeds .....	\$0	\$85,000,000			
2	The Department of General Services, with assistance					
3	from the Department of Taxation, and with the					
4	concurrence of the Secretaries of Finance and					
5	Administration, is hereby authorized to design and					
6	construct, or permit the design and construction of one					
7	or more facilities, or permit the renovation or					
8	retrofitting of an existing structure, to replace the					
9	existing Department of Taxation headquarters building					
10	now located at 2220 West Broad Street in Richmond,					
11	Virginia. The processing or imaging facility operated					
12	under a capital lease agreement shall not be required to					
13	be located on state property. These facility(ies) will be					
14	used for one or more purposes to include but not be					
15	limited to, documenting imaging process for one or					
16	more agencies, tax processing/data center, and/or central					
17	office functions. The Department of General Services is					
18	authorized to enter into a comprehensive agreement					
19	pursuant to the Public-Private Partnership Educational					
20	Facilities and Infrastructure Act of 2002 for the design					
21	and construction of the facility(ies) under a capital lease					
22	agreement, the term of which shall not exceed 20 years,					
23	or by financing through the Virginia Public Building					
24	Authority or other appropriate mechanism for a					
25	principal amount not to exceed \$85 million.					
26	C-5. The Department of General Services is hereby granted					
27	approval to enter into a new capital lease or renew an					
28	existing capital lease due to expire during the current					
29	biennium on the behalf of the Department of Social					
30	Services, Department of Rehabilitative Services,					
31	Department of Health, and the Virginia Employment					
32	Commission in the Danville region.					
33	Total for Department of General Services.....			<b>\$190,600,000</b>	<b>\$85,000,000</b>	
34	Fund Sources: Bond Proceeds .....	\$190,600,000	\$85,000,000			
35	TOTAL FOR OFFICE OF ADMINISTRATION .....			<b>\$190,600,000</b>	<b>\$85,000,000</b>	
36	Fund Sources: Bond Proceeds .....	\$190,600,000	\$85,000,000			
37	<b>OFFICE OF AGRICULTURE AND FORESTRY</b>					
38	<b>§ 2-2. DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES (301)</b>					
39	C-6. New Construction: Construct Eastern Shore Marketing					
40	and Inspection Office (17076).....			\$1,115,000	\$0	
41	Fund Sources: Bond Proceeds .....	\$1,115,000	\$0			
42	C-7. New Construction: Construct Eastern Shore Seafood					
43	Processing and Storage Facility (17235) .....			\$5,463,000	\$0	
44	Fund Sources: Bond Proceeds .....	\$5,463,000	\$0			
45	Total for Department of Agriculture and Consumer					
46	Services.....			<b>\$6,578,000</b>	<b>\$0</b>	
47	Fund Sources: Bond Proceeds .....	\$6,578,000	\$0			
48	TOTAL FOR OFFICE OF AGRICULTURE AND					
49	FORESTRY.....			<b>\$6,578,000</b>	<b>\$0</b>	

ITEM C-7.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$6,578,000	\$0		
2	<b>OFFICE OF COMMERCE AND TRADE</b>				
3	<b>§ 2-3. VIRGINIA EMPLOYMENT COMMISSION (182)</b>				
4	C-8. Improvements: Institute One Stop Centers (17527) .....			\$3,600,000	\$0
5	Fund Sources: Special .....	\$3,600,000	\$0		
6	Total for Virginia Employment Commission .....			<b>\$3,600,000</b>	<b>\$0</b>
7	Fund Sources: Special .....	\$3,600,000	\$0		
8	<b>TOTAL FOR OFFICE OF COMMERCE AND</b>				
9	<b>TRADE.....</b>				
				<b>\$3,600,000</b>	<b>\$0</b>
10	Fund Sources: Special .....	\$3,600,000	\$0		
11	<b>OFFICE OF EDUCATION</b>				
12	<b>§ 2-4. VIRGINIA SCHOOL FOR THE DEAF AND THE BLIND AT STAUNTON (218)</b>				
13	C-9. Improvements: Repair and Replace Roofs (17590) .....			\$1,408,000	\$0
14	Fund Sources: General .....	\$1,408,000	\$0		
15	C-10. Improvements: Repair Safety Hazards (17591) .....			\$669,000	\$0
16	Fund Sources: General .....	\$669,000	\$0		
17	C-11. Improvements: Remove Lead Paint and Asbestos				
18	(17592) .....			\$446,000	\$0
19	Fund Sources: General .....	\$446,000	\$0		
20	Total for Virginia School for the Deaf and the Blind at				
21	Staunton .....			<b>\$2,523,000</b>	<b>\$0</b>
22	Fund Sources: General .....	\$2,523,000	\$0		
23	<b>§ 2-5. CHRISTOPHER NEWPORT UNIVERSITY (242)</b>				
24	C-12. New Construction: Construct University Entrance and				
25	Interior Road (17538) .....			\$1,405,000	\$0
26	Fund Sources: Higher Education Operating .....	\$1,405,000	\$0		
27	C-13. New Construction: Construct University Chapel				
28	(17539) .....			\$9,000,000	\$0
29	Fund Sources: Higher Education Operating .....	\$9,000,000	\$0		
30	C-14. New Construction: Construct Ratcliffe Hall Addition				
31	(17567) .....			\$9,350,000	\$0
32	Fund Sources: Higher Education Operating .....	\$1,000,000	\$0		
33	Bond Proceeds .....	\$8,350,000	\$0		
34	Total for Christopher Newport University .....			<b>\$19,755,000</b>	<b>\$0</b>
35	Fund Sources: Higher Education Operating .....	\$11,405,000	\$0		
36	Bond Proceeds .....	\$8,350,000	\$0		

ITEM C-15.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 2-6. THE COLLEGE OF WILLIAM AND MARY IN VIRGINIA (204)</b>			
<b>2</b>	C-15. New Construction: Construct Integrated Science Center			
<b>3</b>	(16296) .....		\$11,825,000	\$0
<b>4</b>	Fund Sources: Bond Proceeds .....	\$11,825,000	\$0	
<b>5</b>	This Item contains supplemental funding for the			
<b>6</b>	Integrated Science Center as well as funding for			
<b>7</b>	equipment originally authorized in 2002 (Chapter 814,			
<b>8</b>	2002 Acts of Assembly). A separate administrative			
<b>9</b>	action will reduce \$5,700,000 in private funds. The			
<b>10</b>	total cost of the project with the supplement is			
<b>11</b>	\$65,524,581.			
<b>12</b>	C-16. Improvements: Replace Zable Stadium Systems			
<b>13</b>	(17553) .....		\$2,000,000	\$0
<b>14</b>	Fund Sources: Bond Proceeds .....	\$2,000,000	\$0	
<b>15</b>				
<b>16</b>	C-17. Improvements: Renovate the Campus Center and			
<b>17</b>	Trinkle Hall (17554).....		\$35,000,000	\$0
<b>18</b>	Fund Sources: Bond Proceeds .....	\$35,000,000	\$0	
<b>19</b>				
<b>20</b>	C-18. Improvements: Renovate Graduate Student Residence			
<b>21</b>	Halls (17555).....		\$2,500,000	\$0
<b>22</b>	Fund Sources: Bond Proceeds .....	\$2,500,000	\$0	
<b>23</b>				
<b>24</b>	C-19. New Construction: Construct New School of Education			
<b>25</b>	(17586) .....		\$38,085,000	\$0
<b>26</b>	Fund Sources: Bond Proceeds .....	\$38,085,000	\$0	
<b>27</b>	Total for The College of William and Mary in Virginia..		<b>\$89,410,000</b>	<b>\$0</b>
<b>28</b>	Fund Sources: Bond Proceeds .....	\$89,410,000	\$0	
<b>29</b>	<b>§ 2-7. GEORGE MASON UNIVERSITY (247)</b>			
<b>30</b>	C-20. Improvements: Renovate Presidents Park II (17540).....		\$15,633,000	\$0
<b>31</b>	Fund Sources: Bond Proceeds .....	\$15,633,000	\$0	
<b>32</b>				
<b>33</b>	C-21. New Construction: Construct Performing Arts Building			
<b>34</b>	Addition (17486).....		\$2,000,000	\$0
<b>35</b>	Fund Sources: Higher Education Operating.....	\$2,000,000	\$0	
<b>36</b>	This Item contains supplemental funding for			
<b>37</b>	construction of an addition to the Fairfax Performing			
<b>38</b>	Arts Building originally authorized in 2006 (Chapter 3,			
<b>39</b>	2006 Acts of Assembly, Special Session I). The total			
<b>40</b>	cost of the project with the supplement is \$11,000,000.			
<b>41</b>	C-22. New Construction: Construct Academic VI and			
<b>42</b>	Research II Facility (17365).....		\$5,500,000	\$0

ITEM C-22.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$5,500,000	\$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 \$61,864,000.				
7	C-23. New Construction: Construct Academic V, Fairfax				
8	Campus (16832).....			\$4,500,000	\$0
9	Fund Sources: Bond Proceeds .....	\$4,500,000	\$0		
10	Additional funds provided in this Item are for the				
11	equipment portion of a previously authorized capital				
12	project authorized in 2003 (Chapter 3, 2006 Acts of				
13	Assembly, Special Session I). The total cost of the				
14	project with the equipment funding is \$30,228,000.				
15	C-24. New Construction: Construct Physical Education				
16	Addition, Phase II (17368).....			\$1,000,000	\$0
17	Fund Sources: Bond Proceeds .....	\$1,000,000	\$0		
18	This Item contains supplemental funding for				
19	construction of an addition to the Physical Education				
20	Building, Phase II originally authorized in 2006				
21	(Chapter 3, 2006 Acts of Assembly, Special Session I).				
22	The total cost of the project with the supplement is				
23	\$11,706,000.				
24	C-25. New Construction: Construct Hotel Conference Center				
25	(PPEA) (17374).....			\$10,000,000	\$0
26	Fund Sources: Bond Proceeds .....	\$10,000,000	\$0		
27	This Item contains supplemental funding for				
28	construction of a Hotel Conference Center originally				
29	authorized in 2007 (Chapter 847, 2007 Acts of				
30	Assembly). The total cost of the project with the				
31	supplement is \$50,000,000.				
32	C-26. New Construction: Construct Parking Deck IV (17569) ..			\$27,233,000	\$0
33	Fund Sources: Bond Proceeds .....	\$27,233,000	\$0		
34					
35	C-27. New Construction: Construct Housing VIII (17570) .....			\$102,460,000	\$0
36	Fund Sources: Bond Proceeds .....	\$102,460,000	\$0		
37					
38	C-28. New Construction: Construct Southwest Campus				
39	Dining (17571).....			\$14,639,000	\$0
40	Fund Sources: Bond Proceeds .....	\$14,639,000	\$0		
41					
42	C-29. New Construction: Construct Smithsonian Conservation				
43	& Research Center Housing and Dining (17572) .....			\$20,142,000	\$0
44	Fund Sources: Bond Proceeds .....	\$20,142,000	\$0		
45					

ITEM C-29.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-30. New Construction: Construct Parking Deck III - Phase 2 II (17573) .....			\$27,237,000	\$0
3 Fund Sources: Bond Proceeds .....	\$27,237,000	\$0		
4 C-31. New Construction: Construct West Campus Connector 5 and Campus Entrances (17574).....			\$13,922,000	\$0
6 Fund Sources: Bond Proceeds .....	\$13,922,000	\$0		
7 C-32. New Construction: Construct East Campus Fields and 8 Courts, Phase I (17575).....			\$3,249,000	\$0
9 Fund Sources: Bond Proceeds .....	\$3,249,000	\$0		
10 C-33. New Construction: Construct Tract and Field Stadium 11 (17576) .....			\$8,320,000	\$0
12 Fund Sources: Bond Proceeds .....	\$8,320,000	\$0		
13 C-34. Improvements: Renovate West Fields (17577).....			\$3,194,000	\$0
14 Fund Sources: Bond Proceeds .....	\$3,194,000	\$0		
15 C-35. New Construction: Construct Fairfax Administration 16 Building (17579)				
17 George Mason University is hereby granted approval to 18 enter into a comprehensive agreement with a private 19 entity, pursuant to the Public-Private Educational 20 Facilities and Infrastructure Act of 2002, for the 21 construction of the Fairfax Administration Building. 22 Authority is also granted to construct the project with 23 alternative financing, which may include an agreement 24 of any University related foundation for the design, 25 construction and financing of the project, and to enter 26 into a capital lease or leases for any component of the 27 project that may qualify as a capital lease. George 28 Mason shall identify any component of the project that 29 qualifies as a capital lease, and shall report such lease 30 to the Department of Accounts and the Department of 31 Planning and Budget. Any such capital lease shall be 32 exempt from the requirements of Chapter 4-3.03 (b) 2 33 of the Appropriation Act.				
34 C-36. New Construction: Expand Prince William Freedom 35 Center (17580)				
36 George Mason University is hereby granted approval to 37 enter into a comprehensive agreement with a private 38 entity, pursuant to the Public-Private Educational 39 Facilities and Infrastructure Act of 2002, for the 40 construction of the Prince William Freedom Center 41 Expansion. Authority is also granted to construct the 42 project with alternative financing, which may include 43 an agreement of any University related foundation for 44 the design, construction and financing of the project, 45 and to enter into a capital lease or leases for any 46 component of the project that may qualify as a capital 47 lease. George Mason shall identify any component of 48 the project that qualifies as a capital lease, and shall 49 report such lease to the Department of Accounts and				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM C-36.</b>					
1	the Department of Planning and Budget. Any such				
2	capital lease shall be exempt from the requirements of				
3	Chapter 4-3.03 (b) 2 of the Appropriation Act.				
4	Total for George Mason University.....			<b>\$259,029,000</b>	<b>\$0</b>
5	Fund Sources: Higher Education Operating.....	\$2,000,000	\$0		
6	Bond Proceeds.....	\$257,029,000	\$0		
7	<b>§ 2-8. JAMES MADISON UNIVERSITY (216)</b>				
8	C-37. New Construction: Construct Music Recital Hall				
9	(16807) .....			\$676,000	\$0
10	Fund Sources: Bond Proceeds.....	\$676,000	\$0		
11	Additional funds provided in this Item are for the				
12	equipment portion of a previously funded capital				
13	project authorized in 2003 (Chapters 1042, 2003 Acts				
14	of Assembly). The total cost of this project with this				
15	supplement is \$37,688,915.				
16	C-38. New Construction: Renovate and Expand				
17	Athletics/Recreation (17562) .....			\$50,000,000	\$0
18	Fund Sources: Bond Proceeds.....	\$50,000,000	\$0		
19	C-39. Acquisition: Acquire Rockingham Memorial Hall				
20	(17168) .....			\$18,600,000	\$0
21	Fund Sources: Higher Education Operating.....	\$2,000,000	\$0		
22	Bond Proceeds.....	\$16,600,000	\$0		
23	Total for James Madison University.....			<b>\$69,276,000</b>	<b>\$0</b>
24	Fund Sources: Higher Education Operating.....	\$2,000,000	\$0		
25	Bond Proceeds.....	\$67,276,000	\$0		
26	<b>§ 2-9. LONGWOOD UNIVERSITY (214)</b>				
27	C-40. Improvements: Energy Efficient Project (17561)				
28	This Item authorizes the University to enter into an				
29	energy performance contract with an approved energy				
30	services company in order to reduce energy operating				
31	costs in one or more facilities. Prior to entering into				
32	such contract, the University shall submit a financial				
33	feasibility study to the Treasury Board for its review				
34	and approval.				
35	Total for Longwood University.....			<b>\$0</b>	<b>\$0</b>
36	<b>§ 2-10. UNIVERSITY OF MARY WASHINGTON (215)</b>				
37	C-41. Improvements: Renovate Monroe Hall (16803).....			\$1,500,000	\$0
38	Fund Sources: Bond Proceeds.....	\$1,500,000	\$0		
39	Additional funds provided in this Item are for the				
40	equipment portion of a previously funded capital				
41	project authorized in 2002 (Chapters 859, 2002 Acts of				
42	Assembly). The total cost of this project with this				
43	supplement is \$14,041,000.				

ITEM C-41.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-42. Improvements: Lee Hall Renovation (16594) .....			\$750,000	\$0
2 Fund Sources: Bond Proceeds .....	\$750,000	\$0		
3 Additional funds provided in this Item are for the				
4 equipment portion of a previously funded capital				
5 project authorized in 2002 (Chapters 859, 2002 Acts of				
6 Assembly). The total cost of this project with this				
7 supplement is \$19,756,000.				
8 C-43. New Construction: Construct Convocation Center				
9 (17021) .....			\$2,000,000	\$0
10 Fund Sources: Bond Proceeds .....	\$2,000,000	\$0		
11 Additional funds provided in this Item are for the				
12 equipment portion of a previously funded capital				
13 project authorized in 2004 (Chapter 4, 2004 Acts of				
14 Assembly). The total cost of this project with this				
15 supplement is \$26,000,000.				
16 C-44. Improvements: Renovate and Alter Portions of Four				
17 Academic Buildings (16804).....			\$1,000,000	\$0
18 Fund Sources: Bond Proceeds .....	\$1,000,000	\$0		
19 Additional funds provided in this Item are for the				
20 equipment portion of a previously funded capital				
21 project authorized in 2002 (Chapters 859, 2002 Acts of				
22 Assembly). The total cost of this project with this				
23 supplement is \$3,242,000.				
24 Total for University of Mary Washington.....			<b>\$5,250,000</b>	<b>\$0</b>
25 Fund Sources: Bond Proceeds .....	\$5,250,000	\$0		
26	<b>§ 2-11. NORFOLK STATE UNIVERSITY (213)</b>			
27 C-45. New Construction: Construct New Library (17480) .....			\$45,139,000	\$0
28 Fund Sources: Bond Proceeds .....	\$45,139,000	\$0		
29 C-46. A. Subject to the provision of this act, Norfolk State				
30 University is authorized to enter into a written				
31 agreement or agreements with the Norfolk State				
32 University Foundation (NSUF) / Enterprise &				
33 Empowerment Foundation of Norfolk State University				
34 (E2F) for the development of one or more student				
35 housing projects adjacent to campus, subject to the				
36 conditions outlined in the Public-Private Education				
37 Facilities Infrastructure Act of 2002.				
38 B. Norfolk State University is further authorized to				
39 enter into written agreements with NSUF/E2F to				
40 support such student housing facilities; the support may				
41 include agreements to (i) include the student housing				
42 facilities in the university's student housing inventory;				
43 (ii) manage the operation and maintenance of the				
44 facilities, including collection of rental fees as if those				
45 students occupied university-owned housing; (iii) assign				
46 students to the facilities in preference to other				
47 university-owned facilities; (iv) otherwise support the				
48 student housing facilities consistent with law, provided				
49 that the university shall not be required to take any				



ITEM C-46.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	action that would constitute a breach of the university's				
2	obligations under any documents or other instruments				
3	constituting or securing bonds or other indebtedness of				
4	the university or the Commonwealth of Virginia.				
5	Total for Norfolk State University .....			<b>\$45,139,000</b>	<b>\$0</b>
6	Fund Sources: Bond Proceeds .....	\$45,139,000	\$0		
7	<b>§ 2-12. OLD DOMINION UNIVERSITY (221)</b>				
8	C-47. New Construction: Construct Powhatan Sports				
9	Complex (17483) .....			\$7,207,000	\$0
10	Fund Sources: Bond Proceeds .....	\$7,207,000	\$0		
11	This Item contains supplemental funding for the				
12	construction of the Powhatan Sports Complex,				
13	originally authorized in 2007 (Chapter 847, 2007 Acts				
14	of Assembly). The total cost of the project with the				
15	supplement is \$36,000,000.				
16	C-48. New Construction: Construct Residence Hall, Phase II				
17	(17342) .....			\$34,779,000	\$0
18	Fund Sources: Bond Proceeds .....	\$34,779,000	\$0		
19	This Item contains supplemental funding for the				
20	construction of the Residence Hall, Phase II originally				
21	authorized in 2006 (Chapter 3, 2006 Acts of Assembly,				
22	Special Session I). The total cost of the project with the				
23	supplement is \$67,245,000.				
24	C-49. Acquisition: Acquire Additional Property (17345) .....			\$1,970,000	\$0
25	Fund Sources: Higher Education Operating.....	\$1,970,000	\$0		
26	This Item contains supplemental funding for the				
27	acquisition of additional property originally authorized				
28	in 2006 (Chapter 3, 2006 Acts of Assembly, Special				
29	Session I). The total cost of the project with the				
30	supplement is \$3,940,000.				
31	C-50. Improvements: Renovate Baseball Stadium (17549).....			\$3,000,000	\$0
32	Fund Sources: Higher Education Operating.....	\$3,000,000	\$0		
33					
34	Total for Old Dominion University .....			<b>\$46,956,000</b>	<b>\$0</b>
35	Fund Sources: Higher Education Operating.....	\$4,970,000	\$0		
36	Bond Proceeds .....	\$41,986,000	\$0		
37	<b>§ 2-13. RADFORD UNIVERSITY (217)</b>				
38	C-51. New Construction: Construct Parking Deck (17532).....			\$11,698,000	\$0
39	Fund Sources: Bond Proceeds .....	\$11,698,000	\$0		
40	C-52. New Construction: Construct New Forensic Institute				
41	(17533) .....			\$4,592,000	\$0
42	Fund Sources: Higher Education Operating.....	\$4,592,000	\$0		

ITEM C-52.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1 C-53.	Acquisition: Acquire Land (17534) .....		\$5,000,000	\$0
2	Fund Sources: Higher Education Operating.....	\$5,000,000	\$0	
3 C-54.	New Construction: Construct Student Fitness Center			
4	(17563) .....		\$32,000,000	\$0
5	Fund Sources: Bond Proceeds .....	\$32,000,000	\$0	
6 C-55.	New Construction: Construct Addition to Hurlburt Hall			
7	(17564) .....		\$20,000,000	\$0
8	Fund Sources: Higher Education Operating.....	\$10,000,000	\$0	
9	Bond Proceeds .....	\$10,000,000	\$0	
10 C-56.	New Construction: Construct New Residence Halls			
11	(17565) .....		\$36,000,000	\$0
12	Fund Sources: Bond Proceeds .....	\$36,000,000	\$0	
13 C-57.	Improvements: Renovate Young Hall (16814).....		\$284,000	\$0
14	Fund Sources: Bond Proceeds .....	\$284,000	\$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 827 and 859, 2002			
18	Acts of Assembly). The total cost of the project with			
19	the supplement is \$6,000,000.			
20 C-58.	Improvements: Renovate Davis Hall (16865) .....		\$149,000	\$0
21	Fund Sources: Bond Proceeds .....	\$149,000	\$0	
22	Additional funds provided in this Item are for the			
23	equipment portion of a previously funded capital			
24	project authorized in 2002 (Chapters 827 and 859, 2002			
25	Acts of Assembly). The total cost of the project with			
26	the supplement is \$2,000,000.			
27 C-59.	New Construction: Construct College of Business and			
28	Economics Building (17618).....		\$44,702,000	\$0
29	Fund Sources: Higher Education Operating.....	\$10,000,000	\$0	
30	Bond Proceeds .....	\$34,702,000	\$0	
31 C-60.	A. Subject to the provisions of this act, the General			
32	Assembly authorizes Radford University, with the			
33	approval of the Governor, to explore and evaluate an			
34	alternative financing scenario to provide additional			
35	parking, student housing, and/or operational related			
36	facilities. The project shall be consistent with the			
37	guidelines of the Department of General Services and			
38	comply with Treasury Board Guidelines issued pursuant			
39	to § 23-19(d)(4), Code of Virginia.			
40	B. The General Assembly authorizes Radford			
41	University to enter into a written agreement with a			
42	public or private entity to design, construct, and finance			
43	a facility or facilities to provide additional parking,			
44	student housing, and/or operational related facilities.			
45	The facility or facilities may be located on property			
46	owned by the Commonwealth. All project proposals			
47	and approvals shall be in accordance with the			

ITEM C-60.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	guidelines cited in paragraph 1 of this Item. Radford				
2	University is also authorized to enter into a written				
3	agreement with the public or private entity to lease all				
4	or a portion of the facilities.				
5	C. The General Assembly further authorizes Radford				
6	University to enter into a written agreement with the				
7	public or private entity for the support of such parking,				
8	student housing, and/or operational related facilities by				
9	including the facilities in the university's facility				
10	inventory and managing their operation and				
11	maintenance; by assigning parking authorizations,				
12	students, and/or operations to the facility or facilities in				
13	preference to other university facilities; by restricting				
14	construction of competing projects; and by otherwise				
15	supporting the facilities consistent with law, provided				
16	that the university shall not be required to take any				
17	action that would constitute a breach of the university's				
18	obligations under any documents or other instruments				
19	constituting or securing bonds or other indebtedness of				
20	the university or the Commonwealth of Virginia.				
21	Total for Radford University.....			<b>\$154,425,000</b>	<b>\$0</b>
22	Fund Sources: Higher Education Operating.....	\$29,592,000	\$0		
23	Bond Proceeds .....	\$124,833,000	\$0		
24	<b>§ 2-14. UNIVERSITY OF VIRGINIA (207)</b>				
25	C-61. New Construction: Construct Information Technology				
26	and Communications Data Center (17578).....			\$13,061,000	\$0
27	Fund Sources: Higher Education Operating.....	\$161,000	\$0		
28	Bond Proceeds .....	\$12,900,000	\$0		
29					
30	C-62. Improvements: Expand Central Grounds Chiller				
31	(17528) .....			\$5,700,000	\$0
32	Fund Sources: Higher Education Operating.....	\$5,700,000	\$0		
33					
34	C-63. New Construction: Medical Research Building (MR-6)				
35	(16282) .....			\$765,000	\$0
36	Fund Sources: Bond Proceeds .....	\$765,000	\$0		
37	Additional funds provided in this Item are for the				
38	equipment portion of a previously authorized capital				
39	project authorized in 1999 (Chapter 935, 1999 Acts of				
40	Assembly). The total cost of the project with the				
41	equipment funding is \$84,100,000.				
42	Total for University of Virginia.....			<b>\$19,526,000</b>	<b>\$0</b>
43	Fund Sources: Higher Education Operating.....	\$5,861,000	\$0		
44	Bond Proceeds .....	\$13,665,000	\$0		
45	<b>§ 2-15. VIRGINIA COMMONWEALTH UNIVERSITY (236)</b>				
46	C-64. New Construction: Construct Monroe Park Campus				
47	Addition Art Gallery, Phase I (17535).....			\$19,394,000	\$0

ITEM C-64.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Higher Education Operating.....	\$19,394,000	\$0		
2					
3	C-65. New Construction: Construct Executive Conference				
4	Center, Monroe Park Campus Addition (17536).....			\$33,957,000	\$0
5	Fund Sources: Bond Proceeds .....	\$33,957,000	\$0		
6					
7	C-66. New Construction: Construct Belvidere and Grace				
8	Street Parking Deck I (17566) .....			\$14,942,000	\$0
9	Fund Sources: Bond Proceeds .....	\$14,942,000	\$0		
10					
11	C-67. New Construction: Construct Medical Sciences				
12	Building, Phase II (16721) .....			\$3,700,000	\$0
13	Fund Sources: Bond Proceeds .....	\$3,700,000	\$0		
14	Additional funds provided in this Item are for the				
15	equipment portion of a previously authorized capital				
16	project authorized in 2002 (Chapters 827 and 859, 2002				
17	Acts of Assembly). The total cost of the project with				
18	the equipment funding is \$68,629,634.				
19	Total for Virginia Commonwealth University.....			<b>\$71,993,000</b>	<b>\$0</b>
20	Fund Sources: Higher Education Operating.....	\$19,394,000	\$0		
21	Bond Proceeds .....	\$52,599,000	\$0		
22					
	<b>§ 2-16. VIRGINIA COMMUNITY COLLEGE SYSTEM (260)</b>				
23	C-68. Improvements: Supplemental Funding for Previously				
24	Authorized Capital Projects (17167).....			\$35,000,000	\$0
25	Fund Sources: Trust and Agency .....	\$35,000,000	\$0		
26	This item contains supplemental funding for the				
27	nongeneral fund portion of a previously approved				
28	project as originally authorized Chapter 951, 2005 Acts				
29	of Assembly. The total amount of this appropriation is				
30	\$35,000,000.				
31	C-69. New Construction: Construct Phase III Buildings,				
32	Loudoun Campus, Northern Virginia (17377).....			\$8,600,000	\$0
33	Fund Sources: Bond Proceeds .....	\$8,600,000	\$0		
34	Additional funds provided in this Item are for the				
35	equipment portion of a previously authorized capital				
36	project approved in 2006 (Chapter 3, 2006 Acts of				
37	Assembly, Special Session I). The total cost of the				
38	project with the supplement is \$39,765,000.				
39	C-70. New Construction: Construct Phase I of Regional				
40	Health Professions Center, Virginia Beach Campus,				
41	Tidewater (17378).....			\$8,200,000	\$0
42	Fund Sources: Bond Proceeds .....	\$8,200,000	\$0		
43	Additional funds provided in this Item are for the				
44	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-75. Improvements: Renovate Hobbs (Suffolk) Campus,				
38	Paul D. Camp (17388).....			\$210,000	\$0
39	Fund Sources: Bond Proceeds .....	\$210,000	\$0		
40	Additional funds provided in this Item are for the				
41	equipment portion of a previously funded capital				
42	project authorized in 2004 (Chapter 4, 2004 Acts of				
43	Assembly, Special Session I). The total cost of the				
44	project with this supplement is \$2,154,000.				
45	C-76. New Construction: Construct Tri-Cities Higher				
46	Education Center (17488).....			\$900,000	\$0

ITEM C-76.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$900,000	\$0		
2	Additional funds provided in this Item are for the				
3	equipment portion of a previously funded capital				
4	project authorized in 2004 (Chapter 4, 2004 Acts of				
5	Assembly, Special Session I). The total cost of the				
6	project with this supplement is \$1,743,290.				
7	C-77. New Construction: Construct Student Center,				
8	Portsmouth Campus, Tidewater (17397).....			\$1,100,000	\$0
9	Fund Sources: Higher Education Operating.....	\$1,100,000	\$0		
10	Additional funds provided in this Item are for the				
11	equipment portion of a previously authorized capital				
12	project, approved in 2006, (Chapter 3, 2006 Acts of				
13	Assembly). The total cost of the project with this				
14	supplement is \$15,190,000.				
15	C-78. New Construction: Construct West Access Way,				
16	Reconfigure West Roadway, Blue Ridge (17621) .....			\$780,000	\$0
17	Fund Sources: Trust and Agency .....	\$780,000	\$0		
18	C-79. New Construction: Construct Regional Storm Water				
19	Detention Facility, Patrick Henry (17622).....			\$259,000	\$0
20	Fund Sources: Trust and Agency .....	\$259,000	\$0		
21	C-80. New Construction: Construct Historic Triangle Parking				
22	Lot, Phase II, Thomas Nelson (17623).....			\$5,658,000	\$0
23	Fund Sources: Trust and Agency .....	\$5,658,000	\$0		
24	C-81. New Construction: Construct Welcome Center Visitor				
25	Entrance and Parking, Hampton Campus, Thomas				
26	Nelson (17624).....			\$6,118,000	\$0
27	Fund Sources: Trust and Agency .....	\$6,118,000	\$0		
28	Total for Virginia Community College System .....			<b>\$82,065,000</b>	<b>\$0</b>
29	Fund Sources: Higher Education Operating.....	\$1,100,000	\$0		
30	Trust and Agency .....	\$47,815,000	\$0		
31	Bond Proceeds .....	\$33,150,000	\$0		
32					
	<b>§ 2-17. VIRGINIA MILITARY INSTITUTE (211)</b>				
33	C-82. Improvements: Renovate Mallory Hall (16797).....			\$760,000	\$0
34	Fund Sources: Bond Proceeds .....	\$760,000	\$0		
35	Additional funds provided in this Item are for the				
36	equipment portion of a previously funded capital				
37	project authorized in 2002 (Chapters 827 and 859, 2002				
38	Acts of Assembly). The total cost of this project with				
39	this supplement is \$13,800,000.				
40	C-83. Improvements: Renovate Kilbourne Hall Complex				
41	(17119) .....			\$485,000	\$0
42	Fund Sources: Bond Proceeds .....	\$485,000	\$0		
43	Additional funds provided in this Item are for the				

ITEM C-83.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	equipment portion of a previously funded capital				
2	project authorized in 2004 (Chapters 4, 2004 Acts of				
3	Assembly). The total cost of this project with this				
4	supplement is \$27,985,000.				
5	C-84. New Construction: Construct South Hill Parking				
6	(17559) .....			\$2,816,000	\$0
7	Fund Sources: Bond Proceeds .....	\$2,816,000	\$0		
8	C-85. New Construction: Construct Lackey Parking (17560) ....			\$1,958,000	\$0
9	Fund Sources: Bond Proceeds .....	\$1,958,000	\$0		
10					
11	Total for Virginia Military Institute .....			<b>\$6,019,000</b>	<b>\$0</b>
12	Fund Sources: Bond Proceeds .....	\$6,019,000	\$0		
13	<b>§ 2-18. VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY (208)</b>				
14	C-86. New Construction: Construct Basketball Practice				
15	Facility (17529).....			\$20,000,000	\$0
16	Fund Sources: Higher Education Operating.....	\$10,600,000	\$0		
17	Bond Proceeds .....	\$9,400,000	\$0		
18	C-87. Improvements: Renovate Henderson Hall (16758) .....			\$3,458,000	\$0
19	Fund Sources: Bond Proceeds .....	\$3,458,000	\$0		
20	Additional funds provided in this Item are for the				
21	equipment portion of a originally funded capital project				
22	authorized in 2002 (Chapters 827 and 859, 2002 Acts				
23	of Assembly). The total cost of the project with the				
24	supplement is \$16,110,000.				
25	C-88. Improvements: Repair McComas Hall Exterior Wall				
26	Structure (17556) .....			\$6,000,000	\$0
27	Fund Sources: Bond Proceeds .....	\$6,000,000	\$0		
28	C-89. Improvements: Renovate Ambler Johnston (17557).....			\$55,000,000	\$0
29	Fund Sources: Bond Proceeds .....	\$55,000,000	\$0		
30	C-90. Improvements: Renovate Owens and West End Market				
31	Food Courts (17558).....			\$5,000,000	\$0
32	Fund Sources: Bond Proceeds .....	\$5,000,000	\$0		
33	C-91. New Construction: New Residence Hall (16682) .....			\$8,047,000	\$0
34	Fund Sources: Bond Proceeds .....	\$8,047,000	\$0		
35	Additional funds provided in this Item are for a				
36	originally funded capital project authorized in 2000				
37	(Chapter 1073, Acts of Assembly). The total cost of the				
38	project with the supplement is \$31,088,021.				
39	Total for Virginia Polytechnic Institute and State				
40	University .....			<b>\$97,505,000</b>	<b>\$0</b>

ITEM C-91.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Higher Education Operating.....	\$10,600,000	\$0		
2	Bond Proceeds .....	\$86,905,000	\$0		
3	<b>§ 2-19. VIRGINIA STATE UNIVERSITY (212)</b>				
4	C-92. Improvements: Renovate and Expand the Bookstore				
5	(17530) .....			\$3,333,000	\$0
6	Fund Sources: Higher Education Operating.....	\$3,333,000	\$0		
7	C-93. New Construction: Construct Gateway Residence Hall,				
8	Phase II (17531).....			\$38,342,000	\$0
9	Fund Sources: Bond Proceeds .....	\$38,342,000	\$0		
10	Total for Virginia State University .....			<b>\$41,675,000</b>	<b>\$0</b>
11	Fund Sources: Higher Education Operating.....	\$3,333,000	\$0		
12	Bond Proceeds .....	\$38,342,000	\$0		
13	<b>§ 2-20. FRONTIER CULTURE MUSEUM OF VIRGINIA (239)</b>				
14	C-94. New Construction: Construct West African Exhibit				
15	(17537) .....			\$426,000	\$0
16	Fund Sources: Special.....	\$426,000	\$0		
17	Total for Frontier Culture Museum of Virginia.....			<b>\$426,000</b>	<b>\$0</b>
18	Fund Sources: Special.....	\$426,000	\$0		
19	<b>§ 2-21. JAMESTOWN-YORKTOWN FOUNDATION (425)</b>				
20	C-95. Improvements: Create Jamestown Legacy Walk - II				
21	(17548) .....			\$193,000	\$0
22	Fund Sources: Special.....	\$193,000	\$0		
23	C-95.10. New Construction: Construct Yorktown Museum				
24	(17626) .....			\$0	\$3,090,000
25	Fund Sources: General.....	\$0	\$1,500,000		
26	Special.....	\$0	\$1,590,000		
27	Funds provided in the Item are for planning.				
28	Total for Jamestown-Yorktown Foundation .....			<b>\$193,000</b>	<b>\$3,090,000</b>
29	Fund Sources: General.....	\$0	\$1,500,000		
30	Special.....	\$193,000	\$1,590,000		
31	<b>§ 2-22. THE SCIENCE MUSEUM OF VIRGINIA (146)</b>				
32	C-96. Improvements: Restore the Exterior Stucco (17585) .....			\$1,100,000	\$0
33	Fund Sources: Bond Proceeds .....	\$1,100,000	\$0		
34	Total for The Science Museum of Virginia .....			<b>\$1,100,000</b>	<b>\$0</b>
35	Fund Sources: Bond Proceeds .....	\$1,100,000	\$0		
36	<b>§ 2-23. VIRGINIA MUSEUM OF FINE ARTS (238)</b>				
37	C-97. Improvements: Renovate Carpenter Shop (17582).....			\$1,695,000	\$0



ITEM C-97.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$1,695,000	\$0		
2	C-98. Improvements: Replace Boiler Plant (17583).....			\$975,000	\$0
3	Fund Sources: Bond Proceeds .....	\$975,000	\$0		
4	C-99. Improvements: Replace Chiller Plant (17584).....			\$1,080,000	\$0
5	Fund Sources: Bond Proceeds .....	\$1,080,000	\$0		
6	Total for Virginia Museum of Fine Arts.....			<b>\$3,750,000</b>	<b>\$0</b>
7	Fund Sources: Bond Proceeds .....	\$3,750,000	\$0		
8	TOTAL FOR OFFICE OF EDUCATION.....			<b>\$1,016,015,000</b>	<b>\$3,090,000</b>
9	Fund Sources: General .....	\$2,523,000	\$1,500,000		
10	Special .....	\$619,000	\$1,590,000		
11	Higher Education Operating.....	\$90,255,000	\$0		
12	Trust and Agency .....	\$47,815,000	\$0		
13	Bond Proceeds .....	\$874,803,000	\$0		
14	<b>OFFICE OF FINANCE</b>				
15	<b>§ 2-24. DEPARTMENT OF TAXATION (161)</b>				
16	C-100. The Department of Taxation is authorized to enter into				
17	capital leases for office space for processing and central				
18	office functions.				
19	Total for Department of Taxation.....			<b>\$0</b>	<b>\$0</b>
20	TOTAL FOR OFFICE OF FINANCE.....			<b>\$0</b>	<b>\$0</b>
21	<b>OFFICE OF HEALTH AND HUMAN RESOURCES</b>				
22	<b>§ 2-25. DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES (720)</b>				
23	C-101. Improvements: Renovate Central Virginia Training				
24	Center (17594) .....			\$22,000,000	\$0
25	Fund Sources: Bond Proceeds .....	\$22,000,000	\$0		
26	C-102. Improvements: Replace Cottages at Southeastern				
27	Virginia Training Center (17595).....			\$9,000,000	\$0
28	Fund Sources: Bond Proceeds .....	\$9,000,000	\$0		
29	C-103. Improvements: Address Life Safety Issues at State				
30	Facilities (17596) .....			\$24,000,000	\$0
31	Fund Sources: Bond Proceeds .....	\$24,000,000	\$0		
32	Total for Department of Mental Health, Mental				
33	Retardation and Substance Abuse Services .....			<b>\$55,000,000</b>	<b>\$0</b>
34	Fund Sources: Bond Proceeds .....	\$55,000,000	\$0		
35	<b>§ 2-26. WOODROW WILSON REHABILITATION CENTER (203)</b>				
36	C-104. Improvements: Abate Asbestos in Kitchen and Dining				
37	Facilities (16969) .....			\$7,946,000	\$0
38	Fund Sources: Bond Proceeds .....	\$7,946,000	\$0		

ITEM C-104.		Item Details(\$)		Appropriations(\$)		
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010	
1	Total for Woodrow Wilson Rehabilitation Center .....			\$7,946,000	\$0	
2	Fund Sources: Bond Proceeds .....	\$7,946,000	\$0			
3	<b>§ 2-27. DEPARTMENT OF SOCIAL SERVICES (765)</b>					
4	C-105.	1. The Department of Social Services is hereby granted				
5		approval to enter into new capital leases for any child				
6		support, regional, or day care office under the following				
7		circumstances: The lease is bid through the standard				
8		Request for Proposals process in cooperation with the				
9		Department of General Services; the Department of				
10		Accounts and the Department of Planning and Budget				
11		have determined that the lease is a capital or a capital				
12		outlay lease; the Department of Planning and Budget				
13		agrees that the time constraints in responding to the				
14		landlord's offer preclude a decision memorandum under				
15		§ 4-4.01 n of this act; and the Department of General				
16		Services agrees that the proposed lease is the most				
17		cost-effective of the options available to the				
18		Commonwealth.				
19		2. Such new lease or renewal may not exceed 20 years				
20		and may provide for the option for the Department or				
21		the Commonwealth to take possession of such facilities				
22		at the expiration of such leases. Any such agreement				
23		shall be subject to review and approval by the				
24		Department of General Services.				
25	Total for Department of Social Services .....			\$0	\$0	
26	<b>§ 2-28. DEPARTMENT FOR THE BLIND AND VISION IMPAIRED (702)</b>					
27	C-106.	Improvements: Renovate Administration and Activities				
28		Building (17593).....				
				\$7,214,000	\$0	
29	Fund Sources: Bond Proceeds .....	\$7,214,000	\$0			
30	Total for Department for the Blind and Vision					
31	Impaired.....			\$7,214,000	\$0	
32	Fund Sources: Bond Proceeds .....	\$7,214,000	\$0			
33	TOTAL FOR OFFICE OF HEALTH AND HUMAN					
34	RESOURCES.....				\$70,160,000	\$0
35	Fund Sources: Bond Proceeds .....	\$70,160,000	\$0			
36	<b>OFFICE OF NATURAL RESOURCES</b>					
37	<b>§ 2-29. DEPARTMENT OF CONSERVATION AND RECREATION (199)</b>					
38	C-107.	Improvements: Repair Various State Park and Soil and				
39		Water Conservation District Dams (17587).....				
				\$20,000,000	\$0	
40	Fund Sources: Bond Proceeds .....	\$20,000,000	\$0			
41	Included in this appropriation is funding for the major					
42	modification, upgrade, or rehabilitation of dams owned					
43	or maintained by the Department of Conservation of					
44	Recreation and the Virginia Soil and Water					
45	Conservation Districts to bring impounding structures					
46	into compliance with dam safety requirements					
47	promulgated by the Virginia Soil and Water					

ITEM C-107.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Conservation Board, pursuant to § 10.1-605, Code of			
2	Virginia. Major modifications, upgrades, and			
3	renovations include, but are not limited to, engineering			
4	and dam break inundation zone mapping and			
5	incremental damage analysis, widening of the existing			
6	emergency spillways, adding new emergency spillways,			
7	increasing the storage volume for impounded water,			
8	providing overtopping protection for the entire dam,			
9	concrete rehabilitation and repair, pressure grouting,			
10	riser tower replacement and repair, outfall pipe			
11	sleeving, concrete joint sealing, gate replacement, toe			
12	drain construction, installation of monitoring wells,			
13	embankment stabilization, rip rap replacement or tree			
14	removal.			
15	C-108.	New Construction: Construct Phase One Development,		
16		High Bridge State Park (17588).....		\$4,500,000
17		Fund Sources: Bond Proceeds .....	\$4,500,000	\$0
18	C-109.	New Construction: Construct Phase One Development,		
19		Powhatan State Park (17589) .....		\$3,000,000
20		Fund Sources: Bond Proceeds .....	\$3,000,000	\$0
21	C-110.	Acquisition: Preservation of Open Space and Historic		
22		Resources Through Conservation (17597).....		\$50,000,000
23		Fund Sources: Bond Proceeds .....	\$50,000,000	\$0
24	Included in this appropriation is funding for projects			
25	involving the acquisition of land, interests in land or			
26	other rights, including development rights, for the			
27	purposes of conservation, open space and historic			
28	preservation, such land or interests in land or rights to			
29	be held by or on behalf of or for the benefit of the			
30	Commonwealth, its agencies or public bodies, including			
31	but not limited to the Department of Conservation and			
32	Recreation, the Department of Historic Resources, the			
33	Department of Forestry, and the Virginia Outdoors			
34	Foundation. The Secretary of Natural Resources, and			
35	where applicable the Secretary of Agriculture and			
36	Forestry, shall be consulted prior to any acquisition			
37	funded through this project.			
38	Total for Department of Conservation and Recreation .....		<b>\$77,500,000</b>	<b>\$0</b>
39		Fund Sources: Bond Proceeds .....	\$77,500,000	\$0
40	<b>§ 2-30. DEPARTMENT OF GAME AND INLAND FISHERIES (403)</b>			
41	C-111.	Improvements: Dam Safety Program (15261).....		\$1,000,000
42		Fund Sources: Dedicated Special Revenue .....	\$1,000,000	\$0
43	C-112.	Acquisition: Wildlife Management Areas (16365).....		\$1,000,000
44		Fund Sources: Dedicated Special Revenue .....	\$250,000	\$0
45		Federal Trust.....	\$750,000	\$0
46	C-113.	New Construction: Boating Access Program (13317) .....		\$1,000,000
47		Fund Sources: Federal Trust.....	\$1,000,000	\$0

ITEM C-113.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Total for Department of Game and Inland Fisheries .....			\$3,000,000	\$0
2	Fund Sources: Dedicated Special Revenue .....	\$1,250,000	\$0		
3	Federal Trust .....	\$1,750,000	\$0		
4	TOTAL FOR OFFICE OF NATURAL RESOURCES ...			\$80,500,000	\$0
5	Fund Sources: Dedicated Special Revenue .....	\$1,250,000	\$0		
6	Federal Trust .....	\$1,750,000	\$0		
7	Bond Proceeds .....	\$77,500,000	\$0		
8	<b>OFFICE OF PUBLIC SAFETY</b>				
9	<b>§ 2-31. DEPARTMENT OF FORENSIC SCIENCE (778)</b>				
10	C-114. New Construction: Expand Laboratory Space in				
11	Norfolk Forensic Lab Building (17173) .....			\$3,827,000	\$0
12	Fund Sources: Bond Proceeds .....	\$3,827,000	\$0		
13	This Item contains supplemental funding for the				
14	renovation of laboratory space on the fifth floor of the				
15	Forensic Eastern Laboratory facility, originally				
16	authorized in 2005 (Chapter 951, 2005 Acts of				
17	Assembly). The total cost of this project with this				
18	supplement is \$5,027,000.				
19	C-115. If suitable land becomes available for the expansion or				
20	replacement of the Department of Forensic Science's				
21	Roanoke Regional Lab, the Governor is authorized to				
22	use a portion of the unappropriated general fund				
23	balance in this act to purchase such land.				
24	Total for Department of Forensic Science .....			\$3,827,000	\$0
25	Fund Sources: Bond Proceeds .....	\$3,827,000	\$0		
26	<b>§ 2-32. DEPARTMENT OF CORRECTIONS (799)</b>				
27	C-116. New Construction: Construct New Dairy and Dairy				
28	Processing Center (16994) .....			\$7,178,000	\$0
29	Fund Sources: Bond Proceeds .....	\$7,178,000	\$0		
30	This Item contains supplemental funding for the project				
31	to renovate an existing building at Powhatan				
32	Correctional Center into an expanded dairy processing				
33	center and to construction a new expanded dairy barn				
34	and milking parlor at Powhatan Correctional Center,				
35	originally authorized in 2004 (Chapter 4, 2004 Acts of				
36	Assembly). The total cost of the project with the				
37	supplement is \$15,078,000. The project will enable the				
38	Department of Corrections to expand its production of				
39	milk and other dairy products. The department shall				
40	limit its customer base for dairy products to				
41	governmental entities and private vendors that have				
42	contracts with governmental entities to provide food				
43	services.				
44	C-117. New Construction: Medium Security Correctional				
45	Facility, Mount Rogers Planning District (17491) .....			\$4,000,000	\$0

ITEM C-117.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$4,000,000	\$0		
2	This Item contains supplemental funding for the project to construct a new medium security prison in the Mt. Rogers planning district, originally authorized in 2007 (Chapter 847, 2007 Acts of Assembly). The total cost of the project with the supplement is \$104,500,000.				
3					
4					
5					
6					
7	C-118. Improvements: Powhatan Electrical System Upgrade				
8	(16105) .....			\$2,000,000	\$0
9	Fund Sources: Bond Proceeds .....	\$2,000,000	\$0		
10	This Item contains supplemental funding for the project to upgrade the electrical system at Powhatan Correctional Center, originally authorized in 1998 (Chapter 1, Acts of Assembly, 1998 Special Session). The total cost of the project with the supplement is \$2,812,524.				
11					
12					
13					
14					
15					
16	C-119. Improvements: Install Fire Safety Systems and Exits				
17	(16426) .....			\$890,000	\$0
18	Fund Sources: Bond Proceeds .....	\$890,000	\$0		
19	This Item contains supplemental funding for the umbrella project to install fire safety systems and exits at various correctional facilities, originally authorized in 2000 (Chapter 1073, Acts of Assembly, 2000 Reconvened Session). The total cost of the project with the supplement is \$2,993,000.				
20					
21					
22					
23					
24					
25	C-120. New Construction: Upgrade Powhatan Wastewater				
26	Treatment Plant (17607) .....			\$3,812,000	\$0
27	Fund Sources: Bond Proceeds .....	\$3,812,000	\$0		
28	C-121. New Construction: Replace Modular Units at Marion				
29	(17608) .....			\$4,401,000	\$0
30	Fund Sources: Bond Proceeds .....	\$4,401,000	\$0		
31	C-122. Improvements: Locking Systems and Cell Door				
32	Replacement (16113) .....			\$2,500,000	\$0
33	Fund Sources: Bond Proceeds .....	\$2,500,000	\$0		
34	This Item contains supplemental funding for the umbrella project to replace cell locking systems and doors in various correctional centers, originally authorized in 1998 (Chapter 1, Acts of Assembly, 1998 Special Session). The total cost of the project with the supplement is \$5,557,000.				
35					
36					
37					
38					
39					
40	C-123. Improvements: Replace Prison Door Control Panels				
41	(17609) .....			\$2,500,000	\$0
42	Fund Sources: Bond Proceeds .....	\$2,500,000	\$0		
43	C-124. Equipment: Install Auger/Grinder Collection Systems				
44	(16433) .....			\$800,000	\$0

ITEM C-124.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$800,000	\$0		
2	This Item contains supplemental funding for the				
3	umbrella project to install auger grinder systems at				
4	various correctional centers, originally authorized in				
5	2001 (Chapter 1073, 2001 Acts of Assembly), for				
6	additional subprojects. The total cost of all the				
7	subprojects with the supplement is \$1,200,000.				
8	C-125. New Construction: Construct New Kitchen and Dining				
9	Hall at Halifax (17610).....			\$4,061,000	\$0
10	Fund Sources: Bond Proceeds .....	\$4,061,000	\$0		
11	C-126. Improvements: Replace Sally Port at Southampton				
12	(17611) .....			\$1,613,000	\$0
13	Fund Sources: Bond Proceeds .....	\$1,613,000	\$0		
14	C-127. Improvements: Replace Plumbing and Heating Systems				
15	in Field Units (17612) .....			\$2,500,000	\$0
16	Fund Sources: Bond Proceeds .....	\$2,500,000	\$0		
17	C-128. Improvements: Upgrade Electrical Systems, Various				
18	Facilities (15200) .....			\$600,000	\$0
19	Fund Sources: Bond Proceeds .....	\$600,000	\$0		
20	This Item contains supplemental funding for the				
21	umbrella project to upgrade the electrical systems of all				
22	the correctional field units, originally authorized in				
23	1994 (Chapter 966, 1994 Acts of Assembly), for				
24	additional subprojects. The total cost of all the				
25	subprojects with the supplement is \$4,129,641.				
26	C-129. New Construction: Install Elevated Water Storage Tank				
27	at Greenville (17613) .....			\$2,771,000	\$0
28	Fund Sources: Bond Proceeds .....	\$2,771,000	\$0		
29					
30	C-130. Improvements: Replace Windows (17614).....			\$2,000,000	\$0
31	Fund Sources: Bond Proceeds .....	\$2,000,000	\$0		
32	C-131. Improvements: Renovate Bathrooms and Provide				
33	Handicapped Access at Chesterfield (17615) .....			\$500,000	\$0
34	Fund Sources: Bond Proceeds .....	\$500,000	\$0		
35					
36	C-132. Improvements: Install Railings and Mesh at Greenville				
37	(17616) .....			\$622,000	\$0
38	Fund Sources: Bond Proceeds .....	\$622,000	\$0		
39	C-133. New Construction: Expand Sally Port Building at				
40	Deerfield (17617).....			\$238,000	\$0
41	Fund Sources: Bond Proceeds .....	\$238,000	\$0		
42	C-134. New Construction: Upgrade St. Brides Water				
43	Treatment Plant (17620).....			\$3,353,000	\$0

ITEM C-134.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$3,353,000	\$0		
2	Total for Department of Corrections.....			<b>\$46,339,000</b>	<b>\$0</b>
3	Fund Sources: Bond Proceeds .....	\$46,339,000	\$0		
4	<b>§ 2-33. DEPARTMENT OF EMERGENCY MANAGEMENT (127)</b>				
5	C-135. The Department of Emergency Management is hereby				
6	granted approval to enter into a new capital lease or				
7	renew an existing lease due to expire during the current				
8	biennium for their administrative building located in				
9	Chesterfield County. Such new lease or renewal may				
10	not exceed ten years.				
11	Total for Department of Emergency Management.....			<b>\$0</b>	<b>\$0</b>
12	<b>§ 2-34. DEPARTMENT OF JUVENILE JUSTICE (777)</b>				
13	C-136. New Construction: Replace Housing Units at Natural				
14	Bridge Juvenile Correctional Center (17598).....			\$1,691,000	\$0
15	Fund Sources: Bond Proceeds .....	\$1,691,000	\$0		
16	C-137. New Construction: Replace Classroom Trailers at				
17	Beaumont JCC (17255).....			\$450,000	\$0
18	Fund Sources: Bond Proceeds .....	\$450,000	\$0		
19	This Item contains supplemental funding for the project				
20	to replace classroom trailers at Beaumont Juvenile				
21	Correctional Center, originally authorized in 2006				
22	(Chapter 3, 2006 Acts of Assembly). The total cost of				
23	the project with the supplement is \$1,150,000.				
24	C-138. New Construction: Construct Dry-Storage Warehouse				
25	at Culpeper Juvenile Correctional Center (17599).....			\$880,000	\$0
26	Fund Sources: Bond Proceeds .....	\$880,000	\$0		
27	C-139. Improvements: Remove Abandoned Underground Fuel				
28	Tanks (17600) .....			\$250,000	\$0
29	Fund Sources: Bond Proceeds .....	\$250,000	\$0		
30	C-140. Improvements: Upgrade Fire Alarm and Protection				
31	Systems (17601).....			\$700,000	\$0
32	Fund Sources: Bond Proceeds .....	\$700,000	\$0		
33	C-141. New Construction: Replace Natural Gas, Water and				
34	Sewage Lines (17602) .....			\$2,200,000	\$0
35	Fund Sources: Bond Proceeds .....	\$2,200,000	\$0		
36	C-142. Improvements: Upgrade Mechanical, Electrical and				
37	Plumbing Systems for Reception and Diagnostic Center				
38	Cottages (17603).....			\$700,000	\$0
39	Fund Sources: Bond Proceeds .....	\$700,000	\$0		
40	C-143. Improvements: Provide New DCE School HVAC Plant				
41	at Hanover Juvenile Correctional Center (17604).....			\$500,000	\$0

ITEM C-143.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Bond Proceeds .....	\$500,000	\$0		
2	C-144. Improvements: Convert Facilities to Propane (17605).....			\$525,000	\$0
3	Fund Sources: Bond Proceeds .....	\$525,000	\$0		
4	C-145. Improvements: Connect Cottages to Emergency				
5	Generators (17606).....			\$670,000	\$0
6	Fund Sources: Bond Proceeds .....	\$670,000	\$0		
7	Total for Department of Juvenile Justice.....			<b>\$8,566,000</b>	<b>\$0</b>
8	Fund Sources: Bond Proceeds .....	\$8,566,000	\$0		
9	<b>§ 2-35. DEPARTMENT OF STATE POLICE (156)</b>				
10	C-146. New Construction: Construct A Public Safety Driver				
11	Training Facility (17541).....			\$21,400,000	\$0
12	Fund Sources: Special.....	\$21,400,000	\$0		
13	C-147. New Construction: Construct State Police Headquarters				
14	Garage (17552).....			\$2,000,000	\$0
15	Fund Sources: Special.....	\$2,000,000	\$0		
16	Total for Department of State Police.....			<b>\$23,400,000</b>	<b>\$0</b>
17	Fund Sources: Special.....	\$23,400,000	\$0		
18	<b>§ 2-36. DEPARTMENT OF VETERANS SERVICES (912)</b>				
19	C-148. Maintenance Reserve (17073) .....			\$193,000	\$192,000
20	Fund Sources: Special.....	\$193,000	\$192,000		
21	C-149. New Construction: Construct Southwest Virginia				
22	Veterans Cemetery (17241).....			\$11,212,000	\$0
23	Fund Sources: Federal Trust.....	\$11,212,000	\$0		
24	Upon confirmation of eligibility for federal grant				
25	funding, the Director, Department of Planning and				
26	Budget, shall approve a short-term, interest-free treasury				
27	loan in the amount of \$1,000,000 to the Department of				
28	Veterans Services for final cemetery design. The loan				
29	shall be repaid by the Department of Veterans Services				
30	upon receipt of the federal funds. In the event that				
31	federal funds are not received, the agency shall repay				
32	the loan from agency special funds. Upon the				
33	availability of federal funds, the Director, Department				
34	of Planning and Budget, shall approve a short-term,				
35	interest-free loan in the amount of \$10,212,000 to the				
36	Department of Veterans Services. The loan shall be				
37	repaid by the Department of Veterans Services upon				
38	receipt of the federal funds.				
39	C-150. New Construction: Sitter & Barfoot Capacity Expansion				
40	The Governor is authorized to request federal funds to				
41	expand the capacity of the Sitter & Barfoot Veterans				
42	Care Center located in Richmond, Virginia, by up to 80				
43	beds. After the United States Department of Veterans				



		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM C-150.</b>					
1	Affairs has confirmed that it has officially accepted the				
2	application for the additional beds, the State Treasurer				
3	shall advance a loan of \$5,194,000 to the Department				
4	of Veterans Services for the state share of the				
5	additional beds in the form of a short-term treasury				
6	loan, with no interest. The purpose of these funds shall				
7	be to allow the Department of Veterans Services to				
8	apply for federal grant funding in the amount of				
9	\$9,646,000.				
10	C-151. New Construction: Hampton Roads Veterans Care				
11	Center				
12	The Governor is authorized to request federal funds to				
13	construct a new veterans care center with up to 240				
14	beds located in the Hampton Roads area of Virginia.				
15	After the United States Department of Veterans Affairs				
16	has determined that federal funds will be allocated for				
17	the new center, the Director, Department of Planning				
18	and Budget, shall approve a short-term, interest-free				
19	treasury loan in the amount of \$28,500,000 to the				
20	Department of Veterans Services for the state share of				
21	the construction.				
22	C-152. New Construction: Northern Virginia Veterans Care				
23	Center				
24	The Governor is authorized to request federal funds to				
25	construct a new veterans care center with up to 240				
26	beds located in the northern area of Virginia. After the				
27	United States Department of Veterans Affairs has				
28	determined that federal funds will be allocated for the				
29	new center, the Director, Department of Planning and				
30	Budget, shall approve a short-term, interest-free treasury				
31	loan in the amount of \$28,500,000 to the Department				
32	of Veterans Services for the state share of the				
33	construction.				
34	C-153. New Construction: Install Vault Liners at State				
35	Veterans Cemeteries				
36	The Governor is authorized to request federal funds to				
37	purchase and install 2,000 vault liners at the Virginia				
38	Veterans Cemetery (Amelia) and 5,000 vault liners at				
39	the Albert G. Horton, Jr. Memorial Veterans Cemetery				
40	(Suffolk). After notification by the United States				
41	Department of Veterans Affairs that the projects are				
42	eligible for federal grant funding, the Director,				
43	Department of Planning and Budget, shall establish				
44	capital projects for the vault purchase and installation				
45	and shall approve short-term, interest free treasury loans				
46	in the amount of \$1,670,000 (Amelia) and \$4,175,000				
47	(Suffolk) to the Department of Veterans Services. The				
48	loans shall be repaid by the Department of Veterans				
49	Services upon receipt of the federal funds.				
50	Total for Department of Veterans Services .....			<b>\$11,405,000</b>	<b>\$192,000</b>
51	Fund Sources: Special .....	\$193,000	\$192,000		
52	Federal Trust.....	\$11,212,000	\$0		
53	TOTAL FOR OFFICE OF PUBLIC SAFETY .....			<b>\$93,537,000</b>	<b>\$192,000</b>

ITEM C-153.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Special .....	\$23,593,000	\$192,000		
2	Federal Trust .....	\$11,212,000	\$0		
3	Bond Proceeds .....	\$58,732,000	\$0		
4	<b>OFFICE OF TRANSPORTATION</b>				
5	<b>§ 2-37. DEPARTMENT OF MOTOR VEHICLES (154)</b>				
6	C-154. Maintenance Reserve (15021) .....			\$450,000	\$450,000
7	Fund Sources: Commonwealth Transportation .....	\$450,000	\$450,000		
8	C-155. Acquisition: Acquire Waynesboro Customer Service				
9	Center (17542) .....			\$0	\$6,000
10	Fund Sources: Commonwealth Transportation .....	\$0	\$6,000		
11	C-156. New Construction: Construct Commercial Drivers				
12	License Testing Facility - Haymarket (17543) .....			\$1,050,000	\$1,050,000
13	Fund Sources: Commonwealth Transportation .....	\$1,050,000	\$1,050,000		
14	C-157. Improvements: Provide Mainline Weigh-In-Motion				
15	Equipment - Sandston Weigh Station (17544) .....			\$653,000	\$653,000
16	Fund Sources: Commonwealth Transportation .....	\$653,000	\$653,000		
17	C-158. Improvements: Renovate Ramp Pavement - Carson				
18	Weigh Station (17545) .....			\$586,000	\$585,000
19	Fund Sources: Commonwealth Transportation .....	\$586,000	\$585,000		
20					
21	C-159. Improvements: Renovate Ramp Pavement - New				
22	Church Weigh Station (17546) .....			\$399,000	\$398,000
23	Fund Sources: Commonwealth Transportation .....	\$399,000	\$398,000		
24	C-160. Improvements: Renovate/Expand Site Features - Bland				
25	Weigh Station (17547) .....			\$963,000	\$963,000
26	Fund Sources: Commonwealth Transportation .....	\$963,000	\$963,000		
27	C-161. The Department of Motor Vehicles is hereby granted				
28	approval to enter into new capital leases for a customer				
29	service center in Roanoke and for commercial driver's				
30	license testing sites located in the Roanoke, Richmond,				
31	and Portsmouth districts. The department may renew or				
32	extend existing leases due to expire during the current				
33	biennium for existing customer service centers located				
34	in Chesterfield, Springfield, Lebanon, Jonesville,				
35	Gloucester, Fair Oaks, Suffolk, Bedford, Pulaski,				
36	Tazewell, Covington, Smithfield, Vansant, Woodstock,				
37	Danville, Lexington, and West Henrico, and for the				
38	Richmond Warehouse. Such renewals or extensions				
39	may not exceed twenty years, and may provide for the				
40	department to take possession of such facilities at the				
41	expiration of such leases. The department may relocate				
42	a facility if an existing lease is unavailable or				
43	impracticable for renewal or extension.				
44	Total for Department of Motor Vehicles .....			<b>\$4,101,000</b>	<b>\$4,105,000</b>
45	Fund Sources: Commonwealth Transportation .....	\$4,101,000	\$4,105,000		

ITEM C-162.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>1</b>	<b>§ 2-38. DEPARTMENT OF TRANSPORTATION (501)</b>			
<b>2</b>	C-162. Maintenance Reserve (15732) .....		\$5,000,000	\$5,000,000
<b>3</b>	Fund Sources: Commonwealth Transportation .....	\$5,000,000	\$5,000,000	
<b>4</b>				
<b>5</b>	C-163. Acquisition: Acquire Land for Operational Facilities			
<b>6</b>	(16127) .....		\$0	\$214,000
<b>7</b>	Fund Sources: Commonwealth Transportation .....	\$0	\$214,000	
<b>8</b>	This Item contains supplemental funding for the project			
<b>9</b>	to acquire land for operational facilities, originally			
<b>10</b>	authorized in 1998 (Chapter 1, 1998 Acts of Assembly,			
<b>11</b>	Special Session). The total cost of the project with the			
<b>12</b>	supplement is \$9,591,000.			
<b>13</b>	C-164. Improvement: Upgrade Operational Facilities (16130) .....		\$1,452,000	\$0
<b>14</b>	Fund Sources: Commonwealth Transportation .....	\$1,452,000	\$0	
<b>15</b>	This Item contains supplemental funding for the project			
<b>16</b>	to upgrade operational facilities originally authorized in			
<b>17</b>	1998 (Chapter 1, 1998 Acts of Assembly, Special			
<b>18</b>	Session), for additional subprojects. The total cost of all			
<b>19</b>	the subprojects with the supplement is \$16,340,035.			
<b>20</b>	C-165. New Construction: Upgrade District/Residency			
<b>21</b>	Facilities (16140) .....		\$2,213,000	\$2,616,000
<b>22</b>	Fund Sources: Commonwealth Transportation .....	\$2,213,000	\$2,616,000	
<b>23</b>	This Item contains supplemental funding for the project			
<b>24</b>	to upgrade district/residency facilities originally			
<b>25</b>	authorized in 1998 (Chapter 1, 1998 Acts of Assembly,			
<b>26</b>	Special Session), for additional subprojects. The total cost of			
<b>27</b>	all the subprojects with the supplement is			
<b>28</b>	\$26,621,000.			
<b>29</b>	C-166. New Construction: Chemical Storage Facilities (16369) ..		\$0	\$1,015,000
<b>30</b>	Fund Sources: Commonwealth Transportation .....	\$0	\$1,015,000	
<b>31</b>	This Item contains supplemental funding for the project			
<b>32</b>	to construct chemical storage facilities originally			
<b>33</b>	authorized in 2000 (Chapter 1073, 2000 Acts of			
<b>34</b>	Assembly), for additional subprojects. The total cost of			
<b>35</b>	all the subprojects with the supplement is \$16,340,035.			
<b>36</b>	C-167. Improvements: Upgrade Facilities (16672) .....		\$2,000,000	\$250,000
<b>37</b>	Fund Sources: Commonwealth Transportation .....	\$2,000,000	\$250,000	
<b>38</b>	This Item contains supplemental funding for the project			
<b>39</b>	to upgrade facilities, originally authorized in 2002			
<b>40</b>	(Chapter 899, 2002 Acts of Assembly). The total cost			
<b>41</b>	of the project with the supplement is \$9,026,000.			
<b>42</b>	C-168. New Construction: Construct Combo Buildings (16673) ..		\$0	\$4,209,000

ITEM C-168.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Commonwealth Transportation .....	\$0	\$4,209,000		
2	This Item contains supplemental funding for the				
3	umbrella project to construct combo buildings originally				
4	authorized in 2002 (Chapter 899, 2002 Acts of				
5	Assembly), for additional subprojects. The total cost of				
6	all the subprojects with the supplement is \$16,791,000.				
7	C-169. New Construction: Construct Gate City New Area				
8	Headquarters Facilities (16981).....			\$3,013,000	\$0
9	Fund Sources: Commonwealth Transportation .....	\$3,013,000	\$0		
10	This Item contains supplemental funding for the project				
11	to construct the Gate City new area headquarters				
12	originally authorized in 2004 (Chapter 4, 2004 Acts of				
13	Assembly), for additional subprojects. The total cost of				
14	all the subprojects with the supplement is \$7,665,000.				
15	C-170. The Commonwealth Transportation Commissioner shall				
16	explore the most cost-effective means for addressing				
17	office space needs at the Powhite Parkway facility until				
18	2012. The Commissioner shall provide a final				
19	recommendation to the Secretary of Transportation and				
20	the Secretary of Finance. If the Secretary of				
21	Transportation and the Secretary of Finance agree on a				
22	recommendation that meets the criteria for a capital				
23	project, the Director, Department of Planning and				
24	Budget, is authorized to administratively create a capital				
25	project, utilizing available nongeneral fund revenues.				
26	Total for Department of Transportation.....			\$13,678,000	\$13,304,000
27	Fund Sources: Commonwealth Transportation .....	\$13,678,000	\$13,304,000		
28					
	<b>§ 2-39. VIRGINIA PORT AUTHORITY (407)</b>				
29	C-171. Maintenance Reserve (13804) .....			\$3,000,000	\$3,000,000
30	Fund Sources: Commonwealth Transportation .....	\$3,000,000	\$3,000,000		
31	C-172. Equipment: Procure Terminal Operating Equipment				
32	(16962) .....			\$39,000,000	\$0
33	Fund Sources: Special.....	\$39,000,000	\$0		
34	This Item contains supplemental funding for the project				
35	to purchase straddle carriers originally authorized in				
36	2003 (Chapter 1042, 2003 Acts of Assembly). The total				
37	cost of the project with the supplement is \$89,222,511.				
38	Debt service for the purchase of terminal operating				
39	equipment, through the agency's equipment lease				
40	program, is provided in Item 464 B 5.				
41	C-173. New Construction: Construct Craney Island Marine				
42	Terminal (17513) .....			\$0	\$155,000,000
43	Fund Sources: Bond Proceeds .....	\$0	\$155,000,000		
44	Bond debt service is provided in Item 464 A 3.				
45	C-174. New Construction: Cargo Handling Facilities (16048).....			\$20,250,000	\$0

ITEM C-174.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Fund Sources: Special.....	\$20,250,000	\$0		
2	This Item contains supplemental funding for the project				
3	to improve cargo handling facilities originally				
4	authorized in 1998 (Chapter 1, 1998 Acts of Assembly,				
5	Special Session). The total cost of the project with the				
6	supplement is \$47,600,000.				
7	C-175. New Construction: Expand Empty Yard (16643) .....			\$20,250,000	\$0
8	Fund Sources: Special.....	\$20,250,000	\$0		
9	This Item contains supplemental funding for the project				
10	to expand the empty yard originally authorized in 2002				
11	(Chapter 899, 2002 Acts of Assembly). The total cost				
12	of the project with the supplement is \$65,050,000.				
13	Total for Virginia Port Authority.....			<b>\$82,500,000</b>	<b>\$158,000,000</b>
14	Fund Sources: Special.....	\$79,500,000	\$0		
15	Commonwealth Transportation .....	\$3,000,000	\$3,000,000		
16	Bond Proceeds .....	\$0	\$155,000,000		
17	TOTAL FOR OFFICE OF TRANSPORTATION .....			<b>\$100,279,000</b>	<b>\$175,409,000</b>
18	Fund Sources: Special.....	\$79,500,000	\$0		
19	Commonwealth Transportation .....	\$20,779,000	\$20,409,000		
20	Bond Proceeds .....	\$0	\$155,000,000		
21	<b>CENTRAL APPROPRIATIONS</b>				
22	<b>§ 2-40. CENTRAL CAPITAL OUTLAY (949)</b>				
23	C-176. Central Maintenance Reserve (15776) .....			\$0	\$50,000,000
24	Fund Sources: General.....	\$0	\$50,000,000		
25	A. A total of \$50,000,000 in the second year from the				
26	general fund is provided to state agencies and				
27	institutions for maintenance reserve subprojects. The				
28	Director, Department of Planning and Budget is hereby				
29	directed to transfer to agencies and institutions the				
30	following sums:				
31	<b>Agency Name</b>	<b>Project Code</b>	<b>Amount</b>		
32	Department of General Services	14260	\$1,865,507		
33	Department of Agriculture and Consumer Services	12253	\$250,467		
34	Department of Forestry	13986	\$134,080		
35	Department of Mines, Minerals and Energy	13096	\$45,091		
36	Virginia School for the Deaf and the Blind at Staunton	14082	\$201,752		
37	Christopher Newport University	12719	\$406,836		
38	The College of William and Mary in Virginia	12713	\$1,673,512		
39	Richard Bland College	12716	\$53,583		
40	Virginia Institute of Marine Science	12331	\$283,712		
41	George Mason University	12712	\$2,230,437		
42	James Madison University	12718	\$1,734,001		
43	Longwood University	12722	\$925,357		
44	Norfolk State University	12724	\$2,907,245		
45	Old Dominion University	12710	\$1,280,578		
46	Radford University	12731	\$659,665		
47	University of Mary Washington	12723	\$428,594		
48	University of Virginia	12704	\$4,988,466		
49	University of Virginia's College at Wise	12706	\$264,120		
50	Virginia Commonwealth University	12708	\$3,428,265		

ITEM C-176.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Virginia Community College System	12611		\$4,882,328	
2	Virginia Military Institute	12732		\$820,273	
3	Virginia Polytechnic Institute and State University	12707		\$5,813,805	
4	Virginia State University	12733		\$2,467,426	
5	Frontier Culture Museum of Virginia	15045		\$74,603	
6	Gunston Hall	12382		\$53,628	
7	Jamestown-Yorktown Foundation	13605		\$363,529	
8	The Library of Virginia	17423		\$1,799	
9	The Science Museum of Virginia	13634		\$539,374	
10	Virginia Museum of Fine Arts	13633		\$615,909	
11	Southwest Virginia Higher Education Center	16499		\$44,932	
12	Department of Mental Health, Mental Retardation and				
13	Substance Abuse Services	10880		\$4,244,245	
14	Woodrow Wilson Rehabilitation Center	10885		\$733,887	
15	Department for the Blind And Vision Impaired	13942		\$155,748	
16	Department of Conservation And Recreation	16646		\$430,496	
17	Marine Resources Commission	16498		\$43,456	
18	Virginia Museum of Natural History	14439		\$47,104	
19	Department of Corrections	10887		\$3,059,307	
20	Department of Emergency Management	15989		\$43,456	
21	Department of Forensic Science	16320		\$48,786	
22	Department of Juvenile Justice	15081		\$1,243,635	
23	Department of Military Affairs	10893		\$323,500	
24	Department of State Police	10886		\$153,827	
25	Department of Veterans Services	17073		\$33,679	
26	<b>Total</b>			<b>\$50,000,000</b>	
27	B. Agencies and institutions of higher education may				
28	use maintenance reserve funds in the first year to plan				
29	subprojects to be funded from allocations in the second				
30	year. Any agency or institution of higher education				
31	which has not expended or contractually obligated itself				
32	in a legally binding manner to expend 85 percent or				
33	more of its biennial general fund appropriation for				
34	maintenance reserve by June 30, 2010, shall revert to				
35	the general fund of the Commonwealth the amount				
36	related to the difference between its percentage actually				
37	expended or obligated and the 85 percent standard. For				
38	good cause the Director, Department of Planning and				
39	Budget may grant exceptions to this requirement.				
40	C. Agencies and institutions of higher education may				
41	use maintenance reserve funds: to repair or replace				
42	damaged or inoperable equipment, components of plant,				
43	and utility systems; to correct deficiencies in property				
44	and plant required to conform with building and safety				
45	codes or those associated with hazardous condition				
46	corrections, including asbestos abatement; to correct				
47	deficiencies in fire protection, energy conservation and				
48	handicapped access; and to address such other physical				
49	plant deficiencies as the Director, Department of				
50	Planning and Budget may approve. Agencies and				
51	institutions of higher education may also use				
52	maintenance reserve funds to make other necessary				
53	improvements or address minor deficiencies that do not				
54	meet the criteria for maintenance reserve funding with				
55	the prior approval of the Director, Department of				
56	Planning and Budget.				
57	D. Agencies may transfer amounts from maintenance				
58	reserve funds to the operating budget subject to the				
59	provisions of 4-4.01c of this act.				
60	E. The amounts shown in this Item for Norfolk State				

		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
<b>ITEM C-176.</b>					
1	University and Virginia State University represent the				
2	continuation of the maintenance reserve appropriation				
3	provided to each university in Items C-87 and C-219 of				
4	Chapter 847, 2007 Acts of Assembly.				
5	C-177.	Improvements: Supplemental Funding for Previously			
6		Authorized Capital Projects (17178).....		\$26,500,000	\$0
7		Fund Sources: Bond Proceeds .....	\$26,500,000	\$0	
8	A. Included in this Item is \$26,500,000 the first year				
9	from the bond proceeds of the Virginia College				
10	Building Authority to provide funding to address the				
11	market escalation of construction costs associated with				
12	the following construction projects.				
13	<b>Agency / Institution</b>	<b>Project Code</b>		<b>Project Title</b>	
14	College of William and Mary	16784		Renovate and Expand Small Hall	
15	George Mason University	16832		Construct Academic V	
16	Old Dominion University	16817		Construct Physical Science Building, Phase II	
17	James Madison University	16806		Construct Center for the Arts	
18	University of Virginia - College at Wise	17451		Renovate Science Building	
19	University of Virginia - College at Wise	17362		Renovate Smiddy Hall and Relocate Information Technology Building	
20	B. Funds provided in this Item shall be transferred to				
21	previously authorized capital projects to cover increased				
22	costs resulting from changes in prices for materials and				
23	construction. The Director, Department of General				
24	Services, shall ensure that efforts have been made to				
25	secure supplemental funding from other sources, and to				
26	reduce the total scope and cost of the project to the				
27	extent practical while maintaining the programmatic				
28	intent of the project. In addition, the Director,				
29	Department of General Services, shall not authorize				
30	allocations from the funding provided in this Item until				
31	all projects listed in this Item have been fully evaluated				
32	and amounts recommended for each project. In				
33	determining appropriate allocation amounts, the				
34	Director, Department of General Services, shall give				
35	preference to those capital projects that have not				
36	previously received general fund supported				
37	supplements.				
38	C. Upon certification by the Director, Department of				
39	General Services, that the requirements of paragraph B.				
40	have been met, the Director, Department of Planning				
41	and Budget, is authorized to transfer amounts from this				
42	Item to the projects listed in the preceding paragraph as				
43	required to address construction and other related				
44	unanticipated cost increases.				
45	D. Projects receiving supplemental funding from this				
46	Item must be completed within the revised budget or				
47	otherwise reduced in scope. Institutions shall use				
48	nongeneral funds to bear any additional cost above the				
49	amounts certified by the Department of General				
50	Services.				
51	C-178.	A. The Department of Health is hereby granted			
52		approval to enter into a new capital lease or renew an			
53		existing capital lease due to expire during the current			
54		biennium for their local offices located in the City of			
55		Richmond and the City of Roanoke.			

ITEM C-178.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010

1 B. The Department of Rehabilitative Services is hereby  
 2 granted approval to enter into a new capital lease or  
 3 renew an existing capital lease due to expire during the  
 4 current biennium for their disability determination  
 5 offices located in the City of Roanoke, the City of  
 6 Virginia Beach, and Fairfax County.

7 C. The Department of Environmental Quality 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 for their regional office located in the  
 11 City of Roanoke.

12 D. The Department of Housing and Community  
 13 Development is hereby granted approval to enter into a  
 14 new capital lease or renew an existing capital lease due  
 15 to expire during the current biennium for their  
 16 administrative offices located in the City of Richmond.

17 E. The Department of Corrections is hereby granted  
 18 approval to enter into a new capital lease or renew an  
 19 existing capital lease due to expire during the current  
 20 biennium for their regional office located in the City of  
 21 Richmond.

22 F. The Department of General Services is hereby  
 23 granted approval to enter into a new capital lease or  
 24 renew an existing capital lease due to expire during the  
 25 current biennium on behalf of the Department of  
 26 Corrections Probation and Parole Office and  
 27 Department of Social Services Child Support  
 28 Enforcement Office located in the City of Manassas.

29 G. The Department of General Services is hereby  
 30 granted approval to enter into a new capital lease or  
 31 renew an existing capital lease due to expire during the  
 32 current biennium on behalf of the Department of Social  
 33 Services, the Department of Medical Assistance  
 34 Services, and other agencies to be identified in the  
 35 Roanoke region.

36 Total for Central Capital Outlay ..... **\$26,500,000**      **\$50,000,000**

37 Fund Sources: General ..... \$0      \$50,000,000  
 38                      Bond Proceeds ..... \$26,500,000      \$0

39 **§ 2-41. 9(C) REVENUE BONDS (950)**

40 C-179. A.1. This Item authorizes the capital projects listed  
 41 below to be financed pursuant to Article X, Section 9  
 42 (c), 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 \$350,565,000 in bond proceeds.

48 Agency Name/ 49 Project Title	Item #	Project Code	Section 9(c) Bonds
50 51 <b>College of William and Mary</b> 52 Renovate Campus Center and Trinkle Hall	C-17	17554	\$35,000,000



ITEM C-179.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Renovate Graduate Student Residence Halls	C-18	17555	\$2,500,000
2				
3	<b>George Mason University</b>			
4	Construct President's Park Housing, Phase II	C-20	17540	\$15,633,000
5	Construct Housing VIII	C-27	17570	\$102,460,000
6	Construct Smithsonian Conservation and Research			
7	Center Housing and Dining	C-29	17572	\$17,804,000
8				
9	<b>Old Dominion University</b>			
10	Construct Residence Hall, Phase II	C-48	17342	\$34,779,000
11				
12	<b>Radford University</b>			
13	Construct new Residence Halls	C-56	17565	\$36,000,000
14				
15	<b>Virginia Polytechnic Institute and State University</b>			
16	Renovate Ambler Johnston	C-89	17557	\$55,000,000
17	Renovate Owens and West End Market Food Courts	C-90	17558	\$5,000,000
18	Construct New Residence Hall	C-91	16682	\$8,047,000
19				
20	<b>Virginia State University</b>			
21	Construct Gateway Residence Hall, Phase II	C-93	17531	\$38,342,000
22				
23	<b>Total for Nongeneral Fund Obligation Bonds 9(c)</b>			<b>\$350,565,000</b>
24				
25	Total for 9(C) Revenue Bonds.....			<b>\$0</b>
26				<b>\$0</b>
26	<b>§ 2-42. 9(D) REVENUE BONDS (951)</b>			
27	C-180.	1. This Item authorizes the capital projects listed below		
28		to be financed pursuant to Article X, Section 9(d),		
29		Constitution of Virginia.		
30		2. The appropriations for said capital projects are		
31		contained in the appropriation Items listed below and		
32		are subject to the conditions in § 2-0 F of this act.		
33		3. The total amount listed in this Item includes		
34		\$331,460,000 in bond proceeds.		
35	<b>Agency Name/</b>		<b>Project</b>	<b>Section</b>
36	<b>Project Title</b>	<b>Item#</b>	<b>Code</b>	<b>9(d)Bonds</b>
37	<b>Christopher Newport University</b>			
38	Construct Ratcliffe Hall Addition	C-14	17567	\$8,350,000
39	<b>College of William and Mary</b>			
40	Construct Integrated Science Center	C-15	16296	\$7,100,000
41	Replace Zable Stadium Systems	C-16	17553	\$2,000,000
42	<b>George Mason University</b>			
43	Renovate and construct Physical Education Building			
44	Addition	C-24	17368	\$1,000,000
45	Construct Hotel Conference Center	C-25	17374	\$10,000,000
46	Construct Parking Deck IV	C-26	17569	\$27,233,000
47	Construct Southwest Campus Dining	C-28	17571	\$14,639,000
48	Construct Smithsonian Conservation and Research			
49	Center Housing and Dining	C-29	17572	\$2,338,000
50	Construct Parking Deck III, Phase II	C-30	17573	\$27,237,000
51	Construct West Campus Connector and Campus			
52	Entrances	C-31	17574	\$13,922,000
53	Construct East Campus Fields and Courts, Phase I	C-32	17575	\$3,249,000
54	Construct Track and Field Stadium	C-33	17576	\$8,320,000
55	Renovate West Fields	C-34	17577	\$3,194,000
56	<b>James Madison University</b>			
57	Renovate and Expand Athletics and Recreation	C-38	17562	\$50,000,000

ITEM C-180.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Acquire Rockingham Memorial Hall	C-39	17168	\$8,000,000
2	<b>University of Mary Washington</b>			
3	Construct Convocation Center	C-43	17021	\$2,000,000
4	<b>Old Dominion University</b>			
5	Construct Powhatan Sports Complex	C-47	17483	\$7,207,000
6	<b>Radford University</b>			
7	Construct Parking Deck	C-51	17532	\$11,698,000
8	Construct Student Fitness Center	C-54	17563	\$32,000,000
9	Construct Addition to Hurlburt Hall	C-55	17564	\$10,000,000
10	<b>University of Virginia</b>			
11	Construct Information Technology and			
12	Communications Data Center	C-61	17578	\$12,900,000
13	<b>Virginia Commonwealth University</b>			
14	Construct Executive Conference Center, Monroe Park			
15	Campus Addition	C-65	17536	\$33,957,000
16	Construct Belvidere and Grace Street Parking Deck	C-66	17566	\$14,942,000
17	<b>Virginia Military Institute</b>			
18	Construct South Hill Parking	C-84	17559	\$2,816,000
19	Construct Lackey Parking	C-85	17560	\$1,958,000
20	<b>Virginia Polytechnic Institute and State University</b>			
21	Construct Basketball Practice Facility	C-86	17529	\$9,400,000
22	Construct McComas Hall Exterior Wall Structure	C-88	17556	\$6,000,000
23	<b>Total for Nongeneral Fund Obligation Bonds 9(d)</b>			<b>\$331,460,000</b>

24

25 C-181. A.1. This Item authorizes the capital projects listed  
 26 below to be financed pursuant to Article X, Section  
 27 9(d) of the Constitution of Virginia.

28 2. This paragraph shall constitute the authority for the  
 29 Virginia Public Building Authority to finance the  
 30 following projects by the issuance of revenue bonds in  
 31 aggregate principal amounts not to exceed the Section  
 32 9(d) Bonds amounts listed, plus amounts to fund related  
 33 issuance costs, reserve funds, and other financing  
 34 expenses, in accordance with § 2.2-2263 of the Code of  
 35 Virginia

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

39 4. The total amount listed in this paragraph includes  
 40 \$493,420,000 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
Renovation of the 9th Street Office			
Building and Replacement of the 8th			
Street Office Building	C-2	17091	\$185,100,000
Replace Department of Taxation			
Central Office	C-3	17581	\$85,000,000
<b>Department of Agriculture and</b>			
<b>Consumer Services</b>			
Construct Eastern Shore Marketing			
and Inspection Office	C-6	17076	\$1,115,000
Construct Eastern Shore Seafood			
Processing and Storage Facility	C-7	17235	\$5,463,000
<b>The Science Museum of Virginia</b>			

58

ITEM C-181.			Item Details(\$)		Appropriations(\$)	
			First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Restore the exterior stucco	C-96	17585		\$1,100,000	
2						
3	<b>Virginia Museum of Fine Arts</b>					
4	Renovate carpenter shop	C-97	17582		\$1,695,000	
5	Replace boiler plant	C-98	17583		\$975,000	
6	Replace chiller plant	C-99	17584		\$1,080,000	
7						
8	<b>Department of Mental Health, Mental</b>					
9	<b>Retardation and Substance Abuse</b>					
10	<b>Services</b>					
11	Renovate Central Virginia Training					
12	Center	C-101	17594		\$22,000,000	
13	Replace cottages at Southeastern					
14	Virginia Training Center	C-102	17595		\$9,000,000	
15	Address life safety issues at state					
16	facilities	C-103	17596		\$24,000,000	
17						
18	<b>Woodrow Wilson Rehabilitation</b>					
19	<b>Center</b>					
20	Renovate Harold E. Watson Kitchen					
21	& Dining Hall	C-104	16969		\$7,946,000	
22						
23	<b>Department for the Blind and Vision</b>					
24	<b>Impaired</b>					
25	Renovate administration and					
26	activities building	C-106	17593		\$7,214,000	
27						
28	<b>Department of Conservation and</b>					
29	<b>Recreation</b>					
30	Repair various state park and soil					
31	and water conservation district dams	C-107	17587		\$20,000,000	
32	Construct phase one development,					
33	High Bridge State Park	C-108	17588		\$4,500,000	
34	Construct phase one development,					
35	Powhatan State Park	C-109	17589		\$3,000,000	
36	Preservation of open space and					
37	historic resources through					
38	conservation	C-110	17597		\$50,000,000	
39						
40	<b>Department of Forensic Science</b>					
41	Expand Laboratory Space in					
42	Norfolk Forensic Lab Building	C-114	17173		\$3,827,000	
43						
44	<b>Department of Corrections</b>					
45	Construct new dairy and dairy					
46	processing center	C-116	16994		\$7,178,000	
47	Construct medium security					
48	correctional center, Mount Rogers					
49	Planning District	C-117	17491		\$4,000,000	
50	Upgrade Powhatan electrical system	C-118	16105		\$2,000,000	
51	Install fire safety systems and exits	C-119	16426		\$890,000	
52	Upgrade Powhatan wastewater					
53	treatment plant	C-120	17607		\$3,812,000	
54	Replace modular units at Marion	C-121	17608		\$4,401,000	
55	Replace locking systems and doors	C-122	16113		\$2,500,000	
56	Replace prison door control panels	C-123	17609		\$2,500,000	
57	Install auger grinders	C-124	16433		\$800,000	
58	Construct new kitchen and dining					
59	hall at Halifax	C-125	17610		\$4,061,000	
60	Replace sally port at Southampton	C-126	17611		\$1,613,000	
61	Replace plumbing and heating					
62	systems in field units	C-127	17612		\$2,500,000	
63	Upgrade electrical systems in field					
64	units	C-128	15200		\$600,000	

ITEM C-181.	Item Details(\$)		Appropriations(\$)	
	First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Install Elevated Water Storage Tank			
2	at Greensville	C-129	17613	\$2,771,000
3	Replace windows	C-130	17614	\$2,000,000
4	Renovate bathrooms and provide			
5	handicapped access at Chesterfield	C-131	17615	\$500,000
6	Install railings and mesh at			
7	Greensville	C-132	17616	\$622,000
8	Expand sally port building at			
9	Deerfield	C-133	17617	\$238,000
10	Upgrade St. Brides water treatment			
11	plant	C-134	17620	\$3,353,000
12				
13	<b>Department of Juvenile Justice</b>			
14	Replace housing units at Natural			
15	Bridge Juvenile Correctional Center	C-136	17598	\$1,691,000
16	Replace classroom trailers at			
17	Beaumont	C-137	17255	\$450,000
18	Construct dry-storage warehouse at			
19	Culpeper Juvenile Correctional			
20	Center	C-138	17599	\$880,000
21	Remove abandoned underground			
22	fuel tanks	C-139	17600	\$250,000
23	Upgrade fire alarm and protection			
24	systems	C-140	17601	\$700,000
25	Replace natural gas, water and			
26	sewage lines	C-141	17602	\$2,200,000
27	Upgrade mechanical, electrical and			
28	plumbing systems for Reception and			
29	Diagnostic Center cottages	C-142	17603	\$700,000
30	Provide new DCE School HVAC			
31	plant at Hanover Juvenile			
32	Correctional Center	C-143	17604	\$500,000
33	Convert facilities to propane	C-144	17605	\$525,000
34	Connect cottages to emergency			
35	generators	C-145	17606	\$670,000
36	<b>Total VPBA Projects</b>			<b>\$493,420,000</b>
37				
38	C-182.	A.1. The following capital projects are hereby		
39		authorized and may be supported in whole or in part		
40		through bonds of the Virginia College Building		
41		Authority pursuant to § 23-30.24 et seq., Code of		
42		Virginia. Bonds issued to finance these projects may be		
43		sold and issued under the 21st Century College		
44		Program at the same time with other obligations of the		
45		Authority as separate issues or as a combined issue.		
46		2. The total amount listed in this Item is \$214,428,000		
47		in bond proceeds.		
48		3. Debt service on the projects contained in this Item		
49		shall be provided from appropriations to the Treasury		
50		Board.		
51		4. The appropriations for said capital projects are		
52		contained in the appropriation Items listed below and		
53		are subject to the conditions in § 2-0 F of this act.		
54	<b>Agency Name/Project Title</b>	<b>Item #</b>	<b>Project Code</b>	<b>Section 9(d) Bonds</b>
55	<b>The College of William and</b>			
56	<b>Mary In Virginia</b>			
57	Construct Integrated Science			
58	Center	C-15	16296	\$4,725,000

ITEM C-182.			Item Details(\$)		Appropriations(\$)	
			First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Construct New School of					
2	Education	C-19	17586		\$38,085,000	
3	<b>George Mason University</b>					
4	Construct Academic					
5	VI/Research II	C-22	17365		\$5,500,000	
6	Construct Academic V	C-23	16832		\$4,500,000	
7	<b>James Madison University</b>					
8	Construct Music Recital Hall	C-37	16807		\$676,000	
9	Acquire Rockingham					
10	Memorial Hall	C-39	17168		\$8,600,000	
11	<b>University of Mary Washington</b>					
12	Renovate Monroe Hall	C-41	16803		\$1,500,000	
13	Renovate Lee Hall	C-42	16594		\$750,000	
14	Renovate Four Academic					
15	Buildings	C-44	16804		\$1,000,000	
16	<b>Norfolk State University</b>					
17	Construct New Library	C-45	17480		\$45,139,000	
18	<b>Radford University</b>					
19	Renovate Young Hall	C-57	16814		\$284,000	
20	Renovate Davis Hall	C-58	16865		\$149,000	
21	Construct College of					
22	Business and Economics					
23	Building	C-59	17618		\$34,702,000	
24	<b>University of Virginia</b>					
25	Construct Medical Research					
26	Building (MR-6)	C-63	16282		\$765,000	
27	<b>Virginia Commonwealth</b>					
28	<b>University</b>					
29	Construct Medical Sciences					
30	Building, Phase II	C-67	16721		\$3,700,000	
31	<b>Virginia Community College</b>					
32	<b>System</b>					
33	Construct Phase III Building,					
34	Loudoun Campus, Northern					
35	Virginia	C-69	17377		\$8,600,000	
36	Construct Phase I of Regional					
37	Health Professions Center,					
38	Virginia Beach Campus,					
39	Tidewater	C-70	17378		\$8,200,000	
40	Construct Phase II Building,					
41	Midlothian Campus, John					
42	Tyler	C-71	17386		\$2,800,000	
43	Construct Phase VI					
44	Academic Building,					
45	Annandale Campus, Northern					
46	Virginia	C-72	17387		\$6,100,000	
47	Renovate Science Building,					
48	Annandale Campus, Northern					
49	Virginia	C-73	16178		\$700,000	
50	Construct Historic Triangle					
51	Campus, Thomas Nelson	C-74	16837		\$5,640,000	
52	Renovate Hobbs (Suffolk)					
53	Campus, Paul D. Camp	C-75	17388		\$210,000	
54	Construct Tri-Cities Higher					
55	Education Center	C-76	17488		\$900,000	
56	<b>Virginia Military Institute</b>					
57	Construct Mallory Hall	C-82	16797		\$760,000	
58	Renovate Kilbourne Hall	C-83	17119		\$485,000	
59	<b>Virginia Polytechnic Institute</b>					
60	<b>and State University</b>					
61	Renovate Henderson Hall	C-87	16758		\$3,458,000	
62	<b>Central Capital Outlay</b>					

ITEM C-182.		Item Details(\$)		Appropriations(\$)	
		First Year FY2009	Second Year FY2010	First Year FY2009	Second Year FY2010
1	Supplements to Previously				
2	Authorized Projects	C-177	17178	\$26,500,000	
3	<b>Total VCBA Projects</b>			<b>\$214,428,000</b>	
4					
5	Total for 9(D) Revenue Bonds.....			<b>\$0</b>	<b>\$0</b>
6	TOTAL FOR CENTRAL APPROPRIATIONS .....			<b>\$26,500,000</b>	<b>\$50,000,000</b>
7	Fund Sources: General.....		\$0	\$50,000,000	
8	Bond Proceeds .....	\$26,500,000		\$0	
9	TOTAL FOR PART 2: CAPITAL PROJECT				
10	EXPENSES .....			<b>\$1,587,769,000</b>	<b>\$313,691,000</b>
11	Fund Sources: General.....		\$2,523,000	\$51,500,000	
12	Special.....		\$107,312,000	\$1,782,000	
13	Higher Education Operating.....		\$90,255,000	\$0	
14	Commonwealth Transportation .....		\$20,779,000	\$20,409,000	
15	Trust and Agency .....		\$47,815,000	\$0	
16	Dedicated Special Revenue .....		\$1,250,000	\$0	
17	Federal Trust.....		\$12,962,000	\$0	
18	Bond Proceeds .....	\$1,304,873,000		\$240,000,000	

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

1 **PART 3: MISCELLANEOUS**

2 § 3-1.01 INTERFUND TRANSFERS

3 A.1. In order to reimburse the general fund of the state treasury for expenses herein authorized to be paid therefrom on account  
4 of the activities listed below, the State Comptroller shall transfer the sums stated below to the general fund from the  
5 nongeneral funds specified, except as noted, on January 1 of each year of the current biennium. Transfers from the Alcoholic  
6 Beverage Control Enterprise Fund to the general fund shall be made four times a year, and such transfers shall be made within  
7 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  
8 June.

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

38 2.a. Transfers of net profits from the Alcoholic Beverage Control Enterprise Fund to the general fund shall be made four times  
39 a year, and such transfers shall be made within fifty (50) days of the close of each quarter. The transfer of fourth quarter  
40 profits shall be estimated and made in the month of June. In the event actual net profits are less than the estimate transferred  
41 in June, the difference shall be deducted from the net profits of the next quarter and the resulting sum transferred to the  
42 general fund. Distributions to localities shall be made within fifty (50) days of the close of each quarter. Net profits are  
43 estimated at \$34,600,000 the first year and \$34,500,000 the second year. Distributions of net profits from the sale of alcoholic  
44 beverages to localities shall be limited to only towns and shall not exceed \$260,000 the first year and \$260,000 the second  
45 year.

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

48 c. Distributions of wine liter tax collections to localities pursuant to § 4.1-235, Code of Virginia, shall be limited to only towns  
49 and shall not exceed \$260,000 the first year and \$260,000 the second year.

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

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

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

5 154 Department of Motor Vehicles \$7,416,469 \$7,416,469

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

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

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

	<b>Agency Code</b>	<b>Agency Name</b>	<b>Fund Group Fund Detail</b>	<b>FY 2009</b>	<b>FY 2010</b>
16	111	Supreme Court of Virginia	0900	\$22,946	\$22,946
17	123	Department of Military Affairs	0200	\$2,735	\$2,735
18	123	Department of Military Affairs	0900	\$7,901	\$7,901
19		Department of Criminal Justice			
20	140	Services	0200	\$24,670	\$24,670
21	140	Department of Criminal Justice			
22	154	Services	0900	\$82,736	\$82,736
23	165	Department of Motor Vehicles	0400	\$958,258	\$958,258
24	171	Department Of Housing And			
25	174	Community Development	0900	\$2,285	\$2,285
26	181	State Corporation Commission	0900	\$13,027	\$13,027
27	199	Virginia College Savings Plan	0500	\$201,232	\$201,232
28	199	Department of Labor And			
29	201	Industry	0200	\$6,204	\$6,204
30	203	Department of Conservation and			
31	222	Recreation	0200	\$4,019	\$4,019
32	226	Department of Conservation and			
33	232	Recreation	0900	\$100,000	\$100,000
34	233	Department of Education,			
35	238	Central Office Operations	0400	\$2,331	\$2,331
36	262	Woodrow Wilson Rehabilitation			
37	325	Center	0200	\$102,816	\$102,816
38	402	Department of Professional and			
39	402	Occupational Regulation	0200	\$1,282	\$1,282
40	403	Board of Accountancy	0900	\$11,556	\$11,556
41	407	Department of Minority Business			
42	411	Enterprise	0400	\$32,923	\$32,923
43	411	Board of Bar Examiners	0200	\$5,206	\$5,206
44	417	Virginia Museum of Fine Arts	0200	\$3,195	\$3,195
45	417	Department of Rehabilitative			
46	417	Services	0900	\$18,625	\$18,625
		Department of Business			
		Assistance	0200	\$169	\$169
		Department of Business			
		Assistance	0900	\$40,408	\$40,408
		Marine Resources Commission	0200	\$36,330	\$36,330
		Marine Resources Commission	0900	\$4,003	\$4,003
		Department of Game and Inland			
		Fisheries	0900	\$701,208	\$701,208
		Virginia Port Authority	0200	\$83,423	\$83,423
		Virginia Port Authority	0400	\$71,749	\$71,749
		Department of Forestry	0200	\$36,821	\$36,821
		Department of Forestry	0900	\$760	\$760
		Gunston Hall	0200	\$3,999	\$3,999



1	423	Department of Historic Resources	0400	\$1,080	\$1,080
2	501	Department of Transportation	0400	\$3,460,676	\$3,460,676
3	505	Department of Rail and Public Transportation	0400	\$183,898	\$183,898
4	506	Motor Vehicle Dealer Board	0200	\$17,375	\$17,375
5	601	Department of Health	0900	\$144,429	\$144,429
6	799	Department of Corrections	0200	\$160,419	\$160,419
7	751	Department for the Deaf and Hard of Hearing	0200	\$1,688	\$1,688
8	841	Department of Aviation	0400	\$96,672	\$96,672
9	851	Virginia Tobacco Indemnification and Community Revitalization Commission	0900	\$199,062	\$199,062
10	852	Virginia Tobacco Settlement Foundation	0900	\$25,559	\$25,559
11	912	Department of Veterans Services	0200	\$72,194	\$72,194
12	960	Department of Fire Programs	0200	\$91,057	\$91,057
13		<b>Total</b>		<b>\$7,036,926</b>	<b>\$7,036,926</b>

14 G. The Comptroller shall transfer to the Lottery Proceeds Fund an amount estimated at \$450,000,000 the first year and  
15 \$450,000,000 the second year from the State Lottery Fund. The transfer for each year shall be made in two parts: (1) on or  
16 before June 30 of each year, the Comptroller shall transfer balances of the State Lottery Fund for the fiscal year, based on an  
17 estimate determined by the State Lottery Department and (2) no later than 10 days after receipt of the annual audit report  
18 required by § 58.1-4023, Code of Virginia, the Comptroller shall transfer to the Lottery Proceeds Fund the remaining audited  
19 balances of the State Lottery Fund for the prior fiscal year. If such annual audit discloses that the actual revenue is less than  
20 the estimate on which the transfer was based, the State Comptroller shall transfer the difference between the actual revenue and  
21 the estimate from the Lottery Proceeds Fund to the State Lottery Fund. The State Comptroller shall take all actions necessary  
22 to effect the transfers required by this paragraph, notwithstanding the provisions of § 58.1-4022, Code of Virginia. The amount  
23 so transferred to the Lottery Proceeds Fund shall be accounted for and considered to be part of the general fund of the state  
24 treasury pursuant to § 58.1-4022, Code of Virginia.

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

29 2. The State Treasurer is authorized to charge institutions of higher education participating in the pooled bond program of the  
30 Virginia College Building Authority an administrative fee of up to 10 basis points of the amount financed for each project in  
31 addition to a share of direct costs of issuance as determined by the State Treasurer. Such amounts collected, which are  
32 estimated to generate \$150,000 the first year and \$150,000 the second year, shall be paid into the general fund of the state  
33 treasury.

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

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

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

43 K.1. Not later than 30 days after the close of each quarter during the biennium, the Comptroller shall transfer, notwithstanding  
44 the allotment specified in § 58.1-1410, Code of Virginia, funds collected pursuant to § 58.1-1402, Code of Virginia, from the  
45 general fund to the Game Protection Fund. This transfer shall not exceed \$7,100,000 the first year and \$7,100,000 the second  
46 year.

47 2. Notwithstanding the provisions of subparagraph K.1. above, the Governor may, at his discretion, direct the Comptroller to  
48 transfer to the Game Protection Fund, any funds collected pursuant to § 58.1-1402, Code of Virginia, that are in excess of the  
49 official revenue forecast for such collections.

50 L. The State Comptroller shall transfer prior to January 1, 2009, and January 1, 2010, respectively, to the general fund of the

1 state treasury the following amounts from the agencies and fund sources listed below, for expenses incurred in processing  
2 payroll.

3	Agency Name	Fund Group	FY2009	FY2010
4	Department of Minority Business Enterprise	0410	\$695	\$695
5	Department of Criminal Justice Services	1000	\$24,707	\$24,707
6	Virginia Information Technologies Agency	0600	\$31,222	\$31,222
7	Department of Professional and Occupational			
8	Regulation	0900	\$11,761	\$11,761
9	Department for the Aging	1000	\$910	\$910
10	Department of Health Professions	0900	\$11,930	\$11,930
11	Department of Medical Assistance Services	1000	\$12,565	\$12,565
12	Department of Emergency Management	1000	\$5,265	\$5,265
13	Department of Fire Programs	0218	\$4,400	\$4,400
14	Department of Rail and Public Transportation	0410	\$2,197	\$2,197
15	<b>TOTAL</b>		<b>\$105,652</b>	<b>\$105,652</b>

16 M.1. On or before June 30 each year, the State Comptroller shall transfer from the general fund to the Family Access to  
17 Medical Insurance Security Plan Trust Fund the amount required by § 32.1-352, Code of Virginia. This transfer shall not  
18 exceed \$14,065,627 the first year and \$14,065,627 the second year. The State Comptroller shall transfer 90 percent of the  
19 yearly estimated amounts to the Trust Fund on July 15 of each year.

20 2. Notwithstanding any other provision of law, interest earnings shall not be allocated to the Family Access to Medical  
21 Insurance Security Plan Trust Fund (agency code 602, fund detail 0903) in either the first year or the second year of the  
22 biennium.

23 N. The Comptroller shall transfer to the general fund on June 30 each year, the amount in excess of \$850,000 in the  
24 Regulatory and Consumer Advocacy Revolving Trust Fund of the Office of the Attorney General (Fund 0239) in accordance  
25 with Item 51 of this act.

26 O. Not later than thirty days after the close of each quarter during the biennium, the Comptroller shall transfer to the Game  
27 Protection Fund the general fund revenues collected pursuant to § 58.1-638 E, Code of Virginia. Notwithstanding § 58.1-638 E,  
28 this transfer shall not exceed \$10,560,500 the first year and \$10,560,500 the second year.

29 P.1. On or before June 30 each year, the State Comptroller shall transfer from the Tobacco Indemnification and Community  
30 Revitalization Fund to the general fund an amount estimated at \$238,874 the first year and \$238,874 the second year. This  
31 amount represents the Tobacco Indemnification and Community Revitalization Commission's 50 percent proportional share of  
32 the Office of the Attorney General's expenses related to the enforcement of the 1998 Tobacco Master Settlement Agreement  
33 and § 3.1-336.2, Code of Virginia.

34 2. On or before June 30 each year, the State Comptroller shall transfer from the Tobacco Settlement Fund to the general fund  
35 an amount estimated at \$46,970 the first year and \$46,970 the second year. This amount represents the Tobacco Settlement  
36 Foundation's ten percent proportional share of the Office of the Attorney General's expenses related to the enforcement of the  
37 1998 Tobacco Master Settlement Agreement and § 3.1-336.2, Code of Virginia

38 Q. On or before June 30, 2009, the State Comptroller shall transfer to the general fund \$3,611,720 from the Court Debt  
39 Collection Program Fund at the Department of Taxation. On or before June 30, 2010, the State Comptroller shall transfer to  
40 the general fund \$3,611,720 from the Court Debt Collection Program Fund at the Department of Taxation.

41 R. 1. The Department of Motor Vehicles shall retain \$6,400,000 in the first year and \$6,400,000 in the second year from the  
42 Department of Motor Vehicles' Uninsured Motorists Fund to effect its information technology initiatives and implementation of  
43 the federal Real ID Act. These amounts shall be from the share that would otherwise have been transferred to the State  
44 Corporation Commission pursuant to § 46.2-710, Code of Virginia.

45 S. 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 to the general fund from the Intensified Drug Enforcement Jurisdictions Fund at  
47 the Department of Criminal Justice Services.

48 T. The State Comptroller shall transfer from agency and institution nongeneral fund accounts to the general fund an amount  
49 estimated at \$861,440 on or before June 30, 2009, and \$861,440 on or before June 30, 2010, resulting from savings pursuant  
50 to a Virginia Information Technologies Agency rate decrease for telecommunications services effective November, 2003. The  
51 Director, Department of Planning and Budget, shall provide the Comptroller with the amount to be transferred from each  
52 agency and institution of higher education.

53 U. The State Comptroller shall transfer from agency nongeneral fund accounts to the general fund an amount estimated at  
54 \$18,000 on or before June 30, 2009, and \$18,000 on or before June 30, 2010, resulting from savings pursuant to a contract  
55 negotiated by the Virginia Information Technologies Agency for data-telecommunication lines effective July, 2003. The

1 Director of the Department of Planning and Budget shall provide the Comptroller with the amount to be transferred from each  
2 agency.

3 V. The Department of Alcoholic Beverage Control shall sell the building in which the Alexandria Regional office is currently  
4 located. Notwithstanding the provisions of § 2.2-1156, Code of Virginia, all the proceeds from the sale of such property,  
5 estimated to be \$12,000,000, shall be deposited into the general fund no later than June 30, 2009.

6 W. On or before June 30, 2009 and June 30, 2010, the State Comptroller shall transfer \$400,000 from the general fund to the  
7 Transportation Trust Fund to reflect sales tax revenues not collected as a result of the provisions of Chapter 503, Acts of  
8 Assembly of 2006.

9 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  
10 general fund from the \$2.00 increase in the vital records fee contained in the Department of Health's Vital Records and Health  
11 Statistics Program (40400).

## 12 § 3-1.02 INTERAGENCY TRANSFERS

13 A. The Virginia Department of Transportation shall transfer, from motor fuel tax revenues, \$329,868 the first year and  
14 \$329,868 the second year to the Department of General Services for motor fuels testing.

## 15 § 3-1.03 SHORT-TERM ADVANCE TO THE GENERAL FUND FROM NONGENERAL FUNDS

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

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

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

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

## 39 § 3-2.00 WORKING CAPITAL FUNDS AND LINES OF CREDIT

### 40 § 3-2.01 ADVANCES TO WORKING CAPITAL FUNDS

41 The State Comptroller shall make available to the Virginia Racing Commission, on July 1 of each year, the amount of  
42 \$125,000 from the general fund as a temporary cash flow advance, to be repaid by December 30 of each year.

### 43 § 3-2.02 CHARGES AGAINST WORKING CAPITAL FUNDS

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

1 § 3-2.03 LINES OF CREDIT

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

3	Administration of Health Insurance	\$25,000,000
4	Department of Alcoholic Beverage Control	\$60,000,000
5	Department of Corrections, for Virginia Correctional	
6	Enterprises	\$1,000,000
7	Department of Emergency Management	\$150,000
8	Department of Environmental Quality	\$5,000,000
9	Department of General Services, for the Real Estate	
10	Internal Service Fund	\$2,100,000
11	Department of Human Resource Management, for the	
12	Workers' Compensation Self Insurance Trust Fund	\$10,000,000
13	Department of Mental Health, Mental Retardation and	
14	Substance Abuse Services	\$20,000,000
15	Department of Motor Vehicles	\$5,000,000
16	Department of the Treasury, for the Unclaimed Property	
17	Trust Fund	\$5,000,000
18	Department of the Treasury, for the State Insurance	
19	Reserve Trust Fund	\$25,000,000
20	Department of the Treasury, for the Teacher Liability	
21	Insurance Program	\$1,000,000
22	State Lottery Department	\$25,000,000
23	Virginia Information Technologies Agency	\$30,000,000
24	Virginia Tobacco Settlement Foundation	\$3,000,000
25	Department of Historic Resources	\$600,000

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

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

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

40 **§ 3-3.00 GENERAL FUND DEPOSITS**

41 § 3-3.01 PAYMENT BY THE VIRGINIA PUBLIC SCHOOL AUTHORITY

42 The Virginia Public School Authority shall transfer to the general fund an amount estimated at \$201,000 on or before June 30,  
43 2009 and an amount estimated at \$201,000 on or before June 30, 2010, to reimburse the Commonwealth for staff and other  
44 administrative services provided to the Authority by the Department of the Treasury.

45 § 3-3.02 PAYMENT BY THE STATE TREASURER

46 The State Treasurer shall transfer an amount estimated at \$200,000 on or before June 30, 2009 and an amount estimated at  
47 \$200,000 before June 30, 2010, to the general fund from excess 9(c) sinking fund balances.

48 § 3-3.03 PAYMENT FROM DEPARTMENT OF JUSTICE

49 All payments received by the Department of Corrections from the United States Department of Justice pursuant to the State  
50 Criminal Alien Assistance Program for housing illegal aliens and other prisoners shall be deposited directly into the general  
51 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  
52 year and \$1,000,000 the second year.

1 § 3-3.04 Interest Earnings

2 Notwithstanding any other provision of law, the State Comptroller shall not allocate interest earnings to the following agencies  
3 and funds in either the first year or the second year of the biennium. The estimated amount of interest earnings that shall  
4 remain in the general fund as a result of this provision is \$2,000,000 for each year of the biennium.

5	Agency	Agency	Fund Name	Fund/Final
6		Code		Detail
7	Department of Military Affairs	123	Armory Control Board Fund	0901
8	Virginia Information Technologies			
9	Agency	136	GIS Fund	0905
10	Virginia Information Technologies			
11	Agency	136	Wireless E-911 Fund	0928
12	Virginia Information Technologies		Virginia Technology Infrastructure	
13	Agency	136	Fund	0931
			Commonwealth Health Research	
14	Department of Accounts	151	Fund	0936
15	Department of Motor Vehicles	154	State Asset Forfeiture Fund	0430
16	Department of State Police	156	State Asset Forfeiture Fund	0233
			Drug Investigation Trust	
17	Department of State Police	156	Account-State	0253
18	Department of State Police	156	State Asset Forfeiture Fund	0733
19	Department of Accounts Transfer			
20	Payments	162	Edvantage Reserve Fund	0708
21	Department of Housing and			
22	Community Development	165	Derelict Structure Fund	0916
			Underground Utility Damage	
23	State Corporation Commission	171	prevention Fund	0902
			Governor's Motion Picture	
24	Secretary of Commerce and Trade	192	Opportunity Fund	0902
25	Department of General services	194	Main Street Station Property	0922
26	Department of Conservation and		Soil/Water Conservation District	
27	Recreation	199	Dam Maintenance Fund	0925
			Virginia Small Business Growth	
28	Department of Business Assistance	325	Fund	0957
			Forfeited Asset Sharing Program	
29	Marine Resources Commission	402	Fund	0265
			Forfeited Asset Sharing Program	
30	Department of Forestry	411	Fund	0265
31	Department of Corrections	767	Drug Offender Access Fund	0953
32	Department of Corrections	799	Drug Offender Access Fund	0953
33	Department of Accounts-Statewide			
34	Activity	997	Drug Offender Access Fund	0953
35	Department of Corrections	795	Corrections Special Reserve Fund	0230
36	Department of Corrections	799	DED Impact Funds	0230
			Advanced Communications	
37	Innovative Technology Authority	934	Assistance Fund	0265
			Commonwealth Technology	
38	Central Appropriations	995	Research Fund	0951
39	Department of Alcoholic Beverage			
40	Control	999	State Asset Forfeiture Fund	0533

41

42 § 3-4.00 AUXILIARY ENTERPRISES AND SPONSORED PROGRAMS IN INSTITUTIONS OF HIGHER EDUCATION

43 § 3-4.01 AUXILIARY ENTERPRISE INVESTMENT YIELDS

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

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

1                                   **§ 3-5.00 ADJUSTMENTS AND MODIFICATIONS TO TAX COLLECTIONS**

2   § 3-5.01 QUALIFIED EQUITY AND SUBORDINATED DEBT INVESTMENT TAX CREDIT

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

6   § 3-5.02 RETALIATORY COSTS TO OTHER STATES TAX CREDIT

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

12   § 3-5.03 PAYMENT OF AUTO RENTAL TAX TO THE RAIL ENHANCEMENT FUND AND THE GENERAL FUND

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

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

20   § 3-5.04 IMPLEMENTATION OF CHAPTER 3, ACTS OF ASSEMBLY OF 2004, SPECIAL SESSION I

21       Revenues deposited into the Public Education Standards of Quality/Local Real Estate Property Tax Relief Fund established  
22       under § 58.1-638.1 of the Code of Virginia pursuant to enactments of the 2004 Special Session of the General Assembly shall  
23       be transferred to the general fund and used to meet the Commonwealth's responsibilities for the Standards of Quality  
24       prescribed pursuant to Article VIII, Section 2, of the Constitution of Virginia. The Comptroller shall take all actions necessary  
25       to effect such transfers monthly, no later than 10 days following the deposit to the Fund. The amounts transferred shall be  
26       distributed to localities as specified in Direct Aid to Public Education's (197), State Education Assistance Programs (17800) of  
27       this Act. The estimated amount of such transfers are \$243,900,000 the first year and \$257,700,000 the second year.

28   § 3-5.05 NEIGHBORHOOD ASSISTANCE PROGRAM AND SCHOOLS FOR CHILDREN WITH DISABILITIES FUND TAX  
29   CREDIT

30       A. Notwithstanding any other provisions of law and effective July 1, 2007, (1) the annual fiscal year cap for tax credits  
31       allowed under the Neighborhood Assistance Act shall be increased from \$8 million to \$12 million, (2) \$1 million of the  
32       increase shall be allocated for education programs and \$3 million for providing grants to private schools for students with  
33       disabilities, (3) the tax credit percentage for donations made by corporations and individuals is reduced from 45 percent to 40  
34       percent, and (4) the restriction placed upon individuals from claiming a tax credit for the donation if a charitable contribution  
35       deduction credit is also taken is removed.

36       The Department of Education shall administer the Schools for Students with Disabilities Fund from which grants will be made  
37       to private schools for students with disabilities for the purpose of reducing the tuition costs to attend such Schools. The Fund  
38       would be funded from monetary donations for which the Department would allocate the annual \$3 million in tax credits. The  
39       Board of Education shall establish guidelines for the grants program, including guidelines for procedures to allocate the \$3  
40       million in tax credits in fiscal years in which more than \$3 million in monetary donations were made to the Fund.

41       In addition, the \$50,000 taxable year limitation on individual tax credits under the Neighborhood Assistance Act pursuant to  
42       § 63.2-2006 of the Code of Virginia shall not apply in any taxable year beginning in the relevant fiscal year of the  
43       Commonwealth if, after an equitable allocation of tax credits under the Act of such relevant fiscal year, the total amount of tax  
44       credits granted for all programs approved under the Act (including tax credits for monetary donations to the Schools for  
45       Students with Disabilities fund ) for such fiscal year was less than \$12 million.

46       B. Notwithstanding the provisions of paragraph A, any business firm that has pledged in writing on or before January 1, 2006,  
47       to a neighborhood organization to make a donation to such organization shall be eligible to receive a tax credit equal to 45%  
48       of the value of any qualifying donation that is covered under such writing, provided that the donation is made on or before  
49       January 1, 2013 and does not exceed the annual caps established in paragraph A. Nothing in this paragraph shall be  
50       interpreted or construed as affecting any other provision of the Neighborhood Assistance Act (§ 63.2-2000 et seq. of the Code  
51       of Virginia). For purposes of this paragraph, the terms "business firm" and "neighborhood organization" shall mean the same

1 as those terms are defined in § 63.2-2000 of the Code of Virginia.

2 C. For purposes of this section, the term "individual" means the same as that term is defined in § 58.1-302, but excluding any  
3 individual included in the definition of a "business firm" as such term is defined in § 63.2-2000.

4 § 3-5.06 RETAIL SALES & USE TAX EXEMPTION FOR INTERNET SERVICE PROVIDERS

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

9 **§ 3-6.00 ADJUSTMENTS AND MODIFICATIONS TO FEES**

10 § 3-6.01 RECORDATION TAX FEE

11 There is hereby assessed a ten dollar fee on (i) every deed for which the state recordation tax is collected pursuant to  
12 §§ 58.1-801 A and 58.1-803, Code of Virginia; and (ii) every certificate of satisfaction admitted under § 55-66.6, Code of  
13 Virginia. The revenue generated from such fee shall be deposited to the general fund.

**PART 4: GENERAL PROVISIONS**

**§ 4-0.00 OPERATING POLICIES**

§ 4-0.01 OPERATING POLICIES

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

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

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

**§ 4-1.00 APPROPRIATIONS**

§ 4-1.01 PREREQUISITES FOR PAYMENT

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

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

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

§ 4-1.02 WITHHOLDING OF SPENDING AUTHORITY

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

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

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

c. Increased Nongeneral Fund Revenue:

1. General fund appropriations to any state agency for operating expenses are supplemental to nongeneral fund revenues collected by the agency. To the extent that nongeneral fund revenues collected in a fiscal year exceed the estimate on which the operating budget was based, the Governor is authorized to withhold general fund spending authority, by withholding allotments of appropriations, in an equivalent amount. However, this limitation shall not apply to (a) restricted excess tuition and fees for educational and general programs in the institutions of higher education, as defined in § 4-2.01 c of this act; (b) appropriations to institutions of higher education designated for fellowships, scholarships and loans; (c) gifts or grants which are made to any state agency for the direct costs of a stipulated project; (d) appropriations to institutions for the mentally ill or mentally retarded payable from the Mental Health and Mental Retardation Revenue Fund; and (e) general fund appropriations for highway construction and mass transit. Moneys unallotted under this provision shall not be reallocated for any other purpose.

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. Within five business days after the preliminary close of the state accounts at the end of the fiscal year, the State Comptroller  
19 shall provide the Governor with the actual total of (1) individual income taxes, (2) corporate income taxes, and (3) sales taxes  
20 for the just-completed fiscal year, with a comparison of such actual totals with the total of such taxes in the official budget  
21 estimate for that fiscal year. If that comparison indicates that the total of (1) individual income taxes, (2) corporate income  
22 taxes, and (3) sales taxes, as shown on the preliminary close, was one percent or more below the amount of such taxes in the  
23 official budget estimate for the just-completed fiscal year, the Governor shall prepare a written re-estimate of general fund  
24 revenues for the current biennium and the next biennium in accordance with § 2.2-1503, Code of Virginia, to be reported to  
25 the Chairmen of the Senate Finance, House Finance and House Appropriations Committees, not later than September 1  
26 following the close of the fiscal year.

27 5. The Governor shall take no action to withhold allotments until a written plan detailing specific reduction actions approved  
28 by the Governor, identified by program and appropriation item, has been presented to the Chairmen of the House  
29 Appropriations and Senate Finance Committees. Subsequent modifications to the approved reduction plan also must be  
30 submitted to the Chairmen of the House Appropriations and Senate Finance Committees, prior to withholding allotments of  
31 appropriations.

32 6. In effecting the reduction of expenditures, the Governor shall not withhold allotments of appropriations for:

33 a) More than 15 percent cumulatively of the annual general fund appropriation contained in this act for operating expenses of  
34 any one state or nonstate agency or institution designated in this act by title, and the exact amount withheld, by state or  
35 nonstate agency or institution, shall be reported within five calendar days to the Chairmen of the Senate Finance and House  
36 Appropriations Committees. State agencies providing funds directly to grantees named in this act shall not apportion a larger  
37 cut to the grantee than the proportional cut apportioned to the agency. The remaining appropriation to the grantee which is not  
38 subject to the cut, equal to at least 85 percent of the annual appropriation, shall be made by July 31, or in two equal  
39 installments, one payable by July 31 and the other payable by December 31, if the remaining appropriation is less than or  
40 equal to \$500,000, except in cases where the normal conditions of the grant dictate a different payment schedule.

41 b) The payment of principal and interest on the bonded debt or other bonded obligations of the Commonwealth, its agencies  
42 and its authorities, or for payment of a legally authorized deficit.

43 c) The payments for care of graves of Confederate dead.

44 d) The employer contributions, and employer-paid member contributions, to the Social Security System, Virginia Retirement  
45 System, Judicial Retirement System, State Police Officers Retirement System, Virginia Law Officers Retirement System,  
46 Optional Retirement Plan for College and University Faculty, Optional Retirement Plan for Political Appointees, Optional  
47 Retirement Plan for Superintendents, the Volunteer Service Award Program, the Virginia Retirement System's group life  
48 insurance, sickness and disability, and retiree health care credit programs for state employees, state-supported local employees  
49 and teachers. If the Virginia Retirement System Board of Trustees approves a contribution rate for a fiscal year that is lower  
50 than the rate on which the appropriation was based, or if the United States government approves a Social Security rate that is  
51 lower than that in effect for the current budget, the Governor may withhold excess contributions. However, employer and  
52 employee paid rates or contributions for health insurance and matching deferred compensation for state employees,  
53 state-supported local employees and teachers may not be increased or decreased beyond the amounts approved by the General  
54 Assembly. Payments for the employee benefit programs listed in this paragraph may not be delayed beyond the customary  
55 billing cycles that have been established by law or policy by the governing board.

- 1 e) The payments in fulfillment of any contract awarded for the design, construction and furnishing of any state building.
- 2 f) The salary of any state officer for whom the Constitution of Virginia prohibits a change in salary.
- 3 g) The salary of any officer or employee in the Executive Department by more than two percent (irrespective of the fund  
4 source for payment of salaries and wages); however, the percentage of reduction shall be uniformly applied to all employees  
5 within the Executive Department.
- 6 h) The appropriation supported by the State Bar Fund, as authorized by § 54.1-3913, Code of Virginia, unless the supporting  
7 revenues for such appropriation are estimated to be insufficient to pay the appropriation.
- 8 7. The Governor is authorized to withhold specific allotments of appropriations by a uniform percentage, a graduated reduction  
9 or on an individual basis, or apply a combination of these actions, in effecting the authorized reduction of expenditures, up to  
10 the maximum of 15 percent, as prescribed in subdivision 6a of this subsection.
- 11 8. Each nongeneral fund appropriation shall be payable in full only to the extent the nongeneral fund revenues from which the  
12 appropriation is payable are estimated to be sufficient. The Governor is authorized to reduce allotments of nongeneral fund  
13 appropriations by the amount necessary to ensure that expenditures do not exceed the supporting revenues for such  
14 appropriations; however, the Governor shall take no action to reduce allotments of appropriations for major nongeneral fund  
15 sources on account of reduced revenues until such time as a formal written re-estimate of revenues for the current and next  
16 biennium, prepared in accordance with the process specified in § 2.2-1503, Code of Virginia, has been reported to the  
17 Chairmen of the Senate Finance, House Finance, and House Appropriations Committees. For purposes of this subsection, major  
18 nongeneral fund sources are defined as Highway Maintenance and Operating Fund and Transportation Trust Fund.
- 19 9. Notwithstanding any contrary provisions of law, the Governor is authorized to transfer to the general fund on June 30 of  
20 each year of the biennium, or within 20 days from that date, any available unexpended balances in other funds in the state  
21 treasury, subject to the following:
- 22 a) The Governor shall declare in writing to the Chairmen of the Senate Finance and House Appropriations Committees that a  
23 fiscal emergency exists which warrants the transfer of nongeneral funds to the general fund and reports the exact amount of  
24 such transfer within five calendar days of the transfer;
- 25 b) No such transfer may be made from retirement or other trust accounts, the State Bar Fund as authorized by § 54.1-3913,  
26 Code of Virginia, debt service funds, or federal funds; and
- 27 c) The Governor shall include for informative purposes, in the first biennial budget he submits subsequent to the transfer, the  
28 amount transferred from each account or fund and recommendations for restoring such amounts.
- 29 10. The Director, Department of Planning and Budget, shall report spending authority withheld under the provisions of this  
30 subsection to the Chairmen of the Senate Finance and House Appropriations Committees within five calendar days of the  
31 action to withhold. Said report shall include the amount withheld by agency and appropriation item.
- 32 11. If action to withhold allotments of appropriation under this provision is inadequate to eliminate the imbalance between  
33 projected general fund resources and appropriations, the Speaker of the House of Delegates and the President pro tempore of  
34 the Senate shall be advised in writing by the Governor, so that they may consider requesting a special session of the General  
35 Assembly.

#### 36 § 4-1.03 APPROPRIATION TRANSFERS

##### 37 GENERAL

- 38 a. During any fiscal year, the Director, Department of Planning and Budget, may transfer appropriation authority from one state  
39 or other agency to another, to effect the following:
- 40 1) distribution of amounts budgeted in the central appropriation to agencies, or withdrawal of budgeted amounts from agencies  
41 in accordance with specific language in the central appropriation establishing reversion clearing accounts;
- 42 2) distribution of pass-through grants or other funds held by an agency as fiscal agent;
- 43 3) correction of errors within this act, where such errors have been identified in writing by the Chairmen of the House  
44 Appropriations and Senate Finance Committees;
- 45 4) proper accounting between fund sources 0100 and 0300 in higher education institutions;
- 46 5) transfers specifically authorized elsewhere in this act or as specified in the Code of Virginia;
- 47 6) to supplement capital projects in order to realize efficiencies or provide for cost overruns unrelated to changes in size or

- 1 scope; or
- 2 7) to administer a program for another agency or to effect budgeted program purposes approved by the General Assembly,  
3 pursuant to a signed agreement between the respective agencies.
- 4 b. During any fiscal year, the Director, Department of Planning and Budget, may transfer appropriation authority within an  
5 agency to effect proper accounting between fund sources and to effect program purposes approved by the General Assembly,  
6 unless specifically provided otherwise in this act or as specified in the Code of Virginia. However, appropriation authority for  
7 local aid programs and aid to individuals, with the exception of student financial aid, shall not be transferred elsewhere without  
8 advance notice to the Chairmen of the House Appropriations and Senate Finance Committees. Further, any transfers between  
9 capital projects shall be made only to realize efficiencies or provide for cost overruns unrelated to changes in size or scope.
- 10 c.1. In addition to authority granted elsewhere in this act, the Director, Department of Planning and Budget, may transfer  
11 operating appropriations authority among sub-agencies within the Judicial System, the Department of Corrections, and the  
12 Department of Mental Health, Mental Retardation and Substance Abuse Services to effect changes in operating expense  
13 requirements which may occur during the biennium.
- 14 2. The Director, Department of Planning and Budget, may transfer appropriations from the Department of Mental Health,  
15 Mental Retardation and Substance Abuse Services to the Department of Medical Assistance Services, consisting of the general  
16 fund amounts required to match federal funds for reimbursement of services provided by its institutions and Community  
17 Services Boards.
- 18 3. The Director, Department of Planning and Budget, may transfer appropriations from the Office of Comprehensive Services  
19 to the Department of Medical Assistance Services, consisting of the general fund amounts required to match federal funds for  
20 reimbursement of services provided to eligible children.
- 21 4. The Director, Department of Planning and Budget, may transfer an appropriation or portion thereof within a state or other  
22 agency, or from one such agency to another, to support changes in agency organization, program or responsibility enacted by  
23 the General Assembly to be effective during the current biennium.
- 24 5. The Director, Department of Planning and Budget, may transfer appropriations from the second year to the first year, with  
25 said transfer to be reported in writing to the Chairmen of the Senate Finance and House Appropriations Committees within five  
26 calendar days of the transfer, when the expenditure of such funds is required to:
- 27 a) address a threat to life, safety, health or property, or
- 28 b) provide for unbudgeted cost increases for statutorily required services or federally mandated services, in order to continue  
29 those services at the present level, or
- 30 c) provide for payment of overtime salaries and wages, when the obligations for payment of such overtime were incurred  
31 during a situation deemed threatening to life, safety, health, or property, or
- 32 d) provide for payments to the beneficiaries of certain public safety officers killed in the line of duty, as authorized in Title  
33 2.2, Chapter 4, Code of Virginia and for payments to the beneficiaries of certain members of the National Guard and United  
34 States military reserves killed in action in any armed conflict on or after October 7, 2001, as authorized in § 44-93.1 B., Code  
35 of Virginia; or
- 36 e) continue a program at the present level of service or at an increased level of service when required to address unanticipated  
37 increases in workload such as enrollment, caseload or like factors, or unanticipated costs, or
- 38 f) to address unanticipated business or industrial development opportunities which will benefit the state's economy, provided  
39 that any such appropriations be used in a manner consistent with the purposes of the program as originally appropriated.
- 40 6. An appropriation transfer shall not occur except through properly executed appropriation transfer documents designed  
41 specifically for that purpose, and all transactions effecting appropriation transfers shall be entered in the state's computerized  
42 budgeting and accounting systems.
- 43 7. The Director, Department of Planning and Budget, may transfer from any other agency, appropriations to supplement any  
44 project of the Virginia Public Building Authority authorized by the General Assembly and approved by the Governor. Such  
45 capital project shall be transferred to the state agency designated as the managing agency for the Virginia Public Building  
46 Authority.
- 47 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  
48 Virginia (§ 15.2-4100 et seq.) subsequent to July 1, 1999, the provisions of § 15.2-1302 shall govern distributions from state  
49 agencies to the county in which the town is situated, and the Director, Department of Planning and Budget, is authorized to  
50 transfer appropriations or portions thereof within a state agency, or from one such agency to another, if necessary to fulfill the  
51 requirements of § 15.2-1302.

1 § 4-1.04 APPROPRIATION INCREASES

2 a. UNAPPROPRIATED NONGENERAL FUNDS:

3 1. Sale of Surplus Materials:

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

6 2. Insurance Recovery:

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

10 3. Gifts, Grants and Other Nongeneral Funds:

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

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

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

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

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

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

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

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

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

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

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

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

34 d) No obligation or expenditure shall be made from such funds until a revised operating budget request is approved by the  
35 Director, Department of Planning and Budget. Expenditures from any gift, grant or donation shall be in accordance with the  
36 purpose for which it was made; however, expenditures for property, plant or equipment, irrespective of fund source, are subject  
37 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,  
38 of this act.

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

41 4. Any nongeneral fund cash balance recorded on the books of the Department of Accounts as unexpended on the last day of  
42 the fiscal year may be appropriated for use in the succeeding fiscal year with the prior written approval of the Director,  
43 Department of Planning and Budget, unless the General Assembly shall have specifically provided otherwise.

44 5. Reporting:

1 The Director, Department of Planning and Budget, shall report on increases in unappropriated nongeneral funds in accordance  
2 with § 4-8.00, Reporting Requirements, or as modified by specific provisions in this subsection.

3 b. AGRIBUSINESS EQUIPMENT FOR THE DEPARTMENT OF CORRECTIONS

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

9 § 4-1.05 REVERSION OF APPROPRIATIONS AND REAPPROPRIATIONS

10 a. GENERAL FUND OPERATING EXPENSE:

11 1.a) General fund appropriations which remain unexpended on (i) the last day of the previous biennium, ending on June 30,  
12 2008, and (ii) the last day of the first year of the current biennium, ending on June 30, 2009, shall be reappropriated and  
13 allotted for expenditure in the respective succeeding year for the following agencies and programs, provided however, that the  
14 reappropriations shall not be used to create ongoing obligations or expand or create new programs, but shall be applied to  
15 nonrecurring costs:

16 1) Agencies in the Legislative Department, the Judicial Department, and the Independent Agencies, except as may be  
17 specifically provided otherwise by the General Assembly;

18 2) Agencies in the Executive Department, subject to the prior written approval of the Governor, except as may be specifically  
19 provided otherwise by the General Assembly;

20 3) Specific program balances in Executive Department agencies identified by the General Assembly through language in this  
21 act; and

22 4) Institutions of higher education, subject to § 2.2-5005, Code of Virginia.

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

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

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

32 4. The general fund resources available for appropriation in the first enactment of this act for the first year of the biennium  
33 include the planned reversion of certain unexpended balances in operating appropriations as of June 30, 2005, which were  
34 otherwise required to be reappropriated for the second year of the biennium by language in Chapter 951, 2005 Acts of  
35 Assembly, or prior Appropriation Acts.

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

39 b. NONGENERAL FUND OPERATING EXPENSE:

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

45 c. CAPITAL PROJECTS:

46 1. Upon certification by the Director, Department of Planning and Budget, the State Comptroller is hereby authorized to revert  
47 to the fund balance of the general fund any portion of the unexpended general fund cash balance and corresponding  
48 appropriation or reappropriation for a capital project when the Director determines that such portion is not needed for  
49 completion of the project. The State Comptroller may similarly return to the appropriate fund source any part of the

1 unexpended nongeneral fund cash balance and reduce any appropriation or reappropriation which the Director determines is not  
2 needed to complete the project.

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

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

#### 14 § 4-1.06 LIMITED ADJUSTMENTS OF APPROPRIATIONS

##### 15 a. LIMITED CONTINUATION OF APPROPRIATIONS.

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

##### 21 b. LIMITATIONS ON CASH DISBURSEMENTS.

22 Notwithstanding any contrary provision of law, the State Comptroller may begin preparing the accounts of the Commonwealth  
23 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  
24 budgetary transactions and transactions that will not require the receipt or disbursement of funds until after June 30. Should an  
25 emergency arise, or in years in which July 1 falls on a weekend requiring the processing of transactions on or before June 30,  
26 the State Comptroller may, with notification of the Auditor of Public Accounts, authorize the disbursement of funds drawn  
27 against appropriations of the subsequent fiscal year, not to exceed the sum of three million dollars (\$3,000,000) from the  
28 general fund. This provision does not apply to debt service payments on bonds of the Commonwealth which shall be made in  
29 accordance with bond documents, trust indentures, and/or escrow agreements.

#### 30 § 4-1.07 ALLOTMENTS

31 Except when otherwise directed by the Governor within the limits prescribed in §§ 4-1.02 Withholding of Spending Authority,  
32 4-1.03 Appropriation Transfers, and 4-1.04 Appropriation Increases of this act, the Director, Department of Planning and  
33 Budget, shall prepare and act upon the allotment of appropriations required by this act, and by § 2.2-1819, Code of Virginia,  
34 and the authorizations for rates of pay required by this act. Such allotments and authorizations shall have the same effect as if  
35 the personal signature of the Governor were subscribed thereto. This section shall not be construed to prohibit an appeal by the  
36 head of any state agency to the Governor for reconsideration of any action taken by the Director, Department of Planning and  
37 Budget, under this section.

### 38 § 4-2.00 REVENUES

#### 39 § 4-2.01 NONGENERAL FUND REVENUES

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

41 1. No state agency shall solicit or accept any donation, gift, grant, or contract without the written approval of the Governor  
42 except under written guidelines issued by the Governor which provide for the solicitation and acceptance of nongeneral funds.

43 2. The Governor may issue policies in writing for procedures which allow state agencies to solicit and accept nonmonetary  
44 donations, gifts, grants, or contracts except that donations, gifts and grants of real property shall be subject to § 4-4.00 of this  
45 act and § 2.2-1149, Code of Virginia. This provision shall apply to donations, gifts and grants of real property to endowment  
46 funds of institutions of higher education, when such endowment funds are held by the institution in its own name and not by a  
47 separately incorporated foundation or corporation.

48 3. The use of endowment funds for property, plant or equipment for state-owned facilities is subject to §§ 4-2.03 Indirect  
49 Costs, 4-4.01 Capital Projects-General and 4-5.03 Services and Clients of this act.

##### 50 b. HIGHER EDUCATION TUITION AND FEES

- 1 1. Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, all nongeneral fund collections by public  
2 institutions of higher education, including collections from the sale of dairy and farm products, shall be deposited in the state  
3 treasury in accordance with § 2.2-1802, Code of Virginia, and expended by the institutions of higher education in accordance  
4 with the appropriations and provisions of this act, provided, however, that this requirement shall not apply to private gifts,  
5 endowment funds, or income derived from endowments and gifts.
- 6 2. a) The Boards of Visitors or other governing bodies of institutions of higher education may set tuition and fee charges at  
7 levels they deem to be appropriate for all resident student groups based on, but not limited to, competitive market rates,  
8 provided that the total revenue generated by the collection of tuition and fees from all students is within the nongeneral fund  
9 appropriation for educational and general programs provided in this act.
- 10 b) The Boards of Visitors or other governing bodies of institutions of higher education may set tuition and fee charges at  
11 levels they deem to be appropriate for all nonresident student groups based on, but not limited to, competitive market rates,  
12 provided that: i) the tuition and mandatory educational and general fee rates for nonresident undergraduate and graduate  
13 students cover at least 100 percent of the average cost of their education, as calculated through base adequacy guidelines  
14 adopted, and periodically amended, by the Joint Subcommittee Studying Higher Education Funding Policies, and ii) the total  
15 revenue generated by the collection of tuition and fees from all students is within the nongeneral fund appropriation for  
16 educational and general programs provided in this act.
- 17 c) For institutions charging nonresident students less than 100 percent of the cost of education, the State Council of Higher  
18 Education for Virginia may authorize a phased approach to meeting this requirement, when in its judgment, it would result in  
19 annual tuition and fee increases for nonresident students that would discourage their enrollment. From July 1, 2008 through  
20 June 30, 2010, the State Council of Higher Education for Virginia may authorize a temporary waiver from the 100 percent of  
21 cost requirement for nonresident students attending Norfolk State University. Under this waiver, Norfolk State University shall  
22 not be permitted to charge less than 80 percent of cost for nonresident students. Furthermore, the University shall report the  
23 impact of this waiver on out-of-state enrollment to the Governor and the Chairmen of the House Appropriations and Senate  
24 Finance Committees by October 1, 2009.
- 25 d) The Boards of Visitors or other governing bodies of institutions of higher education shall not increase the current proportion  
26 of nonresident undergraduate students if the institution's nonresident undergraduate enrollment exceeds 25 percent. Norfolk  
27 State University, Virginia Military Institute, Virginia State University, and two-year public institutions are exempt from this  
28 restriction.
- 29 3. a) In setting the nongeneral fund appropriation for educational and general programs at the institutions of higher education,  
30 the General Assembly shall take into consideration the appropriate student share of costs associated with providing full funding  
31 of the base adequacy guidelines referenced in subparagraph 2. b), raising average salaries for teaching and research faculty to  
32 the 60th percentile of peer institutions, and other priorities set forth in this act.
- 33 b) In determining the appropriate state share of educational costs for resident students, the General Assembly shall seek to  
34 cover at least 67 percent of educational costs associated with providing full funding of the base adequacy guidelines referenced  
35 in subparagraph 2. b), raising average salaries for teaching and research faculty to the 60th percentile of peer institutions, and  
36 other priorities set forth in this act.
- 37 4. a) Each institution and the State Council of Higher Education for Virginia shall monitor tuition, fees, and other charges, as  
38 well as the mix of resident and nonresident students, to ensure that the primary mission of providing educational opportunities  
39 to citizens of Virginia is served, while recognizing the material contributions provided by the presence of nonresident students.  
40 The State Council of Higher Education for Virginia shall also develop and enforce uniform guidelines for reporting student  
41 enrollments and the domiciliary status of students.
- 42 b) The State Council of Higher Education for Virginia shall report to the Governor and the Chairmen of the House  
43 Appropriations and Senate Finance Committees no later than August 1 of each year the annual change in total charges for  
44 tuition and all required fees approved and allotted by the Board of Visitors. As it deems appropriate, the State Council of  
45 Higher Education for Virginia shall provide comparative national, peer, and market data with respect to charges assessed  
46 students for tuition and required fees at institutions outside of the Commonwealth.
- 47 c) Institutions of higher education are hereby authorized to make the technology service fee authorized in Chapter 1042, 2003  
48 Acts of Assembly, part of ongoing tuition revenue. Such revenues shall continue to be used to supplement technology  
49 resources at the institutions of higher education.
- 50 d) Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, each institution shall work with the State  
51 Council of Higher Education for Virginia and the Virginia College Savings Plan to determine appropriate tuition and fee  
52 estimates for tuition savings plans.
- 53 5. a) It is the intent of the General Assembly that each institution's combined general and nongeneral fund appropriation within  
54 its educational and general program closely approximate the anticipated annual budget each fiscal year.
- 55 b) In coordination with the institutions, the State Council of Higher Education for Virginia shall report no later than August 1

1 of each year on the estimated amount of revenue each institution expects to collect from tuition and mandatory educational and  
2 general fees during the fiscal year.

3 c) This report shall serve as the foundation for any administrative increase in nongeneral fund appropriations within the  
4 institutions' educational and general programs that is approved by the Director, Department of Planning and Budget, pursuant  
5 to the authority provided in § 4-1.04 of this act.

6 d) Each institution must notify the Director, State Council of Higher Education for Virginia, prior to requesting an  
7 administrative increase to the nongeneral fund appropriation for tuition and fee revenue within its educational and general  
8 program. Within 30 days of receiving such notification, the Director of the State Council of Higher Education for Virginia  
9 shall review and provide comment, as necessary, to the Director, Department of Planning and Budget. The Director,  
10 Department of Planning and Budget, shall evaluate the institution's request along with any comments received from the  
11 Director, State Council of Higher Education for Virginia, prior to taking action on the requested administrative increase.

12 e) In consultation with the Director, Department of Planning and Budget, the Director, State Council of Higher Education for  
13 Virginia, shall include a summary of all requested and approved administrative increases to nongeneral fund appropriations for  
14 tuition and fee revenue within the educational and general programs of the institutions of higher education as part of the  
15 annual nongeneral fund revenue report.

16 f) In consultation with the Department of Planning and Budget and the State Council of Higher Education for Virginia, the  
17 Governor shall reconcile actual nongeneral fund expenditures with nongeneral fund appropriations included in the act and  
18 recommend technical adjustments, as he deems appropriate, in submitting his budget amendments prior to the next General  
19 Assembly session.

20 6. Nonresident graduate students employed by an institution as teaching assistants, research assistants, or graduate assistants  
21 and paid at an annual contract rate of \$4,000 or more may be considered resident students for the purposes of charging tuition  
22 and fees.

23 7. The fund source "Higher Education Operating" within educational and general programs for institutions of higher education  
24 includes tuition and fee revenues from nonresident students to pay their proportionate share of the amortized cost of the  
25 construction of buildings approved by the Commonwealth of Virginia Educational Institutions Bond Act of 1992 and the  
26 Commonwealth of Virginia Educational Facilities Bond Act of 2002.

27 8. a) Except as provided in Chapters 933 and 943 of the 2006 Acts of Assembly, mandatory fees for purposes other than  
28 educational and general programs shall not be increased for Virginia undergraduates beyond five percent annually, excluding  
29 requirements for wage, salary, and fringe benefit increases, authorized by the General Assembly. Fee increases required to  
30 carry out actions that respond to mandates of federal agencies are also exempt from this provision, provided that a report on  
31 the purposes of the amount of the fee increase is submitted to the Chairmen of the House Appropriations and Senate Finance  
32 Committees by the institution of higher education at least 30 days prior to the effective date of the fee increase.

33 b) This restriction shall not apply in the following instances: fee increases directly related to capital projects authorized by the  
34 General Assembly; fee increases to support student health services; and other fee increases specifically authorized by the  
35 General Assembly.

36 c) Due to the small mandatory non-educational and general program fees currently assessed students in the Virginia  
37 Community College System, increases in any one year of no more than \$15 shall be allowed on a cost-justified case-by-case  
38 basis, subject to approval by the State Board for Community Colleges.

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

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

#### 44 c. HIGHER EDUCATION PLANNED EXCESS REVENUES:

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

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

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

51 3. The moneys are supplemental to, and not a part of, ongoing expenditure levels for educational and general programs used as



1 the basis for funding in subsequent biennia.

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

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

6 § 4-2.02 GENERAL FUND REVENUE

7 a. STATE AGENCY PAYMENTS INTO GENERAL FUND:

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

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

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

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

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

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

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

17 b)1) Department of Labor and Industry, or any other agency, for the administration of the state labor and employment laws  
18 under Title 40.1, Code of Virginia.

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

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

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

25 e) The Departments of Corrections, Juvenile Justice, and Correctional Education, as required by law, including revenues from  
26 sales of dairy and other farm products, and payments from the U.S. Department of Justice for the housing of illegal aliens and  
27 other inmates.

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

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

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

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

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

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

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

39 l) Without regard to paragraph e) above, the following revenues shall be excluded from the requirement for deposit to the  
40 general fund and shall be deposited as follows: (1) payments to Virginia Correctional Enterprises shall be deposited into the  
41 Virginia Correctional Enterprises Fund; (2) payments to the Departments of Corrections, Juvenile Justice and Correctional  
42 Education for work performed by inmates, work release prisoners, probationers or wards, which are intended to cover the  
43 expenses of these inmates, work release prisoners, probationers, or wards, shall be retained by the respective agencies for their

1 use; and (3) payments to the Department of Correctional Education for work performed shall be retained by the agency to  
2 increase vocational training activities and to purchase work tools and work clothes for inmates, upon release.

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

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

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

14 Notwithstanding any contrary provision of law, for purposes of subsection C of § 58.1-3524 and subsection B of § 58.1-3536,  
15 Code of Virginia, the term general fund revenues, excluding transfers, is defined as (i) all state taxes, including penalties and  
16 interest, required and/or authorized to be collected and paid into the general fund of the state treasury pursuant to Title 58.1,  
17 Code of Virginia, (ii) permits, fees, licenses, fines, forfeitures, charges for services, and revenue from use of money and  
18 property required and/or authorized to be paid into the general fund of the state treasury, and (iii) amounts required to be  
19 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  
20 payments, (ii) one-time payments not generated from the normal operation of state government, or (iii) proceeds from the sale  
21 of state property or assets be included in the general fund revenue calculations for purposes of subsection C of § 58.1-3524  
22 and subsection B of § 58.1-353, Code of Virginia.

23 c. DATE OF RECEIPT OF REVENUES:

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

28 § 4-2.03 INDIRECT COSTS

29 a. INDIRECT COST RECOVERIES FROM GRANTS AND CONTRACTS:

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

32 b. AGENCIES OTHER THAN INSTITUTIONS OF HIGHER EDUCATION:

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

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

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

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

44 c. INSTITUTIONS OF HIGHER EDUCATION:

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

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

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

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

7 d. REPORTS

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

11 e. REGULATIONS:

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

14 **§ 4-3.00 DEFICIT AUTHORIZATION AND TREASURY LOANS**

15 § 4-3.01 DEFICITS

16 a. GENERAL:

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

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

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

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

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

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

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

29 4. The Department of Transportation may obligate funds in excess of the current biennium appropriation for projects of a  
30 capital nature not covered by § 4-4.00 Capital Projects, of this act provided such projects a) are delineated in the Virginia  
31 Transportation Six-Year Improvement Program, as approved by the Commonwealth Transportation Board; and b) have  
32 sufficient cash allocated to each such project to cover projected costs in each year of the Program; and provided that c)  
33 sufficient revenues are projected to meet all cash obligations for such projects as well as all other commitments and  
34 appropriations approved by the General Assembly in the biennial budget.

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

47 c. TOTAL AUTHORIZED DEFICITS: The amount which the Governor may authorize, under the provisions of this section  
48 during the current biennium, to be expended from loans repayable out of the general fund of the state treasury, for all state  
49 agencies, or other agencies combined, in excess of general fund appropriations for the current biennium, shall not exceed one

1 and one-half percent (1 1/2%) of the revenues collected and paid into the general fund of the state treasury as defined in §2 of  
2 the first enactment of this act during the last year of the previous biennium and the first year of the current biennium.

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

7 § 4-3.02 TREASURY LOANS

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

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

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

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

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

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

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

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

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

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

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

46 c. ANTICIPATION LOANS FOR PROJECTS NOT INCLUDED IN THIS ACT OR FOR PROJECTS AUTHORIZED  
47 UNDER § 4-4.01M: Authorization for anticipation loans for projects not included in this act or for projects authorized under  
48 § 4-4.01 m are limited to the provisions below:

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

50 2. When the payment of obligations for capital expenses for projects authorized under § 4-4.01 m is required prior to the  
51 collection of nongeneral fund revenues, any state agency or body corporate and politic, constituting a public corporation and

1 government instrumentality, may borrow from the state treasury the required sums with the prior written approval of the  
 2 Secretary of Finance or his designee as to the amount, terms and sources of such funds. Such loans shall be repaid only from  
 3 nongeneral fund revenues associated with the project.

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

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

10 5. The State Treasurer shall charge current market interest rates on anticipation loans made for capital projects authorized under  
 11 § 4-4.01 m. Interest payments on anticipation loans for nongeneral fund capital projects authorized under § 4-4.01 m shall be  
 12 made from appropriated nongeneral fund revenues. Such interest shall not be paid with the funds from the anticipation loan  
 13 without the approval of the Director of the Department of Planning and Budget.

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

#### 17 § 4-3.03 CAPITAL LEASES

##### 18 a. GENERAL:

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

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

##### 28 b. APPROVAL OF FINANCINGS:

29 1. For any project which qualifies as a capital lease, as defined in the preceding subdivisions a 1 and 2, and which is financed  
 30 through the issuance of securities, the Treasury Board shall approve the terms and structure of such financing pursuant to  
 31 § 2.2-2416, Code of Virginia.

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

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

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

#### 43 § 4-4.00 CAPITAL PROJECTS

##### 44 § 4-4.01 GENERAL

##### 45 a. Definition:

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

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

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

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

9 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  
10 § 4-3.03 of this act shall be exempt from the capital outlay and approval process, provided that the proposed lease is being  
11 undertaken to replace or consolidate leases for an individual agency or in the case of an action to co-locate more than one  
12 agency, and such proposed lease is demonstrated to produce cost savings or cost avoidances or to promote more efficient and  
13 effective service delivery to citizens of the Commonwealth as approved by the Director, Department of Planning and Budget.

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

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

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

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

24 4. As part of any request for appropriations for an armory, the Department of Military Affairs shall obtain a written  
25 commitment from the host locality to share in the operating expense of the armory.

26 c. 1. Each agency head shall provide to the Director, Department of Planning and Budget, a plan for the use of the maintenance  
27 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  
28 repair or replacement of roof on buildings under control of the agency. The agency head shall certify in the agency's annual  
29 update to its maintenance reserve plan that to the best of his or her knowledge, all necessary roof repairs have been  
30 accomplished, are in the process of being accomplished, or the necessary funds for accomplishing the work have been  
31 requested before the agency requests funds for other improvements or new construction projects. Such roof repairs and  
32 replacements shall be in accord with the technical requirements of the Commonwealth's Construction and Professional Manual  
33 for Agencies.

34 2. The second priority for the agency's use of the maintenance reserve funds shall be for deferred maintenance projects that  
35 have been identified in the Facility Inventory Condition and Assessment system as currently or potentially critical because they  
36 must be addressed within the next twelve months.

37 d. The Department of Planning and Budget shall review its approach to capital outlay planning and budgeting from time to  
38 time and report any proposed change to the Chairmen of the House Appropriations and Senate Finance Committees prior to its  
39 implementation. Such report shall include an analysis of the impact of the suggested change on affected agencies and  
40 institutions.

41 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  
42 Virginia, amended by Chapter 488, 1997 Acts of Assembly, relating to Virginia Port Authority capital projects and  
43 procurement activities.

44 f. It is the intent of the General Assembly that the Department of Conservation and Recreation shall be authorized to initiate  
45 and accept by gift or purchase with nongeneral fund dollars any lands for State Park or Natural Area purposes which may  
46 become available, and that are not specifically appropriated by the General Assembly, when such acquisitions are made in  
47 accordance with the provisions of this section and other applicable provisions of state law including approval by the Governor.

48 g. Legislative Approval: It is the intent of the General Assembly that, with the exceptions noted in this paragraph and  
49 paragraph m, all capital projects to be undertaken by agencies of the Commonwealth, including institutions of higher education  
50 shall be pursuant to approvals by the General Assembly at its regular sessions in even-numbered years. The consideration of  
51 capital projects in odd-numbered years shall be limited to:

52 1. Supplementing projects which have been bid and determined to have insufficient funding to be placed under contract, and

- 1 2. Projects declared by the Governor or the General Assembly to be of an emergency nature, which may avoid an increase in  
2 cost or otherwise result in a measurable benefit to the state, and/or which are required for the continued use of existing  
3 facilities.
- 4 This paragraph does not prohibit the initiation of projects authorized by § 4-4.01 m hereof, or projects included under the  
5 central appropriations for capital project expenses in this act.
- 6 h. Preliminary Requirements: In regard to each capital project for which appropriation or reappropriation is made pursuant to  
7 this act, or which is hereafter considered by the Governor for inclusion in the Executive Budget, or which is offered as a gift  
8 or is considered for purchase, the Governor is hereby required: (1) to determine the urgency of its need, as compared with the  
9 need for other capital projects as herein authorized, or hereafter considered; (2) to determine whether the proposed plans and  
10 specifications for each capital project are suitable and adequate, and whether they involve expenditures which are excessive for  
11 the purposes intended; (3) to determine whether labor, materials, and other requirements, if any, needed for the acquisition or  
12 construction of such project can and will be obtained at reasonable cost; and (4) to determine whether or not the project  
13 conforms to a site or master plan approved by the agency head or board of visitors of an institution of higher education for a  
14 program approved by the General Assembly.
- 15 i. Initiation Generally:
- 16 1. No architectural or engineering planning for, or construction of, or purchase of any capital project shall be commenced or  
17 revised without the prior written approval of the Governor.
- 18 2. The requirements of § 10.1-1190, Code of Virginia, shall be met prior to the release of funds for a major state project,  
19 provided, however, that the Governor is authorized to release from any appropriation for a major state project made pursuant to  
20 this act such sum or sums as may be necessary to pay for the preparation of the environmental impact report required by  
21 § 10.1-1188, Code of Virginia.
- 22 3. The Governor, at his discretion, may release from any capital project appropriation or reappropriation made pursuant to this  
23 act such sum (or sums) as may be necessary to pay for the preparation of plans and specifications by architects and engineers,  
24 provided that the estimated cost of the construction covered by such drawings and specifications does not exceed the  
25 appropriation therefor; provided, further, however, that the architectural and engineering fees paid on completion of the  
26 preliminary design for any such project may be based on such estimated costs as may be approved by the Governor in writing,  
27 where it is shown to the satisfaction of the Governor that higher costs of labor or material, or both, or other unforeseen  
28 conditions, have made the appropriation inadequate for the completion of the project for which the appropriation was made,  
29 and where in the judgment of the Governor such changed conditions justify the payment of architectural or engineering fees  
30 based on costs exceeding the appropriation.
- 31 4. Architectural or engineering contracts shall not be awarded in perpetuity for capital projects at any state institution, agency  
32 or activity.
- 33 j. Capital Projects Financed with Bonds: Capital projects proposed to be financed with (i) 9 (c) general obligation bonds or (ii)  
34 9(d) obligations where debt service is expected to be paid from project revenues or revenues of the agency or institution, shall  
35 be reviewed as follows:
- 36 1. Requests for inclusions in the Executive Budget of capital projects to be financed with 9(c) general obligation bonds shall  
37 be submitted to the State Treasurer for evaluation of financial feasibility. Submission shall be in accordance with the  
38 instructions prescribed by the State Treasurer. The State Treasurer shall distribute copies of financial feasibility studies to the  
39 Director, Department of Planning and Budget, the Secretary for the submitting agency or institution, the Chairmen of the  
40 House Appropriations and Senate Finance Committees, and the Director, State Council of Higher Education for Virginia, if the  
41 project is requested by an institution of higher education.
- 42 2. By August 15 of each year, institutions shall also prepare and submit copies of financial feasibility studies to the State  
43 Council of Higher Education for Virginia for 9(d) obligations where debt service is expected to be paid from project revenues  
44 or revenues of the institution. The State Council of Higher Education shall identify the impact of all projects requested by the  
45 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  
46 institutions of higher education and the impact of the project on the institution's need for student financial assistance. The State  
47 Council of Higher Education for Virginia shall report such information to the Secretary of Finance and the Chairmen of the  
48 House Appropriations and Senate Finance Committees no later than October 1 of each year.
- 49 3. Prior to the issuance of debt for 9(c) general obligation projects, when more than one year has elapsed since the review of  
50 financial feasibility specified in § 4-4.01 j 1 above, an updated feasibility study shall be prepared by the agency and reviewed  
51 by the State Treasurer prior to requesting the Governor's Opinion of Financial Feasibility required under Article X, Section 9  
52 (c), of the Constitution of Virginia.
- 53 k. Transfers to supplement capital projects from nongeneral funds may be made under the conditions set forth in §§ 4-1.03 a,  
54 4-1.04 a.3, and 4-4.01 m of this act.

1. Change in Size and Scope: The scope of any capital project may not be increased or decreased by more than five percent in size beyond the plans and justification which were the basis for the appropriation or reappropriation in this act or for the Governor's authorization pursuant to § 4-4.01 m of this act. However, this prohibition is not applicable to changes in size and scope required because of circumstances determined by the Governor to be an emergency, or requirements imposed by the federal government when such capital project is for armories or other defense-related installations and is funded in whole or in part by federal funds, or minor increases in square footage determined by the Director, Department of General Services, to be reasonable based on a written justification submitted by the agency stating the necessity for the increase, with the provision that such increase will not increase the cost of the project beyond the amount appropriated; or decreases in scope to offset unbudgeted costs when such costs are determined by the Director, Department of Planning and Budget, to be reasonable based on a written justification submitted by the agency specifying the amount and nature of the unbudgeted costs and the types of actions that will be taken to decrease the scope of the project. The written justification shall also include a certification, signed by the agency head, that the resulting project will be consistent with the original programmatic intent of the appropriations.

m. Projects Not Included In This Act:

1. Authorization by Governor:

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

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

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

3) The project is to be operated as an educational and general program in an institution of higher education and will be fully funded by nongeneral fund revenues of educational and general programs or from private gifts and indirect cost recoveries.

4) The project consists of plant or property which has become available or has been received as a gift.

5) The project has been recommended for funding by the Tobacco Indemnification and Community Revitalization Commission or the Virginia Tobacco Settlement Foundation.

b) The foregoing conditions are subject to the following criteria:

1) Funds are available within the appropriations made by this act (including those subject to §§ 4-1.03 a, 4-1.04 a.3, and 4-2.03) without adverse effect on other projects or programs, or from unappropriated nongeneral fund revenues or balances.

2) In the Governor's opinion such action may avoid an increase in cost or otherwise result in a measurable benefit to the state.

3) The authorization includes a detailed description of the project, the project need, the total project cost, the estimated operating costs, and the fund sources for the project and its operating costs.

4) The Chairmen of the House Appropriations and Senate Finance Committees shall be notified by the Governor prior to the authorization of any capital project under the provisions of this subsection.

5) Permanent funding for any project initiated under this section shall only be from nongeneral fund sources.

2. Authorization by Director, Department of Planning and Budget:

The Director, Department of Planning and Budget, may authorize initiation of a capital project not included in this act, if the General Assembly has enacted legislation to fund the project from bonds of the Virginia Public Building Authority, Virginia College Building Authority, or from reserves created by refunding of bonds issued by those Authorities.

3. Delegated authorization by Boards of Visitors, Public Institutions of Higher Education:

a. In accordance with § 4-5.06 of this act, the board of visitors of any public institution of higher education that: i) has met the eligibility criteria set forth in Chapters 933 and 945 of the 2005 Acts of Assembly for additional operational and administrative autonomy, including having entered into a memorandum of understanding with the Secretary of Administration for delegated authority of nongeneral fund capital outlay projects, and ii) has received a sum sufficient nongeneral fund appropriation for emergency projects as set out in Part 2: Capital Project Expenses of this act, may authorize the initiation of any capital project that is not specifically set forth in this act provided that the project meets at least one of the conditions and criteria identified in § 4-4.01 m 1 of this act.

b. At least 30 days prior to the initiation of a project under this provision, the board of visitors must notify the Governor and Chairmen of the House Appropriations and Senate Finance Committees and must provide a life-cycle budget analysis of the



- 1 project. Such analysis shall be in a form to be prescribed by the Auditor of Public Accounts.
- 2 c. The Commonwealth of Virginia shall have no general fund obligation for the construction, operation, insurance, routine  
3 maintenance, or long-term maintenance of any project authorized by the board of visitors of a public institution of higher  
4 education in accordance with this provision.
- 5 n. Acquisition, maintenance, and operation of buildings and nonbuilding facilities in colleges and universities shall be subject  
6 to the following policies:
- 7 1. The anticipated program use of the building or nonbuilding facility should determine the funding source for expenditures for  
8 acquisition, construction, maintenance, operation, and repairs.
- 9 2. Expenditures for land acquisition, site preparation beyond five feet from a building, and the construction of additional  
10 outdoor lighting, sidewalks, outdoor athletic and recreational facilities, and parking lots in the Virginia Community College  
11 System shall be made only from appropriated Trust and Agency funds, including local government allocations or  
12 appropriations, or the proceeds of indebtedness authorized by the General Assembly.
- 13 3. The general policy of the Commonwealth shall be that parking is to be operated as an auxiliary enterprise by all colleges  
14 and universities. Institutions should develop sufficient reserves for ongoing maintenance and replacement of parking facilities.
- 15 4. Except as provided in paragraph 2 above, expenditures for maintenance, replacement, and repair of outdoor lighting,  
16 sidewalks, and other infrastructure facilities may be made from any appropriated funds.
- 17 5. Expenditures for operations, maintenance, and repair of athletic, recreational, and public service facilities, both indoor and  
18 outdoor, should be from nongeneral funds. However, this condition shall not apply to any indoor recreational facility existing  
19 on a community college campus as of July 1, 1988.
- 20 6.a. At institutions of higher education that have met the eligibility criteria for additional operational and administrative  
21 authority as set forth in Chapters 933 and 945 of the 2005 Acts of Assembly, any repair, renovation, or new construction  
22 project costing up to \$1,000,000 shall be exempt from the capital outlay review and approval process. For purposes of this  
23 paragraph, projects shall not include any subset of a series of projects, which in combination would exceed the \$1,000,000  
24 maximum.
- 25 b. Blanket authorizations funded entirely by nongeneral funds may be used for 1) renovation and infrastructure projects  
26 costing up to \$2,000,000 and 2) the planning of nongeneral fund new construction and renovation projects through bidding,  
27 with bid award made after receipt of a construction authorization. The Director, Department of Planning and Budget, may  
28 provide exemptions to the threshold.
- 29 7. It is the policy of the Commonwealth that the institutions of higher education shall treat the maintenance of their facilities  
30 as a priority for the allocation of resources. No appropriations shall be transferred from the "Operation and Maintenance of  
31 Plant" subprogram except for closely and definitely related purposes, as approved by the Director, Department of Planning and  
32 Budget, or his designee. A report providing the rationale for each approved transfer shall be made to the Chairmen of the  
33 House Appropriations and Senate Finance Committees.
- 34 o. Legislative Intent and Reporting: Appropriations for capital projects shall be deemed to have been made for purposes which  
35 require their expenditure, or being placed under contract for expenditure, during the current biennium. Agencies to which such  
36 appropriations are made in this act or any other act are required to report progress as specified by the Governor. If, in the  
37 opinion of the Governor, these reports do not indicate satisfactory progress, he is authorized to take such actions as in his  
38 judgment may be necessary to meet legislative intent as herein defined. Reporting on the progress of capital projects shall be  
39 in accordance with § 4-8.00, Reporting Requirements.
- 40 p. No expenditure from a general fund appropriation in this act shall be made to expand or enhance a capital outlay project  
41 beyond that anticipated when the project was initially approved by the General Assembly except to comply with requirements  
42 imposed by the federal government when such capital project is for armories or other defense-related installations and is  
43 funded in whole or in part by federal funds. General fund appropriations in excess of those necessary to complete the project  
44 shall not be reallocated to expand or enhance the project, or be reallocated to a different project. The prohibitions in this  
45 subsection shall not apply to transfers from projects for which reappropriations have been authorized.
- 46 q. Local or private funds to be used for the acquisition, construction or improvement of capital projects for state agency use as  
47 owner or lessee shall be deposited into the state treasury for appropriation prior to their expenditure for such projects.
- 48 r. State-owned Registered Historic Landmarks: To guarantee that the historical and/or architectural integrity of any state-owned  
49 properties listed on the Virginia Landmarks Register and the knowledge to be gained from archaeological sites will not be  
50 adversely affected because of inappropriate changes, the heads of those agencies in charge of such properties are directed to  
51 submit all plans for significant alterations, remodeling, redecoration, restoration or repairs that may basically alter the  
52 appearance of the structure, landscaping, or demolition to the Department of Historic Resources. Such plans shall be reviewed  
53 within thirty days and the comments of that department shall be submitted to the Governor through the Department of General

1 Services for use in making a final determination.

2 s.1. The Governor may authorize the conveyance of any interest in property or improvements thereon held by the  
3 Commonwealth to the educational or real estate foundation of any institution of higher education where he finds that such  
4 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  
5 appropriated to the institution by the General Assembly. Any approved conveyance shall be exempt from § 2.2-1156, Code of  
6 Virginia, and any other statute concerning conveyance, transfer or sale of state property. If the foundation conveys any interest  
7 in the property or any improvements thereon, such conveyance shall likewise be exempt from compliance with any statute  
8 concerning disposition of state property. Any income or proceeds from the conveyance of any interest in the property shall be  
9 deemed to be local or private funds and may be used by the foundation for any foundation purpose.

10 2. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
11 of Assembly.

12 t.1. Facility Lease Agreements Involving Institutions of Higher Education: In the case of any lease agreement involving  
13 state-owned property controlled by an institution of higher education, where the lease has been entered into consistent with the  
14 provisions of § 2.2-1155, Code of Virginia, the Governor may amend, adjust or waive any project review and reporting  
15 procedures of Executive agencies as may reasonably be required to promote the property improvement goals for which the  
16 lease agreement was developed.

17 2. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
18 of Assembly.

19 u. Energy-efficiency Projects: Improvements to state-owned properties for the purpose of energy-efficiency shall be considered  
20 an operating expense, provided that:

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

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

27 3. The scope of work has been reviewed by the Department of Mines, Minerals and Energy.

28 4. However, if the project scope entails: (a) constructing, enlarging, altering, repairing or demolishing a building or structure,  
29 (b) changing the use of a building either within the same use group or to a different use group when the new use requires  
30 greater degrees of structural strength, fire protection, exit facilities or sanitary provisions, or (c) removing or disturbing any  
31 asbestos-containing materials during demolition, alteration, renovation of or additions to building or structures, the project shall  
32 be subject to the state capital outlay process.

33 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  
34 to the capital budgeting process. However, energy performance projects underway before July 1, 2005, shall continue to be  
35 treated as operating expenses.

36 6. If the total project exceeds \$250,000, the agency director will submit written notification to the Director, Department of  
37 Planning and Budget, verifying that the project meets all of the above conditions. The director shall notify, in turn, the  
38 Chairmen of the House Appropriations and Senate Finance Committees that such projects have been initiated.

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

46 w. Except for institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts of Assembly, any  
47 alternative financing agreement entered into between a state agency or institution of higher education and a private entity or  
48 affiliated foundation must be reviewed and approved by the Treasury Board.

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

1 y. Any new construction project developed by or for the Chippokes Plantation Farm Foundation, with an estimated cost of  
2 \$750,000 or less, shall be exempt from the capital outlay review and approval process.

3 z. Construction or improvement projects of the Department of Military Affairs are not exempt from the capital outlay review  
4 process except for those projects with both an estimated cost of less than \$500,000 and 100 percent federal reimbursement.

5 § 4-4.02 PLANNING AND BUDGETING

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

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

13 **§ 4-5.00 SPECIAL CONDITIONS AND RESTRICTIONS ON EXPENDITURES**

14 § 4-5.01 TRANSACTIONS WITH INDIVIDUALS

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

18 b. STUDENT FINANCIAL ASSISTANCE FOR HIGHER EDUCATION:

19 1. General:

20 a) The appropriations made in this act to state institutions of higher education within the Items for student financial assistance  
21 may be expended for any one, all, or any combination of the following purposes: grants to undergraduate students enrolled at  
22 least one-half time in a degree, certificate or diploma program; grants to full-time graduate students; grants to students enrolled  
23 full-time in a dual or concurrent undergraduate and graduate program; institutional contributions to federal or private student  
24 grant aid programs requiring matching funds by the institution, except for programs requiring work. The State Council of  
25 Higher Education for Virginia shall annually approve each institution's proposed plan for the expenditures of its appropriation  
26 for undergraduate student financial assistance. The proposed plan shall include the institution's assumptions and calculations for  
27 determining the cost of education and student financial need. For the purposes of the proposed plan, each community college  
28 shall be considered independently.

29 b) All awards made to undergraduate students from such Items shall be for Virginia students only and such awards shall offset  
30 all, or portions of, the costs of tuition and required fees, and, in the case of students qualifying under subdivision b 2 c)1)  
31 hereof, the cost of books. All undergraduate financial aid award amounts funded by this appropriation shall be proportionate to  
32 the financial need of individual students, with students with higher levels of remaining need receiving grants before other  
33 students. No criteria other than the need of the student shall be used to determine the award amount other than as specified in  
34 Item 203 (L) of this act. Because of the low cost of attendance, a modified approach should be implemented for community  
35 college and Richard Bland College students that recognizes that federal grants provide a much higher portion of cost than at  
36 other institutions. Student financial need shall be determined by a need-analysis system approved by the Council.

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

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

42 d) A student who receives a grant under such Items and who, during a semester, withdraws from the institution which made  
43 the award must surrender the unused portion. The tuition refund policy in effect at the particular institution will determine the  
44 amount of the unused portion of the award and thereby the amount of the award that must be reclaimed by the institution.

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

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

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

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

3 2. Grants To Undergraduate Students:

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

6 b) A student receiving an award must be duly admitted and enrolled in a degree, certificate or diploma program at the  
7 institution making the award, and shall be making satisfactory academic progress as defined by the institution for the purposes  
8 of eligibility under Title IV of the federal Higher Education Act, as amended.

9 c)1) It is the intent of the General Assembly that students eligible under the Virginia Guaranteed Assistance Program (VGAP)  
10 authorized in Title 23, Chapter 4.4:2, Code of Virginia, shall receive grants before all other students at the same institution  
11 with equivalent financial need from the appropriations for undergraduate student financial assistance found in Part 1 of this act  
12 (service area 1081000 - Scholarships). In each instance, VGAP eligible students shall receive awards greater than other  
13 students with equivalent financial need.

14 2) The amount of each VGAP grant shall vary according to each student's remaining need and the total of tuition, all required  
15 fees and the cost of books at the institution the student will attend upon acceptance for admission. The actual amount of the  
16 VGAP award will be determined by the proportionate award schedule adopted by each institution; however, those students with  
17 the greatest financial need shall be guaranteed an award at least equal to tuition.

18 3) It is the intent of the General Assembly that the Virginia Guaranteed Assistance Program serve as an incentive to financially  
19 needy students now attending elementary and secondary school in Virginia to raise their expectations and their academic  
20 performance and to consider higher education an achievable objective in their futures.

21 4) Students may not receive a VGAP and a Commonwealth grant in the same semester.

22 3. Grants To Graduate Students:

23 a) An individual award may be based on financial need but may, in addition to or instead of, be based on other criteria  
24 determined by the institution making the award. The amount of an award shall be determined by the institution making the  
25 award; however, the Council shall annually be notified as to the maximum size of a graduate award that is paid from funds in  
26 the appropriation.

27 b) The institution is required to transfer to educational and general appropriations all funds used to pay graduate assistantships  
28 or for duties which require work.

29 c) A student receiving a graduate award paid from the appropriation must be duly admitted into a graduate degree program at  
30 the institution making the award.

31 d) Not more than 50 percent of the funds designated by an institution as graduate grants from the appropriation, and approved  
32 as such by the Council, shall be awarded to persons not eligible to be classified as Virginia domiciliary resident students.

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

37 5. Discontinued Loan Program:

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

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

49 2) The cash so paid into the state treasury shall be used only for grants to undergraduate and graduate students in the Higher  
50 Education Student Financial Assistance program according to arrangements authorized by the Council and approved by the

1 Department of Planning and Budget.

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

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

8 § 4-5.02 THIRD PARTY TRANSACTIONS

9 a. EMPLOYMENT OF ATTORNEYS:

10 1. All attorneys authorized by this act to be employed by any state agency and all attorneys compensated out of any moneys  
11 appropriated in this session of the General Assembly shall be appointed by the Attorney General and be in all respects subject  
12 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  
13 Virginia; provided, however, that if the Governor certifies the need for independent legal counsel for any Executive  
14 Department agency, such agency shall be free to act independently of the Office of the Attorney General in regard to selection,  
15 and provided, further, that compensation of such independent legal counsel shall be paid from the moneys appropriated to such  
16 Executive Department agency or from the moneys appropriated to the Office of the Attorney General.

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

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

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

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

30 d. DEBT COLLECTION SERVICES:

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

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

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

46 § 4-5.03 SERVICES AND CLIENTS

47 a. CHANGED COST FACTORS:

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

1 2. State agencies shall submit any proposed modifications in rates to be charged by internal service funds, pursuant to  
 2 §§ 2.2-803, 2.2-1011, and 2.2-2013, Code of Virginia, that impact on agency expenditures to the Department of Planning and  
 3 Budget for review prior to approval by the Joint Legislative Audit and Review Commission. In its review, the Department of  
 4 Planning and Budget shall determine whether the requested rate modifications are consistent with budget assumptions and  
 5 report its findings to the Commission prior to the approval of the rate request.

6 b. NEW SERVICES:

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

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

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

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

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

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

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

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

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

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

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

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

36 d. PERFORMANCE MEASUREMENT

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

43 2.a) Within thirty days of the enactment of this act, the Director, Department of Planning and Budget, shall submit in writing  
 44 to the Chairmen of the House Appropriations and Senate Finance Committees a list of the new initiatives for which  
 45 appropriations are provided in this act.

46 b) Not later than ninety days after the end of the first year of the biennium, the Director, Department of Planning and Budget,  
 47 shall prepare a report on the performance of each new initiative contained in the list, to be submitted to the Chairmen of the  
 48 House Appropriations and Senate Finance Committees. The report shall compare the actual results, including expenditures, of

1 the initiative with the anticipated results and the appropriation for the initiative. This information shall be used to determine  
 2 whether the initiative should be extended beyond the beginning period. In the preparation of this report, all state agencies shall  
 3 provide assistance as requested by the Department of Planning and Budget.

4 § 4-5.04 GOODS AND SERVICES

5 a. STUDENT ATTENDANCE AT INSTITUTIONS OF HIGHER EDUCATION:

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

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

22 3. Compliance: The president or chancellor of each institution of higher education is responsible for the institution's  
 23 compliance with this subsection.

24 b. INFORMATION TECHNOLOGY FACILITIES AND SERVICES:

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

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

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

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

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

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

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

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

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

9 5. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
10 of Assembly.

11 c. MOTOR VEHICLES AND AIRCRAFT:

12 1. No motor vehicles (including station wagons) shall be purchased or leased with public funds by the state or any officer or  
13 employee on behalf of the state without the prior written approval of the Director, Department of General Services.

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

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

23 d. DRUG PURCHASES: No state agency shall dispense drugs purchased from appropriations in this act for Title XIX, Social  
24 Security Act. This provision shall not apply to drugs dispensed to patients of institutions operated by the Department of Mental  
25 Health, Mental Retardation and Substance Abuse Services, and the hospital at the University of Virginia and to patients of  
26 local health departments.

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

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

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

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

55 3. The State Comptroller may authorize exemptions to restrictions upon use of common carrier accommodations;



1 4. The State Comptroller may authorize reimbursement by per diem in lieu of actual costs of meals and any other expense  
2 category deemed necessary for the efficient and effective operation of state government;

3 5. State agencies shall identify all employees likely to travel on official business of state government more than twice per year  
4 and shall reimburse such employees for their travel costs using electronic data interchange. Any exceptions to this requirement  
5 must be approved by the affected cabinet secretary; and

6 6. This section shall not apply to members and employees of public school boards.

7 g. SMALL PURCHASE CHARGE CARD, ELECTRONIC DATA INTERCHANGE, DIRECT DEPOSIT, AND PAYLINE  
8 OPT OUT: The State Comptroller is hereby authorized to charge state agencies a fee of \$5 per check or earnings notice when,  
9 in his judgment, agencies have failed to comply with the Commonwealth's electronic commerce initiatives to reduce  
10 unnecessary administrative costs for the printing and mailing of state checks and earning notices. The fee shall be collected by  
11 the Department of Accounts through accounting entries.

12 h. PURCHASES AIMED AT GOVERNMENT PRODUCTIVITY OR EFFICIENCY: Notwithstanding any other provisions of  
13 law, including by not limited to the definition of "qualifying project" provided in § 56-575.1, Code of Virginia, the Governor  
14 or his designee may authorize any state agency to purchase goods or services aimed at increasing state government  
15 productivity or efficiency using the procurement procedures outlined in the Public-Private Educational Facilities and  
16 Infrastructure Act of 2002, codified at § 56-575.1 et seq., Code of Virginia.

#### 17 § 4-5.05 NONSTATE AGENCIES, INTERSTATE COMPACTS AND ORGANIZATIONAL MEMBERSHIPS

18 a. The accounts of any agency, however titled, which receives funds from this or any other appropriating act, and is not owned  
19 or controlled by the Commonwealth of Virginia, shall be subject to audit or shall present an audit acceptable to the Auditor of  
20 Public Accounts when so directed by the Governor or the Joint Legislative Audit and Review Commission.

21 b.1. For purposes of this subsection, the definition of "nonstate agency" is that contained in § 2.2-1505, Code of Virginia.

22 2. Allotment of appropriations to nonstate agencies shall be subject to the following criteria:

23 a) Such agency is located in and operates in Virginia.

24 b) The agency must be open to the public or otherwise engaged in activity of public interest, with expenditures having actually  
25 been incurred for its operation.

26 3. No allotment of appropriations shall be made to a nonstate agency until such agency has certified to the Secretary of  
27 Finance that cash or in-kind contributions are on hand and available to match equally all or any part of an appropriation which  
28 may be provided by the General Assembly, unless the organization is specifically exempted from this requirement by language  
29 in this act. Such matching funds shall not have been previously used to meet the match requirement in any prior appropriation  
30 act.

31 4. Operating appropriations for nonstate agencies (nonhistorical) equal to or in excess of \$150,000 shall be disbursed to  
32 nonstate agencies in twelve or fewer equal monthly installments depending on when the first payment is made within the fiscal  
33 year. Operating appropriations for nonstate agencies (nonhistorical) of less than \$150,000 shall be disbursed in one payment  
34 once the nonstate agency has successfully met applicable match and application requirements.

35 5. The provisions of § 2.2-4343 A 14, Code of Virginia shall apply to any expenditure of state appropriations by a nonstate  
36 agency.

37 c.1. Each interstate compact commission and each organization in which the Commonwealth of Virginia or a state agency  
38 thereof holds membership, and the dues for which are provided in this act or any other appropriating act, shall submit its  
39 biennial budget request to the state agency under which such commission or organization is listed in this act. The state agency  
40 shall include the request of such commission or organization within its own request, but identified separately. Requests by the  
41 commission or organization for disbursements from appropriations shall be submitted to the designated state agency.

42 2. Each state agency shall submit by November 1 each year, a report to the Director, Department of Planning and Budget,  
43 listing the name and purpose for organizational memberships held by that agency with annual dues of \$5,000 or more.

#### 44 § 4-5.06 DELEGATION OF AUTHORITY

45 a. The designation in this act of an officer or agency head to perform a specified duty shall not be deemed to supersede the  
46 authority of the Governor to delegate powers under the provisions of § 2.2-104 , Code of Virginia.

47 b. The nongeneral fund capital outlay decentralization programs initiated pursuant to § 4-5.08b of Chapter 912, 1996 Acts of  
48 Assembly as continued in subsequent appropriation acts are hereby made permanent. Decentralization programs for which  
49 institutions have executed memoranda of understanding with the Secretary of Administration pursuant to the provisions of

1 § 4-5.08b of Chapter 912, 1996 Acts of Assembly shall no longer be considered pilot projects, and shall remain in effect until  
2 revoked.

3 c. Institutions wishing to participate in a nongeneral fund capital outlay decentralization program for the first time shall submit  
4 a letter of interest to the appropriate Cabinet Secretary. Within 90 calendar days of the receipt of the institution's request to  
5 participate, the responsible Cabinet Secretary shall determine whether the institution meets the eligibility criteria and, if  
6 appropriate, establish a decentralization program at the institution. The Cabinet Secretary shall report to the Governor and  
7 Chairmen of the Senate Finance and House Appropriations Committees by December 1 of each year all institutions that have  
8 applied for inclusion in a decentralization program and whether the institutions have been granted authority to participate in the  
9 decentralization program.

10 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  
11 programs for selected capital outlay projects and memoranda of understanding in institutions of higher education are hereby  
12 continued. Notwithstanding these provisions, those projects shall be insured through the state's risk management liability  
13 program.

14 e. If during an independent audit conducted by the Auditor of Public Accounts, the audit discloses that an institution is not  
15 performing within the terms of the memoranda of understanding or their addenda, the Auditor shall report this information to  
16 the Governor, the responsible Cabinet Secretary, and the Chairmen of the Senate Finance and House Appropriations  
17 Committees.

18 f. Institutions that have executed memoranda of understanding with the Secretary of Administration for nongeneral fund capital  
19 outlay decentralization programs are hereby granted a waiver from the provisions of § 2.2-4301, Competitive Negotiation,  
20 subdivision 3a, Code of Virginia, regarding the not to exceed amount of \$100,000 for a single project, the not to exceed sum  
21 of \$500,000 for all projects performed, and the option to renew for two additional one-year terms.

22 g. Notwithstanding any contrary provision of law or this act, delegations of authority in this act to the Governor shall apply  
23 only to agencies and personnel within the Executive Department, unless specifically stated otherwise.

24 h. This section shall not apply to public institutions of higher education governed by Chapters 933 and 943 of the 2006 Acts  
25 of Assembly.

#### 26 § 4-5.07 LEASE PAYMENTS

27 a. Agencies shall not acquire real property by lease until the agency certifies to the Director, Department of General Services,  
28 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  
29 leased space conforms with the space planning procedures for leased facilities developed by the Department of General  
30 Services and approved by the Governor. This provision shall not apply to institutions of higher education that have met the  
31 conditions prescribed in subsection B of § 23-38.88, Code of Virginia. The Department of General Services shall report to the  
32 Chairmen of the Senate Finance Committee and House Appropriations Committee by September 1 of each year on real  
33 property leases that are in effect for the current year, the agency executing the lease, the amount of space leased, and the cost  
34 of the annual lease.

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

#### 37 § 4-5.08 SEMICONDUCTOR MANUFACTURING PERFORMANCE GRANT PROGRAMS

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

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

1 § 4-5.09 DISPOSITION OF SURPLUS REAL PROPERTY

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

4 1. Any emergency declared in accordance with §§ 44-146.18:2 or 44-146.28, Code of Virginia, or

5 2. Not less than thirty days after the Governor notifies, in writing, the Chairmen of the House Appropriations and Senate  
6 Finance Committees regarding the planned conveyance, including a statement of the proceeds to be derived from such  
7 conveyance and the individual or entity taking title to such property.

8 3. Surplus property valued at less than \$5,000,000 that is possessed and controlled by a public institution of higher education,  
9 pursuant to §§ 2.2-1149 and 2.2-1153, Code of Virginia.

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

13 § 4-5.10 SURPLUS PROPERTY TRANSFERS FOR ECONOMIC DEVELOPMENT

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

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

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

28 § 4-6.00 POSITIONS AND EMPLOYMENT

29 § 4-6.01 EMPLOYEE COMPENSATION

30 a. The compensation of all kinds and from all sources of each appointee of the Governor and of each officer and employee in  
31 the Executive Department who enters the service of the Commonwealth or who is promoted to a vacant position shall be fixed  
32 at such rate as shall be approved by the Governor in writing or as is in accordance with rules and regulations established by  
33 the Governor. No increase shall be made in such compensation except with the Governor's written approval first obtained or in  
34 accordance with the rules and regulations established by the Governor. In all cases where any appointee, officer or employee is  
35 employed or promoted to fill a vacancy in a position for which a salary is specified by this act, the Governor may fix the  
36 salary of such officer or employee at a lower rate or amount within the respective level than is specified. In those instances  
37 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  
38 such position in accordance with the provisions of this subsection.

39 b. Annual salaries of positions listed below shall be paid in the amount shown.

40

	July 1, 2008 to November 24, 2008	November 25, 2008 to June 30, 2009	July 1, 2009 to June 30, 2010
41 Chief of Staff	\$146,916	\$146,916	\$151,323
42 Secretary of Administration	\$146,916	\$146,916	\$151,323
43 Secretary of Agriculture and 44 Forestry	\$146,916	\$146,916	\$151,323

1				
2	Secretary of Commerce and			
3	Trade	\$146,916	\$146,916	\$151,323
4				
5	Secretary of the			
6	Commonwealth	\$146,916	\$146,916	\$151,323
7				
8	Secretary of Education	\$146,916	\$146,916	\$151,323
9				
10	Secretary of Finance	\$146,916	\$146,916	\$151,323
11				
12	Secretary of Health and Human			
13	Resources	\$146,916	\$146,916	\$151,323
14				
15	Secretary of Natural Resources	\$146,916	\$146,916	\$151,323
16				
17	Secretary of Public Safety	\$146,916	\$146,916	\$151,323
18				
19	Secretary of Technology	\$146,916	\$146,916	\$151,323
20				
21	Secretary of Transportation	\$146,916	\$146,916	\$151,323
22				

23

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

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

31 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.

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

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

38 2) The governing boards of the independent agencies may increase or decrease the annual salary for incumbents of positions  
39 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  
40 respective salary range, in accordance with an assessment of performance and service to the Commonwealth.

41 b)1) The appointing or governing authority may grant performance bonuses of 0-5 percent for positions whose salaries are  
42 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  
43 with policies and procedures established by such appointing or governing authority. Such performance bonuses shall be over  
44 and above the salaries listed in this act, and shall not become part of the base rate of pay.

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

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

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

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

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

11 b) Existing salary contracts between the Chief Information Officer and the Information Technology Investment Board in effect  
 12 before the enactment of this act shall remain in effect as originally written until the termination of said contracts. Salary  
 13 contracts entered into after enactment of this act shall adhere to the conditions specified in § 4-6.01.

	<b>July 1, 2008 To November 24, 2008</b>	<b>November 25, 2008 To June 30, 2009</b>	<b>July 1, 2009 to June 30, 2010</b>
<b>Level I Range</b>	<b>\$123,125 - \$211,097</b>	<b>\$123,125 - \$211,097</b>	<b>\$126,819 - \$217,429</b>
<b>Midpoint</b>	\$167,111	\$167,111	\$172,124
Chief Information Officer, Virginia Information Technologies Agency	\$189,280	\$189,280	\$194,958
Commissioner, Department of Motor Vehicles	\$143,449	\$143,449	\$147,752
Commissioner, Department of Social Services	\$143,450	\$143,450	\$147,754
Commissioner of Mental Health, Mental Retardation and Substance Abuse Services	\$189,280	\$189,280	\$194,958
Commonwealth Transportation Commissioner	\$189,280	\$189,280	\$194,958
Director, Department of Corrections	\$147,321	\$147,321	\$151,741
Director, Department of Environmental Quality	\$150,218	\$150,218	\$154,725
Director, Department of Medical Assistance Services	\$148,249	\$148,249	\$152,696
Director, Department of Planning and Budget	\$151,628	\$151,628	\$156,177
State Health Commissioner	\$175,742	\$175,742	\$181,014
State Tax Commissioner	\$136,806	\$136,806	\$140,910
Superintendent of Public Instruction	\$191,906	\$191,906	\$197,663

1	Superintendent of State			
2	Police	\$145,787	\$145,787	\$150,161
3				
4				
5		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>November 25, 2009</b>
6		<b>To</b>	<b>To</b>	<b>To</b>
7		<b>November 24, 2008</b>	<b>June 30, 2009</b>	<b>July 1, 2009</b>
8	<b>Level II Range</b>	<b>\$96,679 - \$168,103</b>	<b>\$96,679 - \$168,103</b>	<b>\$99,580 - \$173,147</b>
9				
10	<b>Midpoint</b>	\$115,329	\$119,942	\$136,364
11				
12	Alcoholic Beverage			
13	Control Commissioners			
14	(two)	\$124,741	\$124,741	\$128,483
15				
16	Chairman, Alcoholic			
17	Beverage Control Board	\$124,741	\$124,741	\$128,483
18				
19	Commissioner,			
20	Department of			
21	Agriculture and			
22	Consumer Services	\$137,280	\$137,280	\$141,398
23				
24	Commissioner,			
25	Department of Veterans			
26	Services	\$125,336	\$125,336	\$129,096
27				
28	Commissioner, Virginia			
29	Employment			
30	Commission	\$124,741	\$124,741	\$128,483
31				
32	Executive Director,			
33	Department of Game and			
34	Inland Fisheries	\$107,421	\$107,421	\$110,644
35				
36	Commissioner, Marines			
37	Resources Commission	\$109,900	\$109,900	\$113,197
38				
39	Director, Department of			
40	Business Assistance	\$149,261	\$149,261	\$153,739
41				
42	Director, Department of			
43	Forensic Science	\$146,640	\$146,640	\$151,039
44				
45	Director, Department of			
46	General Services	\$141,231	\$141,231	\$145,468
47				
48	Director, Department of			
49	Mines, Minerals and			
50	Energy	\$124,740	\$124,740	\$128,482
51				
52	Director, Department of			
53	Human Resource			
54	Management	\$137,955	\$137,955	\$142,094
55				
56	Director, Department of			
57	Juvenile Justice	\$137,357	\$137,357	\$141,478
58				
59	Director, Department of			
60	Rail and Public			
61	Transportation	\$152,821	\$152,821	\$157,406
62				
63	Executive Director,			
64	Virginia Port Authority	\$137,186	\$137,186	\$141,302
65				
66	State Comptroller	\$133,972	\$133,972	\$137,991
67				

1	State Treasurer	\$133,506	\$133,506	\$137,511
2				
3				
4		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>July 1, 2009</b>
5		<b>To</b>	<b>To</b>	<b>To</b>
6		<b>November 24, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>
7	<b>Level III Range</b>	<b>\$86,994 - \$146,179</b>	<b>\$86,994 - \$146,179</b>	<b>\$89,604 - \$150,565</b>
8				
9	<b>Midpoint</b>	\$116,587	\$116,587	\$120,085
10				
11	Adjutant General	\$131,903	\$131,903	\$135,860
12				
13	Chairman, Virginia			
14	Parole Board	\$125,107	\$125,107	\$128,860
15				
16	Member, Virginia Parole			
17	Board	\$105,188	\$105,188	\$108,344
18				
19	Member, Virginia Parole			
20	Board	\$108,470	\$108,470	\$111,724
21				
22	Commissioner,			
23	Department of Labor and			
24	Industry	\$125,759	\$125,759	\$129,532
25				
26	Commissioner,			
27	Department of			
28	Rehabilitative Services	\$130,815	\$130,815	\$134,739
29				
30	Coordinator, Department			
31	of Emergency			
32	Management	\$114,650	\$114,650	\$118,090
33				
34	Director, Department of			
35	Aviation	\$127,937	\$127,937	\$131,775
36				
37	Director, Department of			
38	Conservation and			
39	Recreation	\$128,004	\$128,004	\$131,844
40				
41	Director, Department of			
42	Criminal Justice Services	\$124,276	\$124,276	\$128,004
43				
44	Director, Department of			
45	Employment Dispute			
46	Resolution	\$106,436	\$106,436	\$109,629
47				
48	Director, Department of			
49	Health Professions	\$120,121	\$120,121	\$123,725
50				
51	Director, Department of			
52	Historic Resources	\$105,189	\$105,189	\$108,345
53				
54	Director, Department of			
55	Housing and Community			
56	Development	\$118,414	\$118,414	\$121,966
57				
58	Director, Department of			
59	Professional and			
60	Occupational Regulation	\$127,124	\$127,124	\$130,938
61				
62	Director, The Science			
63	Museum of Virginia	\$122,635	\$122,635	\$126,314
64				
65	Director, Virginia			
66	Museum of Fine Arts	\$127,358	\$127,358	\$131,179
67				

1	Director, Virginia			
2	Museum of Natural			
3	History	\$105,189	\$105,189	\$108,345
4				
5	Executive Director,			
6	Jamestown-Yorktown			
7	Foundation	\$121,848	\$121,848	\$125,503
8				
9	Executive Secretary,			
10	Virginia Racing			
11	Commission	\$102,503	\$102,503	\$105,578
12				
13	Librarian of Virginia	\$132,890	\$132,890	\$136,877
14				
15	State Forester,			
16	Department of Forestry	\$96,660	\$96,660	\$99,560
17				
18	Superintendent,			
19	Department of			
20	Correctional Education	\$128,873	\$128,873	\$132,739
21				
22				
23		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>July 1, 2009</b>
24		<b>To</b>	<b>To</b>	<b>To</b>
25		<b>November 24, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>
26	<b>Level IV Range</b>	<b>\$65,781 - \$120,240</b>	<b>\$65,781 - \$120,240</b>	<b>\$67,755 - \$123,847</b>
27				
28	<b>Midpoint</b>	\$93,011	\$93,011	\$95,801
29				
30	Administrator,			
31	Commonwealth's			
32	Attorneys' Services			
33	Council	\$93,537	\$93,537	\$96,343
34				
35	Commissioner,			
36	Department for the			
37	Aging	\$109,309	\$109,309	\$112,588
38				
39	Commissioner, Virginia			
40	Department for the Blind			
41	and Vision Impaired	\$89,086	\$89,086	\$91,759
42				
43	Director, Department of			
44	Minority Business			
45	Enterprise	\$102,752	\$102,752	\$105,835
46				
47	Executive Director,			
48	Board of Accountancy	\$98,114	\$98,114	\$101,057
49				
50	Executive Director,			
51	Frontier Culture Museum			
52	of Virginia	\$101,085	\$101,085	\$104,118
53				
54	Human Rights Director,			
55	Human Rights Council	\$73,090	\$73,090	\$75,283
56				
57	Secretary, State Board of			
58	Elections	\$104,000	\$104,000	\$107,120
59				
60				
61		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>July 1, 2009</b>
62		<b>To</b>	<b>To</b>	<b>to</b>
63		<b>November 24, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>
64	<b>Level V Range</b>	<b>\$18,259 - \$91,520</b>	<b>\$18,259 - \$91,520</b>	<b>\$18,807 - \$94,266</b>
65				
66	<b>Midpoint</b>	\$54,890	\$54,890	\$56,537
67				



1	Director, Gunston Hall	\$82,072	\$82,072	\$84,534
2				
3	Director, Virginia			
4	Department for the Deaf			
5	and Hard-of-Hearing	\$79,589	\$79,589	\$81,977
6				
7	Executive Director,			
8	Department of Fire			
9	Programs	\$83,200	\$83,200	\$85,696
10				
11	Executive Director,			
12	Virginia Commission for			
13	the Arts	\$82,174	\$82,174	\$84,639
14				
15	Chairman of Board			
16	Chairman, Compensation			
17	Board	\$20,288	\$20,288	\$20,897
18				

19 7. Annual salaries of the directors of the independent agencies, as listed in this subdivision, shall be paid in the amounts  
20 shown. All salary changes shall be subject to subdivisions c 1, c 2, and c 3 above.

21		<b>July 1, 2008</b>	<b>November 25, 2008</b>	<b>July 1, 2009</b>
22		<b>To</b>	<b>to</b>	<b>to</b>
23		<b>November 24, 2008</b>	<b>June 30, 2009</b>	<b>June 30, 2010</b>
24	<b>Independent Range</b>	<b>\$113,965 - \$178,464</b>	<b>\$113,965 - \$178,464</b>	<b>\$117,384 - \$183,818</b>
25				
26	<b>Midpoint</b>	\$146,215	\$146,215	\$150,601
27				
28	Director, State Lottery			
29	Department	\$152,821	\$152,821	\$157,406
30				
31	Executive Director,			
32	Virginia Office for			
33	Protection and			
34	Advocacy	\$126,628	\$126,628	\$130,427
35				
36	Director, Virginia			
37	Retirement System	\$162,240	\$162,240	\$167,107
38				
39	Executive Director,			
40	Virginia College			
41	Savings Plan	\$162,240	\$162,240	\$167,107
42				

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

49 2.a) The board of visitors of each institution of higher education may annually supplement the salary of its president from  
50 private gifts, endowment funds, or income from endowments and gifts. Supplements paid from other than the cited sources  
51 prior to June 30, 1997, may continue to be paid. In approving a supplement, the board of visitors should be guided by criteria  
52 which provide a reasonable limit on the total additional income of a president. The criteria should include a consideration of  
53 additional income from outside sources including, but not being limited to, service on boards of directors or other such  
54 services. The board of visitors shall report approved supplements to the Department of Human Resource Management for  
55 retention in its records.

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

1 c) Norfolk State University is authorized to supplement the salary of its president from educational and general funds up to  
2 \$17,000.

3 d) The State Council of Higher Education for Virginia may increase or decrease the annual salary of the Director from any  
4 appropriations to the Council. In approving the salary, the State Council should be guided by the Level I salary range included  
5 in Item 4-6.01 6. b). In addition to the annual salary, the State Council may also provide a bonus not to exceed 10 percent of  
6 the annual salary. The State Council should be guided by criteria which provide a reasonable limit on the total additional  
7 income of the Director. The criteria should include consideration of additional income from outside sources, including, but not  
8 limited to, service on boards of directors or other such services. The State Council shall report the approved salary and bonus  
9 to the Department of Human Resource Management for its records.

	July 1, 2008 To November 24, 2008	November 25, 2008 To June 30, 2009	July 1, 2009 to June 30, 2010
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10  
11  
12  
13  
14 **NEW COLLEGE**  
15 **INSTITUTE**

16 Executive Director, New  
17 College Institute

\$162,240

\$162,240

\$167,107

18  
19 **STATE COUNCIL OF**  
20 **HIGHER**  
21 **EDUCATION FOR**  
22 **VIRGINIA**

23 Director, State Council of  
24 Higher Education for  
25 Virginia

\$234,000

\$234,000

\$241,020

26  
27 **SOUTHERN**  
28 **VIRGINIA HIGHER**  
29 **EDUCATION**  
30 **CENTER**

31 Director, Southern  
32 Virginia Higher  
33 Education Center

\$118,976

\$118,976

\$122,545

34  
35 **SOUTHWEST**  
36 **VIRGINIA HIGHER**  
37 **EDUCATION**  
38 **CENTER**

39 Director, Southwest  
40 Virginia Higher  
41 Education Center

\$122,122

\$122,122

\$125,786

42  
43 **VIRGINIA**  
44 **COMMUNITY**  
45 **COLLEGE SYSTEM**

46 Chancellor of  
47 Community Colleges

\$167,243

\$167,243

\$172,260

48  
49 **SENIOR COLLEGE**  
50 **PRESIDENTS'**  
51 **SALARIES**

52 Chancellor, University of  
53 Virginia's College at  
54 Wise

\$127,218

\$127,218

\$131,035

55  
56 President, Christopher  
57 Newport University

\$130,805

\$130,805

\$134,729

58  
59 President, The College of  
60 William and Mary in  
61 Virginia

\$157,249

\$157,249

\$161,966

62  
63 President, George Mason  
64 University

\$148,307

\$148,307

\$152,756

65

1	President, James			
2	Madison University	\$145,889	\$145,889	\$150,266
3				
4	President, Longwood			
5	University	\$140,121	\$140,121	\$144,325
6				
7	President, Norfolk State			
8	University	\$143,627	\$143,627	\$147,936
9				
10	President, Old Dominion			
11	University	\$157,883	\$157,883	\$162,619
12				
13	President, Radford			
14	University	\$143,624	\$143,624	\$147,933
15				
16	President, Richard Bland			
17	College	\$123,048	\$123,048	\$126,739
18				
19	President, University of			
20	Mary Washington	\$138,942	\$138,942	\$143,110
21				
22	President, University of			
23	Virginia	\$176,095	\$176,095	\$181,378
24				
25	President, Virginia			
26	Commonwealth			
27	University	\$176,113	\$176,113	\$181,396
28				
29	President, Virginia			
30	Polytechnic Institute and			
31	State University	\$176,113	\$176,113	\$181,396
32				
33	President, Virginia State			
34	University	\$143,624	\$143,624	\$147,933
35				
36	Superintendent, Virginia			
37	Military Institute	\$142,297	\$142,297	\$146,566
38				

39 e. 1. Salaries for newly employed or promoted employees shall be established consistent with the compensation and  
40 classification plans established by the Governor.

41 2. The State Comptroller is hereby authorized to require payment of wages or salaries to state employees by direct deposit or  
42 by credit to a prepaid debit card or card account from which the employee is able to withdraw or transfer funds.

43 f. The provisions of this section, requiring prior written approval of the Governor relative to compensation, shall apply also to  
44 any system of incentive award payments which may be adopted and implemented by the Governor. The cost of implementing  
45 any such system shall be paid from any funds appropriated to the affected agencies.

46 g. No lump sum appropriation for personal service shall be regarded as advisory or suggestive of individual salary rates or of  
47 salary schedules to be fixed under law by the Governor payable from the lump sum appropriation.

48 h. Subject to approval by the Governor of a plan for a statewide employee meritorious service awards program, as provided for  
49 in § 2.2-1201.12, Code of Virginia, the costs for such awards shall be paid from any operating funds appropriated to the  
50 affected agencies.

51 i. The General Assembly hereby affirms and ratifies the Governor's existing authority and the established practice of this body  
52 to provide for pay differentials or to supplement base rates of pay for employees in specific job classifications in particular  
53 geographic and/or functional areas where, in the Governor's discretion, they are needed for the purpose of maintaining salaries  
54 which enable the Commonwealth to maintain a competitive position in the relevant labor market.

55 j.1. If at any time the Administrator of the Commonwealth's Attorneys' Services Council serves on the faculty of a  
56 state-supported institution of higher education, the faculty appointment must be approved by the Council. Such institution shall  
57 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  
58 that listed in § 4-6.01 c 6; provided, however, that such additional compensation must be approved by the Council.

59 2. If the Administrator ceases to be a member of the faculty of a state-supported institution of higher education, the total salary

1 listed in § 4-6.01 c 6 shall be paid from the Council's appropriation.

2 k.1. Except as otherwise provided for in this subdivision, any increases in the salary band assignment of any job role contained  
 3 in the compensation and classification plans approved by the Governor shall be effective beginning with the first pay period,  
 4 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  
 5 that funds are available within the agency's appropriation to cover the cost of the increase for the remainder of the current  
 6 biennium and presents a plan for covering the costs next biennium and the Secretary concurs, or (2) such funds are  
 7 appropriated by the General Assembly. If at any time the Secretary of Administration shall certify that such change in the  
 8 salary band assignment for a job role is of an emergency nature and the Secretary of Finance shall certify that funds are  
 9 available to cover the cost of the increase for the remainder of the biennium within the agency's appropriation, such change in  
 10 compensation may be effective on a date agreed upon by these two Secretaries. The Secretary of Administration shall provide  
 11 a monthly report of all such emergency changes in accordance with § 4-8.00, Reporting Requirements.

12 2. Salary adjustments for any employee through a promotion, role change, exceptional recruitment and retention incentive  
 13 options, or in-range adjustment shall occur only if: a) the agency has sufficient funds within its appropriation to cover the cost  
 14 of the salary adjustment for the remainder of the current biennium or b) such funds are appropriated by the General Assembly.

15 3. No changes in salary band assignments affecting classified employees of more than one agency shall become effective  
 16 unless the Secretary of Finance certifies that sufficient funds are available to provide such increase or plan to all affected  
 17 employees supported from the general fund.

18 1. Full-time employees of the Commonwealth, including faculty members of state institutions of higher education, who are  
 19 appointed to a state-level board, council, commission or similar collegial body shall not receive any such compensation for  
 20 their services as members or chairmen except for reimbursement of reasonable and necessary expenses. The foregoing  
 21 provision shall likewise apply to the Compensation Board, pursuant to § 15.2-1636.5, Code of Virginia.

22 m.1. Notwithstanding any other provision of law, the board of visitors or other governing body of any public institution of  
 23 higher education is authorized to establish age and service eligibility criteria for faculty participating in voluntary early  
 24 retirement incentive plans for their respective institutions pursuant to § 23-9.2:3.1 B and the cash payment offered under such  
 25 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  
 26 cost in any fiscal year for any such compensation plan, shall be set forth by the governing body in the compensation plan for  
 27 approval by the Governor and review for legal sufficiency by the Office of the Attorney General.

28 2. Notwithstanding any other provision of law, employees holding full-time, academic-year classified positions at public  
 29 institutions of higher education shall be considered "state employees" as defined in § 51.1-124.3, Code of Virginia, and shall  
 30 be considered for medical/hospitalization, retirement service credit, and other benefits on the same basis as those individuals  
 31 appointed to full-time, 12-month classified positions.

32 n. Notwithstanding the Department of Human Resource Management Policies and Procedures, payment to employees with five  
 33 or more years of continuous service who either terminate or retire from service shall be paid in one sum for twenty-five  
 34 percent of their sick leave balance, provided, however, that the total amount paid for sick leave shall not exceed \$5,000 and  
 35 the remaining seventy-five percent of their sick leave shall lapse. This provision shall not apply to employees who are covered  
 36 by the Virginia Sickness and Disability Program as defined in § 51.1-1100, Code of Virginia. Such employees shall not be  
 37 paid for their sick leave balances. However, they will be paid, if eligible as described above, for any disability leave credits  
 38 they have at separation or retirement or may convert disability credits to service credit under the Virginia Retirement System  
 39 pursuant to § 51.1-1103 (F), Code of Virginia.

40 o. It is the intent of the General Assembly that calculation of the faculty salary benchmark goal for the Virginia Community  
 41 College System shall be done in a manner consistent with that used for four-year institutions, taking into consideration the  
 42 number of faculty at each of the community colleges. In addition, calculation of the salary target shall reflect the eight percent  
 43 salary differential required by this act in a manner consistent with other public four-year institutions.

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

#### 48 § 4-6.02 EMPLOYEE TRAINING AND STUDY

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

1 § 4-6.03 EMPLOYEE BENEFITS

- 2 a. Any medical/hospitalization benefit program provided for state employees shall include the following provision: any state  
3 employee, as defined in § 2.2-2818, Code of Virginia, shall have the option to accept or reject coverage.
- 4 b. Except as provided for sworn personnel of the Department of State Police, no payment of, or reimbursement for, the  
5 employer paid contribution to the State Police Officers' Retirement System, or any system offering like benefits, shall be made  
6 by the Compensation Board of the Commonwealth at a rate greater than the employer rate established for the general classified  
7 workforce of the Commonwealth covered under the Virginia Retirement System. Any cost for benefits exceeding such general  
8 rate shall be borne by the employee or, in the case of a political subdivision, by the employer.
- 9 c. Each agency may, within the funds appropriated by this act, implement a transit and ridesharing incentive program for its  
10 employees. With such programs, agencies may reimburse employees for all or a portion of the costs incurred from using public  
11 transit, car pools, or van pools. The Secretary of Transportation shall develop guidelines for the implementation of such  
12 programs and any agency program must be developed in accordance with such guidelines. The guidelines shall be in  
13 accordance with the federal National Energy Policy Act of 1992 (P.L. 102-486), and no program shall provide an incentive  
14 that exceeds the actual costs incurred by the employee.
- 15 d. Any hospital that serves as the primary medical facility for state employees may be allowed to participate in the State  
16 Employee Health Insurance Program pursuant to § 2.2-2818, Code of Virginia, provided that (1) such hospital is not a  
17 participating provider in the network, contracted by the Department of Human Resource Management, that serves state  
18 employees and (2) such hospital enters into a written agreement with the Department of Human Resource Management as to  
19 the rates of reimbursement. The department shall accept the lowest rates offered by the hospital from among the rates charged  
20 by the hospital to (1) its largest purchaser of care, (2) any state or federal public program, or (3) any special rate developed by  
21 the hospital for the state employee health benefits program which is lower than either of the rates above. If the department and  
22 the hospital cannot come to an agreement, the department shall reimburse the hospital at the rates contained in its final offer to  
23 the hospital until the dispute is resolved. Any dispute shall be resolved through arbitration or through the procedures  
24 established by the Administrative Process Act, as the hospital may decide, without impairment of any residual right to judicial  
25 review.
- 26 e. Any classified employee of the Commonwealth and any person similarly employed in the legislative, judicial and  
27 independent agencies who (i) is compensated on a salaried basis and (ii) works at least twenty hours per week shall be  
28 considered a full-time employee for the purposes of participation in the Virginia Retirement System's group life insurance and  
29 retirement programs. Any part-time magistrate hired prior to July 1, 1999, shall have the option of participating in the  
30 programs under this provision.
- 31 f.1. Any member of the Virginia Retirement System who is retired under the provisions of § 51.1-155.1, Code of Virginia  
32 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  
33 less than four years, 2) receives no other compensation for service to a public employer than that provided for the position  
34 covered by § 51.1-155.1, Code of Virginia during such period of reemployment, 3) retires within one year of commencing such  
35 period of reemployment, and 4) retires directly from service at the end of such period of reemployment may either:
- 36 a) Revert to the previous retirement benefit received under the provisions of § 51.1-155.1, Code of Virginia, including any  
37 annual cost of living adjustments granted thereon. This benefit may be adjusted upward to reflect the effect of such additional  
38 months of service and compensation received during the period of reemployment, or
- 39 b) Retire under the provisions of Title 51.1 in effect at the termination of his or her period of reemployment, including any  
40 purchase of service that may be eligible for purchase under the provisions of §51.1-142.2, Code of Virginia.
- 41 2. The Virginia Retirement System shall establish procedures for verification by the employer of eligibility for the benefits  
42 provided for in this paragraph.
- 43 g. Notwithstanding any other provision of law, no agency head compensated by funds appropriated in this act may be a  
44 member of the Virginia Law Officers' Retirement System created under Title 51.1, Chapter 2.1, Code of Virginia. The  
45 provisions of this paragraph are effective on July 1, 2002, and shall not apply to the Chief of the Capitol Police.
- 46 h. Full-time employees appointed by the Governor who, except for meeting the minimum service requirements, would be  
47 eligible for the provisions of § 51.1-155.1, Code of Virginia, may, upon termination of service, use any severance allowance  
48 payment to purchase service to meet, but not exceed, the minimum service requirements of § 51.1-155.1, Code of Virginia.  
49 Such service purchase shall be at the rate of 15 percent of the employee's final creditable compensation or average final  
50 compensation, whichever is greater, and shall be completed within 90 days of separation of service.
- 51 i. When calculating the retirement benefits payable under the Virginia Retirement System (VRS), the State Police Officers'  
52 Retirement System (SPORS), the Virginia Law-enforcement Officers' Retirement System (VaLORS), or the Judicial Retirement  
53 System (JRS) to any employee of the Commonwealth or its political subdivisions who is called to active duty with the armed  
54 forces of the United States, including the United States Coast Guard, the Virginia Retirement System shall:

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

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

#### § 4-6.04 CHARGES

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

#### b. HOUSING SERVICES:

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

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

#### c. VEHICLE PARKING SPACES:

Agencies with parking space for employees in state-owned facilities shall, when required by the Director, Department of General Services, charge employees for such space on a basis approved by the Governor. All revenues received from such charges shall be paid directly and promptly into a special fund in the state treasury to be used, as determined by the Governor, for payment of costs for the provision of vehicle parking spaces. Interest shall be added to the fund as earned. In the case of any agency with central administrative offices occupying leased or rental space in the metropolitan Richmond area, not including institutions of higher education, the director shall require that a fee be charged employees for vehicle parking spaces which are assigned to them or which are otherwise available either incidental to the lease or rental agreement or pursuant to a separate lease agreement for private parking space. In such cases the individual employee fee scale shall not be less than that provided for employees at the Seat of Government, provided that if, in the opinion of the director good cause is shown, this portion of the requirement may be amended or waived. Revenues derived from employees paying for parking spaces in leased facilities will be retained by the leasing agency to be used to offset the cost of the lease to which it pertains. Any lease for private parking space must be approved by the Director, Department of General Services.

#### § 4-6.05 SELECTION OF APPLICANTS FOR CLASSIFIED POSITIONS

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

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

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

**§ 4-7.00 STATEWIDE PLANS**

**§ 4-7.01 MANPOWER CONTROL PROGRAM**

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

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

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

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

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

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

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

3. Positions assigned to sponsored programs, auxiliary enterprises, continuing education, and teaching hospitals in the institutions of higher education are for reference only and may fluctuate depending upon workload and funding availability. Positions assigned to Item Detail 43012, State Health Services Technical Support and Administration, at Virginia Commonwealth University are for reference only and may fluctuate depending upon workload and funding availability. Positions assigned to Item Detail 46102, Social Security Disability Determination, at the Department of Rehabilitative Services are for reference only and may fluctuate depending upon workload and funding availability.

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

e. The following positions shall be exempt from any administratively imposed hiring freeze:

1. Positions assigned to agencies and institutions that provide services pertaining to public safety, public health, and public higher education. Such positions shall include, but are not limited to, law-enforcement officers, employees that provide direct services or patient care in the local Health Departments and the facilities of the Department of Mental Health, Mental Retardation and Substance Abuse Services and the Department of Rehabilitative Services, licensing positions within the Department of Social Services, employees providing services to students at institutions of higher education, and employees involved in the coordination of higher education.

2. Positions in the Department of Health that are involved in direct patient care, customer service, or support services at the local level (including physicians, nurses and nursing supervisors, and environmental health specialists).

3. Positions that provide support services which are essential to the safe and efficient operation of state facilities.

4. Positions in the Natural Resources and Public Safety Secretariats that are involved in direct law enforcement and/or public

1 safety activities.

2 5. Any position that is funded one hundred percent from federal funds, grant funds, contracts, enterprises, or auxiliary  
3 enterprises.

4 f.1. Full-time, part-time, wage or contractual state employees assigned to the Governor's Cabinet Secretaries from agencies and  
5 institutions under their control for the purpose of carrying out temporary assignments or projects may not be so assigned for a  
6 period exceeding 180 days in any calendar year. The permanent transfer of positions from an agency or institution to the  
7 Offices of the Secretaries, or the temporary assignment of agency or institutional employees to the Offices of the Secretaries  
8 for periods exceeding 180 days in any calendar year regardless of the separate or discrete nature of the projects, is prohibited  
9 without the prior approval of the General Assembly.

10 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  
11 Cabinet Secretary, unless specifically approved in writing by the Governor. The Governor shall notify the Chairmen of the  
12 House Appropriations and Senate Finance Committees in the case of any such approvals.

### 13 § 4-8.00 REPORTING REQUIREMENTS

#### 14 § 4-8.01 GOVERNOR

##### 15 a. General:

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

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

##### 24 b. Operating Appropriations Reports:

25 1. Status of Adjustments to Appropriations. Such information must include increases and decreases of appropriations or  
26 allotments, transfers and additional revenues. A report of appropriation transfers from one agency to another made pursuant to  
27 § 4-1.03 of this act shall be made to the Chairmen of the House Appropriations and Senate Finance Committees by the tenth  
28 day of the month following that in which such transfer occurs, unless otherwise specified in § 4-1.03.

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

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

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

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

37 6. Status of approvals of deficits.

##### 38 c. Employment Reports:

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

41 2. Status of the employment by the Attorney General of special counsel in certain highway proceedings brought pursuant to  
42 Chapter 1 of Title 33.1, Code of Virginia, on behalf of the Commonwealth Transportation Commissioner, as authorized by  
43 § 2.2-510, Code of Virginia. This report shall include fees for special counsel for the respective county or city for which the  
44 expenditure is made and shall be submitted within 60 days of the close of the fiscal year (see § 4-5.02 a.3).

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



1 d. Capital Appropriations Reports:

- 2 1. Status of progress of capital projects (see § 4-4.01 o).  
 3 2. Status of all capital projects authorized under § 4-4.01 m.

4 e. Services Reports:

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

8 f. Standard State Agency Abbreviations:

9 The Department of Planning and Budget shall be responsible for maintaining a list of standard abbreviations of the names of  
 10 state agencies. The Department shall submit to the Chairmen of the House Appropriations and Senate Finance Committees, the  
 11 State Comptroller, the Director, Department of Human Resource Management and the Chief Information Officer, Virginia  
 12 Information Technologies Agency, on or before June 1 annually, a report on such standard abbreviations and any changes  
 13 thereto.

14 § 4-8.02 STATE AGENCIES

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

19 b. By September 1 of each year, state agencies receiving any asset as the result of a law-enforcement seizure and subsequent  
 20 forfeiture by either a state or federal court, shall submit a report identifying all such assets received during the prior fiscal year  
 21 and their estimated net worth, to the Chairmen of the House Appropriations and Senate Finance Committees.

22 § 4-9.00 HIGHER EDUCATION RESTRUCTURING

23 § 4-9.01 APPROVAL OF MANAGEMENT AGREEMENT FOR VIRGINIA COMMONWEALTH UNIVERSITY

24 The management agreement executed between Virginia Commonwealth University and the Secretaries of Finance,  
 25 Administration, Education, and Technology on November 15, 2007, pursuant to Chapters 933 and 945, 2005 Acts of Assembly  
 26 is hereby approved.

27 § 4-9.02 ASSESSMENT OF INSTITUTIONAL PERFORMANCE

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

35 In general, institutions are expected to achieve their agreed upon targets and standards on all performance measures in order to  
 36 be certified by SCHEV. However, the State Council, in working with each institution, shall establish a prescribed range of  
 37 permitted variance from annual targets for each education-related measure, as appropriate.

38 Further, the State Council shall have broad authority to certify institutions as having met the standards on education-related  
 39 measures where they have already achieved high levels of performance in order that they may focus resources toward  
 40 achieving similar levels of performance on other measures. The State Council shall likewise have the authority to exempt  
 41 institutions from certification on education-related measures that the State Council deems unrelated to an institution's overall  
 42 performance.

43 The State Council is authorized to develop, adopt, and publish standards for granting exemptions and ongoing modifications to  
 44 the certification process.

45 A. Access

46 1. Institution meets its State Council-approved biennial projection of total in-state student enrollment within the prescribed  
 47 range of permitted variance.

1 2. Institution increases the percentage of in-state undergraduate enrollment from under-represented populations. (Such  
2 populations should include low income, first-generation college status, geographic origin within Virginia, race, and ethnicity, or  
3 other populations as may be identified by the State Council.)

4 3. Institution annually meets at least 95 percent of its State Council-approved estimates of degrees awarded.

5 B. Affordability

6 1. With the intent of developing a clearly understandable measure of affordability no later than July 1, 2008, SCHEV shall  
7 report annually an institution's in-state undergraduate tuition and fees, both gross and net of need-based gift aid, as a  
8 percentage of the institution's median student family income. By October 1, 2008, each institution shall identify a  
9 "maintenance of effort" target for ensuring that the institution's financial commitment to need-based student aid shall increase  
10 commensurately with planned increases in in-state, undergraduate tuition and fees. The financial plan for these goals should be  
11 incorporated into the institution's 2009-2014 six-year plan as required under § 23-9.2:3.02., Code of Virginia.

12 2. Institution establishes mutually acceptable annual targets for need-based borrowing that reflect institutional commitment to  
13 limit the average borrowing of in-state students with established financial need, and the percentage of those students who  
14 borrow, to a level that maintains or increases access while not compromising affordability.

15 3. Institution conducts a biennial assessment of the impact of tuition and fee levels net of financial aid on applications,  
16 enrollment, and student indebtedness incurred for the payment of tuition and fees and provides the State Council with a copy  
17 of this study upon its completion and makes appropriate reference to its use within the required six-year plans. The institution  
18 shall also make a parent- and student-friendly version of this assessment widely available on the institution's website.

19 C. Breadth of Academics

20 Institution maintains acceptable progress towards an agreed upon target for the total number and percentage of graduates in  
21 high-need areas, as identified by the State Council of Higher Education.

22 D. Academic Standards

23 Institution reports on total programs reviewed under Southern Association of Colleges and Schools assessment of student  
24 learning outcomes criteria within the institution's established assessment cycle in which continuous improvement plans  
25 addressing recommended policy and program changes were implemented.

26 E. Student Retention and Timely Graduation

27 1. Institution demonstrates a commitment to ensuring that lower division undergraduates have access to required courses at the  
28 100- and 200-level sufficient to ensure timely graduation by reporting annually to the State Council of Higher Education on the  
29 number of students denied enrollment in such courses for each fall and spring semesters. No later than July 1, 2008, to the  
30 extent the institution does not currently track student access and registration attempts at the course level, the institution shall,  
31 in consultation with the State Council of Higher Education, establish an appropriate quantitative method to identify the extent  
32 to which limited access to 100- and 200-level courses reduce progression, retention, and graduation rates. After July 1, 2008,  
33 each institution shall include in its annual report to the State Council its plan of action to increase such access and remediate  
34 the identified problems.

35 2. Institution maintains or increases the ratio of degrees conferred per full-time equivalent instructional faculty member, within  
36 the prescribed range of permitted variance.

37 3. Institution maintains or improves the average annual retention and progression rates of degree-seeking undergraduate  
38 students.

39 4. Within the prescribed range of permitted variance, the institution increases the ratio of total undergraduate degree awards to  
40 the number of annual full-time equivalent, degree-seeking undergraduate students except in those years when the institution is  
41 pursuing planned enrollment growth as demonstrated by their SCHEV-approved enrollment projections.

42 F. Articulation Agreements and Dual Enrollment

43 1. Institution increases the number of undergraduate programs or schools for which it has established a uniform articulation  
44 agreement by program or school for associate degree graduates transferring from all colleges of the Virginia Community  
45 College System and Richard Bland College consistent with a target agreed to by the institution, the Virginia Community  
46 College System, and the State Council of Higher Education for Virginia.

47 2. Institution increases the total number of associate degree graduates enrolled as transfer students from Virginia's public  
48 two-year colleges with the expectation that the general education credits from those institutions apply toward general education  
49 baccalaureate degree requirements, as a percent of all undergraduate students enrolled, within the prescribed range of permitted  
50 variance.

1 3. Institution increases the number of students involved in dual enrollment programs consistent with a target agreed upon by  
2 the institution, the Department of Education and the State Council of Higher Education for Virginia.

3 G. Economic Development

4 In cooperation with the State Council, institution develops a specific set of actions to help address local and/or regional  
5 economic development needs consisting of specific partners, activities, fiscal support, and desired outcomes. Institution will  
6 receive positive feedback on an annual standardized survey developed by the State Council, in consultation with the  
7 institutions, of local and regional leaders, and the economic development partners identified in its plans, regarding the success  
8 of its local and regional economic development plans.

9 H. Research, Patents, and Licenses

10 1. Institution maintains or increases the total expenditures in grants and contracts for research, within the prescribed range of  
11 permitted variance, according to targets mutually agreed upon with SCHEV and/or consistent with the institution's management  
12 agreement.

13 2. Institution maintains or increases the annual number of new patent awards and licenses, within the prescribed range of  
14 permitted variance, according to targets mutually agreed upon with SCHEV and/or consistent with the institution's management  
15 agreement.

16 I. Elementary and Secondary Education

17 In cooperation with the State Council, institution develops a specific set of actions with schools or school district  
18 administrations with specific goals to improve student achievement, upgrade the knowledge and skills of teachers, or strengthen  
19 the leadership skills of school administrators. Institution will receive positive feedback on an annual standardized survey  
20 developed by the State Council, in consultation with the institutions, of the superintendents, principals, and appropriate other  
21 parties.

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

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

31 J. Six-Year Plan

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

33 K. Financial and Administrative Standards

34 1. As specified in § 2.2-5004, Code of Virginia, institution takes all appropriate actions to meet the following financial and  
35 administrative standards:

36 a. An unqualified opinion from the Auditor of Public Accounts upon the audit of the public institution's financial statements;

37 b. No significant audit deficiencies attested to by the Auditor of Public Accounts;

38 c. Substantial compliance with all financial reporting standards approved by the State Comptroller;

39 d. Substantial attainment of accounts receivable standards approved by the State Comptroller, including but not limited to, any  
40 standards for outstanding receivables and bad debts; and

41 e. Substantial attainment of accounts payable standards approved by the State Comptroller including, but not limited to, any  
42 standards for accounts payable past due.

43 2. Institution complies with a debt management policy approved by its governing board that defines the maximum percent of  
44 institutional resources that can be used to pay debt service in a fiscal year, and the maximum amount of debt that can be  
45 prudently issued within a specified period.

46 3. The institution will achieve the classified staff turnover rate goal established by the institution; however, a variance of 15  
47 percent from the established goal will be acceptable.

1 4. a) The institution will substantially comply with its annual approved Small, Women and Minority (SWAM) plan as  
 2 submitted to the Department of Minority Business Enterprise; however, a variance of 15 percent from its SWAM purchase  
 3 goal, as stated in the plan, will be acceptable;

4 b) The institution will make no less than 75 percent of dollar purchases through the Commonwealth's enterprise-wide internet  
 5 procurement system (eVA) from vendor locations registered in eVA.

6 5. The institution will complete capital projects (with an individual cost of over \$1,000,000) within 1) the budget originally  
 7 approved by the institution's governing board for projects initiated under delegated authority, or 2) the budget set out in the  
 8 Appropriation Act or other Acts of Assembly. If the institution exceeds the budget for any such project, the Secretaries of  
 9 Administration and Finance shall review the circumstances causing the cost overrun and the manner in which the institution  
 10 responded and determine whether the institution shall be considered in compliance with the measure despite the cost overrun.

11 6. The institution will complete major information technology projects (with an individual cost of over \$1,000,000) within the  
 12 budgets and schedules originally approved by the institution's governing board. If the institution exceeds the budget and/or  
 13 time schedule for any such project, the Secretary of Technology shall review the circumstances causing the cost overrun and/or  
 14 delay and the manner in which the institution responded and determine whether the institution appropriately adhered to Project  
 15 Management Institute's best management practices and, therefore, shall be considered in compliance with the measure despite  
 16 the cost overrun and/or delay.

17 7. Institutions governed under Chapters 933 and 943 of the 2006 Acts of Assembly, shall be measured by the administrative  
 18 standards outlined in the Management Agreements and § 4-9.02.K.4.a) of this act. However, the Governor may supplement or  
 19 replace those administrative performance measures with the administrative performance measures listed in this paragraph upon  
 20 notification to the Chairmen of the House Appropriations and Senate Finance Committees and the institutions within 45 days  
 21 of the start of a fiscal year.

#### 22 L. Campus Safety and Security

23 The institution shall work to adopt an acceptable number of the 27 Best Practice Recommendations for Campus Safety adopted  
 24 by the Virginia Crime Commission on January 10, 2006. Each practice should be considered by the institution as to how it fits  
 25 in with current practices and the needs of the institution. Following each year of reporting and certification, the institution shall  
 26 enumerate those practices adopted by the institution.

### 27 § 4-10.00 STATEMENT OF FINANCIAL CONDITION

28 Each agency head handling any state funds shall, at least once each year, upon request of the Auditor of Public Accounts,  
 29 make a detailed statement, under oath, of the financial condition of his office as of the date of such call, to the Auditor of  
 30 Public Accounts, and upon such forms as shall be prescribed by the Auditor of Public Accounts.

### 31 § 4-11.00 SEVERABILITY

32 If any part, section, subsection, paragraph, sentence, clause, phrase, or item of this act or the application thereof to any person  
 33 or circumstance is for any reason declared unconstitutional, such decisions shall not affect the validity of the remaining  
 34 portions of this act which shall remain in force as if such act had been passed with the unconstitutional part, section,  
 35 subsection, paragraph, sentence, clause, phrase, item or such application thereof eliminated; and the General Assembly hereby  
 36 declares that it would have passed this act if such unconstitutional part, section, subsection, paragraph, sentence, clause, phrase,  
 37 or item had not been included herein, or if such application had not been made.

### 38 § 4-12.00 CONFLICT WITH OTHER LAWS

39 Notwithstanding any other provision of law, and until June 30, 2010, the provisions of this act shall prevail over any  
 40 conflicting provision of any other law, without regard to whether such other law is enacted before or after this act; however, a  
 41 conflicting provision of another law enacted after this act shall prevail over a conflicting provision of this act if the General  
 42 Assembly has clearly evidenced its intent that the conflicting provision of such other law shall prevail, which intent shall be  
 43 evident only if such other law (i) identifies the specific provision(s) of this act over which the conflicting provision of such  
 44 other law is intended to prevail and (ii) specifically states that the terms of this section are not applicable with respect to the  
 45 conflict between the provision(s) of this act and the provision of such other law.

### 46 § 4-13.00 EFFECTIVE DATE

47 This act is effective on July 1, 2008.

### 48 ADDITIONAL ENACTMENTS

49 2. That Chapter 289 of the Acts of Assembly of 1989, as amended and reenacted by Chapter 888 of the Acts of  
 50 Assembly of 1990 and Chapters 385 and 401 of the Acts of Assembly of 1992, Chapters 139 and 147 of the Acts of  
 51 Assembly of 1994, Chapters 375 and 458 of the Acts of Assembly of 1996, Chapter 464 of the Acts of Assembly of 1998,

**1** and Chapters 501 and 553 of the Acts of Assembly of 2000, is hereby repealed effective January 1, 2003.

**2** **3.** That the provisions of the first enactment of this act shall expire at midnight on June 30, 2010. The provisions of the  
**3** second enactment of this act shall have no expiration date.