



Report of the Subcommittee on  
General Government

Senate Finance Committee  
Virginia General Assembly

February 19, 2012

**Mr. Chairman and Members of the Committee:**

Your subcommittee on General Government has given careful consideration to the issues before it, and recommends a series of budget amendments to meet the needs of the Commonwealth.

In the area of General Government, our major concern is the Judicial Department, where our focus is on three areas: the large number of judicial vacancies, the severe staffing shortages in the district court clerks' offices, and staffing patterns for both judges and the support staff in the clerks' offices that are not well aligned to the needs of Virginia's 21<sup>st</sup> century population.

To address the staffing imbalances, we support the recommendation of the Supreme Court to contract with the National Center for State Courts in Williamsburg to conduct a detailed caseload and workload analysis. This study will provide a considered basis for realignment of our 40-year old circuit and district boundaries and staffing patterns.

Until that study can be completed, we believe that some immediate relief must be provided to those courts with the greatest workload requirements. Our recommendations are the bare minimum required.

We recommend that ten judgeships be "unfrozen" using funds currently available in the Judicial Department budget, as introduced. Generally speaking, these ten judgeships are in those areas where the workload exceeds the statewide average by the greatest margin.

In addition, we recommend \$9.8 million for an additional 136 new deputy district courts clerk positions. This action will ensure access to the district courts.

We have also worked closely with your Public Safety Subcommittee to ensure that the diversion of fines and fees from the Literary Fund is discouraged. To this end, we recommend that, when fines and fees collected for violations of local ordinances exceed thirty percent of the total for a locality, half the excess of those local fines and fees above thirty percent should be directed to the Literary

Fund. We feel that this is in keeping with the intent of the Constitution of Virginia.

Finally, in the area of General Government, I want to mention our recommendations for allocation of the funds available to the Commonwealth under the recent mortgage servicing settlement. Under the terms of this settlement, Virginia will receive approximately \$69 million. We recommend creation of a "Non-recurring Reserve Fund". Monies from this fund would be available to further reduce the existing reduction in aid to localities by up to \$50 million in FY 2013, with any remaining funds to be allocated to the FACT fund.

Now, let me address compensation.

In the area of employee compensation we are aware that two topics are front and center in the minds of Virginia's public employees this session: cash compensation, and reform of the Virginia Retirement System. This concern is understandable. State employee salaries have been **frozen for almost five years**, and public pension reform has been in the news both in Virginia and nationally.

Let me first address what our budget recommendations **do not** do. We do not endorse any further changes to the retirement programs for current state and local employees. This is consistent with the provisions of SB 498. Also in keeping with SB 498, our recommendations begin the phase-in toward full payment of the VRS board's employer contribution rates. This landmark legislation puts Virginia in the vanguard of pension modernization. I am proud to say it passed the Senate unanimously.

We have included in our recommendations a bonus payment of three percent for state employees on December 16, 2012 contingent upon a revenue surplus. This is structured in the same way as the successful three percent bonus granted to state employees in 2010.

Additionally, our recommendations include \$58.8 million for a two percent salary increase for state employees and state-supported local employees effective on June 25, 2013. State employees will see this increase in their July 16 paychecks. **State employees** have not

seen a salary increase since December 2007, so this modest recognition is long overdue. Funds are included in the recommendations of the Education Subcommittee for a similar increase for faculty at Virginia's institutions of higher education.

Mr. Chairman, we believe that our recommendations will help move the Commonwealth forward. It is our hope it will be your pleasure to adopt them.

Respectfully Submitted,

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The Honorable Jill Vogel, Chair

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The Honorable Janet D. Howell

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The Honorable Emmett W. Hanger, Jr.

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The Honorable Yvonne B. Miller

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The Honorable Frank M. Ruff, Jr.

**GENERAL GOVERNMENT SUBCOMMITTEE  
SPREADSHEET  
(SB 29 and SB 30)**

## SB 29 GENERAL GOVERNMENT SUBCOMMITTEE REPORT

	<u>Amendment</u> REVENUES	<u>FY 2012 GF</u>
1	Revenue: Judicial Balances	<u>210,000</u>
2	<b>TOTAL: SOURCES</b>	<b>210,000</b>
3		
4	<b>LEGISLATIVE</b>	
5	LEG: Council of State Governments	<u>146,035</u>
6	<b>TOTAL</b>	<b>146,035</b>
7		
8		
9	<b>ADMINISTRATION</b>	
10	Comp Bd: Jail Funding	<span style="color: red;">(944,200)</span>
11	DGS: FICAS (1.00 FTE)	<u>62,500</u>
12	<b>TOTAL</b>	<span style="color: red;"><b>(881,700)</b></span>
13		
14	<b>FINANCE</b>	
15	DOA: Line of Duty Act Study Group	Language
16	DOA: Add Heart Lung for DMV to Line of Duty Act Study Group	Language
17	<b>TOTAL</b>	<b>0</b>
18		
19		
20	<b>CENTRAL APPROPRIATIONS</b>	
21	CA: Correction to Turnover and Vacancy Savings	<u>5,000,000</u>
22	<b>TOTAL</b>	<b>5,000,000</b>
23		
24	<b>INDEPENDENT AGENCIES</b>	
25	VRS: Implementation of SB 498	Language
26	<b>TOTAL</b>	<b>0</b>
27		
28	<b>PART III</b>	
29	PART III: Parking Fund to Retain Interest	Language
30		
31	<b>TOTAL</b>	<b>4,264,335</b>
32		
33	<b>NET TOTAL: GENERAL GOVERNMENT</b>	<b>4,054,335</b>

**SB 30 Report of the General Government Subcommittee**

<u>Amendment</u>	<u>FY 2013 GF</u>	<u>FY 2014 GF</u>	<u>Biennial GF</u>	<u>FY 2013 NGF</u>	<u>FY 2014 NGF</u>	<u>Biennial NGF</u>	
1	<b>REVENUES</b>						
2	Revenue: DPB School Efficiency Reviews Cost Recoveries	0	225,000	225,000	0	0	0
3	<b>TOTAL: Revenues</b>	<b>0</b>	<b>225,000</b>	<b>225,000</b>	<b>0</b>	<b>0</b>	<b>0</b>
4							
5	<b>LEGISLATIVE</b>						
6	LEG: Legislative Assistants' Salaries	Language	0	0	0	0	0
7	LEG: Move 4 Commissions out of DLS	(1,739,188)	(1,740,702)	(3,479,890)	0	0	0
8	LEG: Add Separate Items for 4 Commissions	1,739,188	1,740,702	3,479,890	0	0	0
9	LEG: DLS to Provide Support Services for 4 Commissions	Language			0	0	0
10	LEG: Human Trafficking Commission	(9,360)	(9,360)	(18,720)	0	0	0
11	LEG: Agency Effectiveness Review Commission (SB 348)	8,850	8,850	17,700	0	0	0
12	LEG: Capitol Square Preservation Council	25,000	25,000	50,000	0	0	0
13	LEG: Council of State Governments	146,035	146,035	292,070	0	0	0
14	<b>TOTAL</b>	<b>170,525</b>	<b>170,525</b>	<b>341,050</b>	<b>0</b>	<b>0</b>	<b>0</b>
15							
16	<b>JUDICIAL</b>						
17	JUDICIAL: Restore Language re Deposit of Funds	Language			0	0	0
18	JUDICIAL: District Court Clerks	5,462,523	4,316,355	9,778,878	0	0	0
19	JUDICIAL: "Unfreeze" Judicial Vacancies	210,000	0	210,000	0	0	0
20	JUDICIAL: Reversion Clearing Account	0	(927,000)	(927,000)	0	0	0
21	State Bar: Increase Legal Aid Fee from \$10 to \$14	0	0	0	3,250,000	3,250,000	6,500,000
22	<b>TOTAL</b>	<b>5,672,523</b>	<b>3,389,355</b>	<b>9,061,878</b>	<b>3,250,000</b>	<b>3,250,000</b>	<b>6,500,000</b>
23							
24	<b>STATE-WIDE OFFICES</b>						
25	OAG: Adjust Consumer Fund - National Mortgage Servicing Settlement	Language	0	0	0	0	0
26	OAG: Charges for Legal Services	Language	0	0	0	0	0
27	OAG: Cyber Crime Unit (ICAC)	0	0	0	70,000	70,000	140,000
28	<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>70,000</b>	<b>70,000</b>	<b>140,000</b>
29							
30	<b>ADMINISTRATION</b>						
31	Comp Bd: Jail Funding (Gov)	(879,896)	(886,142)	(1,766,038)	0	0	0
32	Comp Bd: Sheriffs Certification	Language	0	0	0	0	0
33	DGS: FICAS (1.00 FTE)	250,000	250,000	500,000	0	0	0
34	<b>TOTAL</b>	<b>(629,896)</b>	<b>(636,142)</b>	<b>(1,266,038)</b>	<b>0</b>	<b>0</b>	<b>0</b>
35							
36	<b>FINANCE</b>						
37	DOA: CHRB position (SB 53) 1.00 FTE	0	0	0	99,200	99,200	198,400



**SB 30 Report of the General Government Subcommittee**

<u>Amendment</u>	<u>FY 2013 GF</u>	<u>FY 2014 GF</u>	<u>Biennial GF</u>	<u>FY 2013 NGF</u>	<u>FY 2014 NGF</u>	<u>Biennial NGF</u>
38 DOA: Line of Duty Act Study Group	Language	0	0	0	0	0
39 DOA: Add Heart Lung for DMV to Line of Duty Act Study Group	Language	0	0	0	0	0
40 DOA: Standard Vendor Database	Language	0	0	0	0	0
41 DOA: Clarify CARDINAL Lines of Credit	Language	0	0	0	0	0
42 DPB: School Efficiency Reviews	450,000	450,000	900,000	0	0	0
43 Tax: Technical Correction to embedded item reference	Language	0	0	0	0	0
44 Tax: Technical Correction to eliminate positions in mapping unit	Language	0	0	0	0	0
45 Treasury : Haynesworth Annuity (SB 41)	1,075,178	0	1,075,178	0	0	0
45 Treasury Bd: Debt service for new capital projects	0	907,516	907,516	0	0	0
46 Treasury Bd: Central Virginia Regional Jail	Language	0	0	0	0	0
47 Treasury Bd: Technical Correction for HEETF Debt Service	Language	0	0	0	0	0
48 Treasury Bd: Additional HEETF Debt service	0	<u>1,920,000</u>	<u>1,920,000</u>	<u>0</u>	<u>0</u>	<u>0</u>
49 TOTAL	<b>1,525,178</b>	<b>3,277,516</b>	<b>4,802,694</b>	<b>99,200</b>	<b>99,200</b>	<b>198,400</b>
50						
51	<b>TECHNOLOGY</b>					
52 CIT: Modeling & Simulation Marketing	(480,000)	(800,000)	(1,280,000)	0	0	0
53 CIT: Cyber Security	(520,000)	(480,000)	(1,000,000)	0	0	0
54 VITA: Remove Service Area - Technical	Language	0	0	0	0	0
55 VITA: Clarify CARDINAL Lines of Credit	Language	0	0	0	0	0
56 VITA: Data Standards	Language	0	0	0	0	0
57 VITA: Correct Service Area - Technical	Language	0	0	0	0	0
58 TOTAL	<b>(1,000,000)</b>	<b>(1,280,000)</b>	<b>(2,280,000)</b>	<b>0</b>	<b>0</b>	<b>0</b>
59						
60	<b>CENTRAL APPROPRIATIONS</b>					
61 CA: 2% Salary Increase (State:June 25, 2013/Local: July 1, 2013)	0	58,781,108	58,781,108	0	0	0
62 CA: Turnover and Vacancy Savings Correction	10,533,020	10,533,020	21,066,040	0	0	0
63 CA: Agency Reversions (Turnover and Vacancy Savings Correction)	(13,033,020)	(13,033,020)	(26,066,040)	0	0	0
64 CA: SB 95 Judicial Retirement	(1,242,000)	(1,242,000)	(2,484,000)	0	0	0
65 CA: Locally Funded Salary Supplements for State Employees	Language	0	0	0	0	0
66 CA: Non-Recurring Revenue Fund	61,750,000	0	61,750,000	0	0	0
67 CA: December 2012 Bonus	Language	0	0	0	0	0
68 CA: State Police Differential	185,000	185,000	370,000	0	0	0
69 CA: Louisa Schools Earthquake Relief	1,000,000	0	1,000,000	0	0	0
70 CA: Restore Membership Dues for Education Commission of the States	91,800	91,800	183,600	0	0	0
71 CA: Restore Potomac River Fisheries Commission	<u>148,750</u>	<u>148,750</u>	<u>297,500</u>	<u>0</u>	<u>0</u>	<u>0</u>
72 TOTAL	<b>59,433,550</b>	<b>55,464,658</b>	<b>114,898,208</b>	<b>0</b>	<b>0</b>	<b>0</b>
73						

**SB 30 Report of the General Government Subcommittee**

<u>Amendment</u>	<u>FY 2013 GF</u>	<u>FY 2014 GF</u>	<u>Biennial GF</u>	<u>FY 2013 NGF</u>	<u>FY 2014 NGF</u>	<u>Biennial NGF</u>
74	<b>INDEPENDENT AGENCIES</b>					
75	VRS: Implementation of SB 498	Language	0	0	0	0
76	Lottery: Review Application of Sales Tax	<u>Language</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
77	<b>TOTAL</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
78						
79	<b>PART III</b>					
80	PART III: Deposit of Local Ordinance Collections to GF	Language	0	0	0	0
81	PART III: Parking Fund to Retain Interest	Language	0	0	0	0
82	PART III: Clarify CARDINAL Lines of Credit	Language	0	0	0	0
83	PART III: Deposit of Fines and Fees	Language	0	0	0	0
83						
84	<b>PART IV</b>					
84	PART IV: Commonwealth Web Portal Funding Model	Language	0	0	0	0
85	PART IV: VMRC Commissioner's Salary	Language	0	0	0	0
85						
86	<b>TOTAL</b>		<b>65,171,880</b>	<b>60,385,912</b>	<b>125,557,792</b>	<b>3,419,200</b>
87						
88	<b>NET TOTAL: GENERAL GOVERNMENT</b>		<b>65,171,880</b>	<b>60,160,912</b>	<b>125,332,792</b>	<b>3,419,200</b>

**GENERAL GOVERNMENT SUBCOMMITTEE  
LANGUAGE AMENDMENTS  
(SB 30)**

General Government Subcommittee

Item 1 #1s

**Legislative Department**

General Assembly Of Virginia

Language

**Language:**

Page 3, line 35, strike "37,871" and insert "39,765".

**Explanation:**

(This is a technical amendment which corrects the salary for Legislative Assistants to reflect the five percent salary increase granted in FY 2012 to offset the VRS employee contribution.)

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General Government Subcommittee

Item 6 #1s

**Legislative Department**

Division Of Legislative Services

Language

**Language:**

Page 10, following line 5, insert:

"C. The Division of Legislative Services shall continue to provide administrative support to include payroll processing, accounting, and travel expense processing at no charge to the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, and the Virginia State Crime Commission."

**Explanation:**

(This amendment directs the Division of Legislative Services to continue to provide administrative and fiscal support services to four legislative commissions. Companion amendments to Items 8, 11, 17, and 18 transfer the appropriations for these four commissions to four new Items, 30.1, 30.2, 30.3, and 30.4, which are separate and distinct from the Division of Legislative Services.)

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General Government Subcommittee

Item 40 #2s

**Judicial Department**

Supreme Court

Language

**Language:**

Page 22, following line 18, insert:

"I. Notwithstanding the provisions of Section 16.1-69.48, Code of Virginia, the Executive Secretary of the Supreme Court shall ensure the deposit of all collections directly into the State Treasury for Item 42 General District Courts, Item 43 Juvenile and Domestic Relations District Courts, Item 44 Combined District Courts, and Item 45 Magistrate System."

**Explanation:**

(This amendment restores language necessary for the district courts to deposit all funds into the State Treasury. A companion amendment to Section 3-6.00 in Part 3 of this act provides for the electronic transfer by the State Comptroller of funds due to localities from fines and fees related to the enforcement of local ordinances.)

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General Government Subcommittee

Item 51 #1s

**Judicial Department**

**FY 12-13**

**FY 13-14**

Virginia State Bar

\$3,250,000

\$3,250,000 NGF

**Language:**

Page 29, line 44, strike "\$10,270,000" and insert "\$13,520,000".

Page 29, line 44, strike "\$10,270,000" and insert "\$13,520,000".

Page 30, following line 20, insert:

"D. Notwithstanding Section 17.1-278, Code of Virginia, the clerks of the circuit or general district court shall increase the current legal aid filing fee to \$14, in all cities and counties in which civil legal representation is provided for the poor, without charge, by a nonprofit legal aid program organized under the auspices of the Virginia State Bar, from \$10 to \$14, effective July 1, 2012. Of the total \$14 fee, \$13 shall be paid to the Legal Aid Services Fund and the remaining \$1 shall continue to be paid to the general fund for funding of the district courts of the Commonwealth."

**Explanation:**

(This amendment provides \$3,250,000 NGF each year from special funds to restore revenue reductions for legal aid programs, by increasing the current legal aid filing fee from \$10 to \$14 in those cities and counties where there is a legal aid program organized under the auspices of the Virginia State Bar.)

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General Government Subcommittee

Item 53 #1s

**Judicial Department**

Judicial Department Reversion  
Clearing Account

**FY 12-13**

\$210,000

**FY 13-14**

(\$927,000) GF

**Language:**

Page 30, line 45, strike "\$3,022,600" and insert "\$2,812,600".

Page 30, line 45, strike "\$3,022,600" and insert "\$3,949,600".

Page 32, following line 34, insert:

"25. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized circuit court judgeship in the Ninth Judicial Circuit in which the retiring incumbent judge retired prior to March 1, 2012.

26. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized circuit court judgeship in the Tenth Judicial Circuit in which the retiring incumbent judge retired after January 1, 2011, but prior to January 1, 2012.

27. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized circuit court judgeship in the Seventeenth Judicial Circuit in which the retiring incumbent judge retired after March 1, 2012, but prior to July 1, 2012.

28. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized circuit court judgeship in the Twenty-second Judicial Circuit in which the retiring incumbent judge retired after July 1, 2012.

29. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized general district court judgeship in the Sixth Judicial District in which the retiring incumbent judge retired after July 1, 2010, but prior to July 1, 2011.

30. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized general district court judgeship in the Eleventh Judicial District in which the incumbent judge was elected to the Eleventh Judicial Circuit prior to January 1, 2012.

31. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized general district court judgeship in the Thirty-first Judicial District in which the retiring incumbent judge retired prior to July 1, 2011.

32. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Ninth

Judicial District in which the incumbent judge was elected to the Ninth Judicial Circuit prior to January 1, 2012, or in which the retiring incumbent judge retired prior to July 1, 2012.

33. Effective July 1, 2013, the provisions of this Item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Eleventh Judicial District in which the retiring incumbent judge retired prior to July 1, 2010. This appropriation includes \$48,000 the first year for substitute judges for the juvenile and domestic relations district court in the Eleventh Judicial District, and \$233,000 the second year for a full-time replacement judge.

34. Effective July 1, 2012, the provisions of this Item shall not apply to any authorized juvenile and domestic relations district court judgeship in the Twenty-eighth Judicial District in which the retiring incumbent judge retired prior to July 1, 2012."

Page 32, line 35, strike "25." and insert "35."

**Explanation:**

(This amendment reduces the across-the-board reductions contained in the Judicial Department Reversion Clearing Account by \$210,000 GF the first year and increases the reductions by \$927,000 GF the second year. With these adjustments, there are sufficient funds in the Judicial Department budget to unfreeze nine judgeships the first year and ten the second year. Accordingly, the language in this amendment authorizes the General Assembly to fill nine vacant judgeships, effective July 1, 2012, including one each in the 9th, 10th, 17th and 22nd Circuits, one each in the 6th, 11th and 31st General District Courts, and one each in the 9th and 28th Juvenile and Domestic Relations District Courts. This amendment also authorizes the General Assembly to fill one additional judgeship in the 11th Juvenile and Domestic Relations District Court as of July 1, 2013.)

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General Government Subcommittee

Item 59 #1s

**Executive Offices**

**FY 12-13**

**FY 13-14**

Attorney General And Department  
Of Law

\$70,000

\$70,000 NGF

**Language:**

Page 34, line 18, strike "\$26,570,363" and insert "\$26,640,363".

Page 34, line 18, strike "\$26,590,411" and insert "\$26,660,411".

Page 35, following line 9, insert:

"F. Included within this appropriation is \$70,000 each year from the Internet Crimes Against Children Fund, pursuant to Section 17.1-275.12, Code of Virginia, for a cyber crimes unit. The Office of the Attorney General shall provide an annual report on this program to the Governor and the Chairmen of the Senate Finance and House Appropriations Committees."

**Explanation:**

(This amendment provides \$70,000 NGF each year from the Internet Crimes Against Children Fund to establish a cyber crime unit dedicated to this purpose. The source of the nongeneral funds is the \$10 fee on all misdemeanor and felony convictions which is assessed as court costs. A companion amendment to Section 3-1.01 transfers these funds.)

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General Government Subcommittee

Item 59 #2s

**Executive Offices**

Attorney General And Department  
Of Law

Language

**Language:**

Page 34, line 42, following "the costs of legal services" insert:

" that are related to such nongeneral funds"

Page 34, line 42, following "The Attorney General" insert:

", in consultation with the respective agency head,"

Page 34, line 43, following "amounts for transfer." insert:

"It is the intent of the General Assembly that legal services provided by the Office of the Attorney General for general fund-supported programs shall be provided out of this appropriation."

Page 35, line 9, following "those district directors or districts" insert:

"at no charge".

**Explanation:**

(This amendment clarifies the intent of the General Assembly that legal services provided by the Office of the Attorney General for programs that are supported by the general fund shall be provided out of this appropriation, and that the Attorney General shall consult with the respective state agency heads in setting the appropriate charges for state agencies for the cost of legal services that are provided in support of



nongeneral fund programs of those agencies. This amendment also restores language which directs the Office of the Attorney General to provide legal services to the Soil and Water Conservation Districts upon request at no charge.)

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General Government Subcommittee

Item 61 #1s

**Executive Offices**

Attorney General And Department  
Of Law

Language

**Language:**

Page 35, line 20, strike "\$900,000" and "\$900,000" and insert "\$1,300,000" and "\$1,300,000".

**Explanation:**

(This amendment increases the amount of the carry-forward balance in the Regulatory, Consumer Advocacy, Litigation, and Enforcement Revolving Trust Fund from \$900,000 each year to \$1,300,000 each year from special funds. This action is necessary for the Office of the Attorney General to address the requirements of the National Mortgage Servicing Settlement Agreement.)

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General Government Subcommittee

Item 260 #2s

**Finance**

Department Of Accounts

Language

**Language:**

Page 185, following line 49, insert:

"2. In accordance with the Third Enactment Clause of Chapter 758 and 812 of the 2009 Acts of Assembly, the Department of General Services, the Virginia Information Technologies Agency, and the State Comptroller were required to develop standard vendor accounting information pursuant to § 2.2-1115.1, Code of Virginia by December 1, 2009. The Department of General Services and the Virginia Information Technologies Agency are required to use these standards in the Commonwealth's enterprise electronic procurement system and should have made the standards available for use by all agencies and institutions by July 1, 2010.

3. Prior to accessing the working capital advance set forth in B.1. for the statewide roll-out of Cardinal as the Commonwealth's enterprise financial system, the State

Comptroller shall certify to the Auditor of Public Accounts that standards are established that provide a vendor database to verify all payments made by the Commonwealth. To the extent that the State Comptroller has allowed agencies and institutions to use other systems, the State Comptroller shall ensure that both the Cardinal Project as well as the agencies and institutions have internal control procedures, which follow industry best practices for a standard vendor database to minimize improper payments to vendors. Further, the State Comptroller shall ensure that these standard vendor databases will allow the exchange of information so that the Commonwealth can uniformly determine which vendors, goods and services and other information is necessary to monitor the use of Commonwealth resources."

Page 185, line 50, strike "2." and insert "3."

Page 186, line 2, strike "3." and insert "4."

**Explanation:**

(This amendment requires the Comptroller to ensure that common data definitions and standards are finalized and implemented prior to the statewide development of the Cardinal enterprise financial accounting system. As these standards are more than two years overdue from original legislative direction, the Comptroller must verify to the Auditor of Public Accounts that the standards are in place prior to accessing a \$90 million working capital advance for statewide roll-out of the Cardinal system.)

General Government Subcommittee

Item 268 #4s

**Finance**

Department Of Accounts Transfer  
Payments

Language

**Language:**

Page 191, following line 35, insert:

"G. The Governor's Chief of Staff shall lead a working group composed of the Secretaries of Finance and Public Safety, one member appointed by the Chairman of the Senate Finance Committee, and one member appointed by the Chairman of the House Appropriations Committee to review the current process for determining eligibility of state and local Line of Duty Act recipients and the funding responsibility between the Commonwealth and its localities. The purpose of this study is to: 1) examine cost efficiencies and determine a fair and equitable division of financial responsibility for Line of Duty Act program costs, and 2) examine the eligibility criteria for coverage of full-time sworn members of the enforcement

division of the Department of Motor Vehicles, and other similar employees under §65.2-402 of the Code of Virginia, Presumption as to death or disability from respiratory disease, hypertension or heart disease, cancer. The group shall complete its review and make recommendations to the Governor and the General Assembly no later than October 1, 2012."

**Explanation:**

(This amendment creates a working group to study the Line of Duty Act and the Heart-Lung disability presumption and make recommendations to the Governor and General Assembly by October 1, 2012.)

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General Government Subcommittee

Item 280 #1s

**Finance**

Treasury Board

Language

**Language:**

Page 202, following line 33, insert:

"Central Virginia Regional Jail      \$8,464,891"

**Explanation:**

(This amendment adds the Central Virginia Regional Jail to the list of approved regional jail projects.)

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General Government Subcommittee

Item 423 #1s

**Technology**

Innovation And Entrepreneurship  
Investment Authority

**FY 12-13**  
(\$1,000,000)

**FY 13-14**  
(\$1,280,000)    GF

**Language:**

Page 305, line 12, strike "\$5,926,877" and insert "\$4,926,877".

Page 305, line 12, strike "\$6,206,877" and insert "\$4,926,877".

Page 306, strike line 13 through line 18, and insert:

"J. Out of the amounts provided for research commercialization in Item 105. M., up to \$1,000,000 the first year and \$1,000,000 the second year may be provided to support research and outreach activities, as well as foster growth and diversification

within the cyber security and modeling and simulation industries."

**Explanation:**

(This amendment eliminates the proposed general funding for marketing of cyber security and modeling and simulation industries. The language provides that these initiatives may be funded from the research commercialization program funding authorized in Item 105. M.)

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General Government Subcommittee

Item 427 #3s

**Technology**

Virginia Information Technologies  
Agency

Language

**Language:**

Page 309, following line 21, insert:

"D.1. In order to minimize the cost of information systems development, the Secretary of Technology shall work with all Cabinet Secretaries and their agencies to develop Commonwealth data standards for citizen centric data, personnel, recipient information, and other common sources of information gathered by the Commonwealth. Not later than November 1, 2012, the Secretary of Technology shall communicate a plan with a specified timetable to gather, approve and publish these standards to the Governor and the Chairmen of the House Committee on Appropriations and the Senate Committee on Finance. In developing the plan, the Secretary of Technology will use best practices, federal requirements, and existing data standards.

2. To the extent that standards are developed or are currently being developed, the Secretary of Technology shall determine if these standards should apply to other Secretarial areas. The Secretary of Technology shall assess whether any of the systems set out within this Item meet the needs of the Commonwealth and should become the standard for the Commonwealth. If any of these systems would not constitute the Commonwealth's data standard, the Secretary of Technology shall include in this report the estimated cost of compliance with the data standard for each existing project."

Line 22, strike "D.1." and insert "E."

**Explanation:**

(This amendment requires the Secretary of Technology to work with all Cabinet Secretaries to develop common data standards for citizen centric data and report by

November 2012 on a timeline and cost estimate for implementation of these standards.)

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General Government Subcommittee

Item 468 #2s

**Central Appropriations**

Central Appropriations

Language

**Language:**

Page 358 after line 7 insert:

“O. Any supplemental salary payment to a state employee or class of state employees by a local governing body shall be governed by a written agreement between the agency head of the employee or class of employees receiving the supplement and the chief executive officer of the local governing body. Such agreement shall also be reviewed and approved by the Director of the state Department of Human Resource Management. At a minimum, the agreement shall specify the percent of state salary or fixed amount of the supplement, the resultant total salary of the employee or class of employees, the frequency and method of payment to the agency of the supplement, and whether or not such supplement will be included in the employee's state benefit calculations. A copy of the agreement shall be made available annually to all employees receiving the supplement. The receipt of a local salary supplement shall not subject employees to any personnel or payroll rules and practices other than those promulgated by the state Department of Human Resource Management.”

**Explanation:**

(This amendment requires a written agreement between the Commonwealth and any locality that provides a supplemental salary payment to a state employee or class of state employees.)

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General Government Subcommittee

Item 468 #7s

**Central Appropriations**

Central Appropriations

Language

**Language:**

Page 357, strike lines 16 to 52.

Page 358, strike lines 1 to 7.

Page 357, following line 16, insert:

"N.1. All classified employees of the Executive Branch and other full-time employees of the Commonwealth, except elected officials, who were employed on April 1, 2012 and remain employed until at least November 24, 2012, shall receive a one-time bonus payment equal to three percent of base pay on December 1, 2012, contingent upon additional general fund resources equaling or exceeding \$77,200,000 from the combination of actual general fund revenue collections for FY 2012 exceeding the official FY 2012 revenue estimate contained in the first enactment of SB 29 of the 2012 session of the General Assembly, and by any discretionary unspent general fund appropriations recommended by the Governor for reversion at the end of FY 2012. If the combination of additional general fund revenue collections and year-end general fund balances recommended for reversion by the Governor for FY 2012 exceed the official revenue estimate by less than \$77,200,000, the remaining cost of the three percent bonus shall be provided for from funds appropriated to the Nonrecurring Reserve Fund set out in Item 472.2 of this Act. In the event that the total of all funds provided for in this paragraph are insufficient to fully fund the general fund cost of the three percent one-time bonus payment, such bonus payment shall be prorated to a percent of base pay for the general fund payroll that equates to the amount of total general fund resources provided.

2. For purposes of paying the general fund share of the December 1, 2012, one-time bonus, the State Comptroller shall reserve \$77,200,000 on the balance sheet for the general fund attributable to FY 2012 general fund revenue collections in excess of the official revenue estimate and discretionary general fund balances recommended for reversion by the Governor.

3. The Director of the Department of Planning and Budget shall administratively increase nongeneral fund appropriations as required to implement the one-time bonus payment."

**Explanation:**

(This amendment provides for a one-time three percent bonus for all state employees on December 1, 2012.)

General Government Subcommittee

Item 468 #8s

**Central Appropriations**

**FY 12-13**

**FY 13-14**

Central Appropriations

\$0

\$58,781,108 GF

**Language:**

Page 352, line 47, strike "\$90,166,016" and insert "\$148,947,124".

Page 358, 16, insert:

"O.1. The base salary of the following employees shall be increased by two percent on June 25, 2013 for state employees:

a. Full-time and other classified employees of the Executive Department subject to the Virginia Personnel Act;

b. Full-time employees of the Executive Department not subject to the Virginia Personnel Act, except officials elected by popular vote;

c. Any official whose salary is listed in § 4-6.01 of this act, subject to the ranges specified in the agency head salary levels in § 4-6.01 c; and

d. Full-time professional staff of the Governor's Office, the Lieutenant Governor's Office, the Attorney General's Office, Cabinet Secretaries Offices, including the Deputy Secretaries, the Virginia Liaison Office, and the Secretary of the Commonwealth's Office.

e. Heads of agencies in the Legislative Department;

f. Full-time employees in the Legislative Department, other than officials elected by popular vote; and

g. Secretaries and administrative assistants as provided for in Item 1 of this act.

h. Judges and Justices in the Judicial Department;

i. Heads of agencies in the Judicial Department; and,

j. Full-time employees in the Judicial Department.

k. Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission, the Executive Directors of the Virginia College Savings Plan and the Virginia Office for Protection and Advocacy, and the Directors of the State Lottery Department, and the Virginia Retirement System;

l. Full-time employees of the State Corporation Commission, the Virginia College Savings Plan, the State Lottery Department, Virginia Workers' Compensation Commission, the Virginia Retirement System, and Virginia Office for Protection and

Advocacy.

2.a. Employees in the Executive Department subject to the Virginia Personnel Act shall receive the salary increases authorized in this paragraph only if they attained at least a rating of "Contributor" on their latest performance evaluation.

b. Salary increases authorized in this paragraph for employees in the Judicial and Legislative Departments, employees of Independent agencies, and employees of the Executive Department not subject to the Virginia Personnel Act shall be consistent with the provisions of this paragraph, as determined by the appointing or governing authority. The appointing or governing authority shall certify to the Department of Human Resource Management that employees receiving the awards are performing at levels at least comparable to the eligible employees as set out in subparagraph 2.a. of this paragraph.

3. The Department of Human Resource Management shall increase the minimum and maximum salary for each band within the Commonwealth's Classified Compensation Plan by two percent on June 25, 2013. No salary increase shall be granted to any employee as a result of this action. The department shall develop policies and procedures to be used in instances where employees fall below the entry level for a job classification due to poor performance. Movement through the revised pay band shall be based on employee performance.

4. Out of the amounts for Supplements to Employee Compensation is included \$40,491,838 the second year from the general fund to support the general fund portion of costs associated with the salary increase provided in this paragraph.

5. The following agency heads, at their discretion, may utilize agency funds or the funds provided pursuant to this paragraph to implement the provisions of existing pay plans:

a. The heads of agencies in the Legislative and Judicial Departments;

b. The Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission;

c. The Attorney General;

d. The Director of the Virginia Retirement System;



- e. The Director of the State Lottery Department;
- f. The Director of the University of Virginia Medical Center;
- g. The Executive Director of the Virginia College Savings Plan;
- h. The Executive Director of the Virginia Port Authority; and
- i. The Executive Director of the Virginia Office for Protection and Advocacy.

P. The base rates of pay, and related employee benefits, for wage employees may be increased by up to two percent no earlier than June 25, 2013. The cost of such increases for wage employees shall be borne by existing funds appropriated to each agency.

Q.1. The base salary of the following employees shall be increased by two percent on July 1, 2013:

- a. Locally elected constitutional officers;
- b. General Registrars and members of local electoral boards;
- c. Full-time employees of locally elected constitutional officers; and,
- d. Full-time employees of Community Services Boards, Centers for Independent Living, secure detention centers supported by Juvenile Block Grants, juvenile delinquency prevention and local court service units, local social services boards, local pretrial services act and comprehensive community corrections act employees, and local health departments where a memorandum of understanding exists with the Virginia Department of Health.

2. Out of the appropriation for Supplements to Employee Compensation is included \$18,289,270 the second year from the general fund to support the costs associated with the salary increase provided in this paragraph."

**Explanation:**

(This amendment provides \$58.8 million general fund in the second year for a two percent salary increase for state classified employees on June 25, 2013, and state-supported local employees on July 1, 2013. A two percent salary increase for

faculty is provided directly in the appropriations for each institution of higher education. It is the intent of the General Assembly that the changes to the salaries set out in §4-6.01 and elsewhere in SB 30 shall be made during enrolling.)

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General Government Subcommittee

Item 471 #2s

<b>Central Appropriations</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Central Appropriations	(\$13,033,020)	(\$13,033,020)	GF

**Language:**

Page 361, line 1, strike "\$2,351,113" and insert "\$15,384,133".

Page 361, line 1, strike "\$2,918,552" and insert "\$15,951,572".

Page 362, after line 20, insert:

"G. The Director, Department of Planning and Budget, shall withhold and transfer to this Item, amounts estimated at \$13,033,020 the first year and \$13,033,020 the second year from the general fund appropriations of state agencies representing savings from administrative efficiencies. These savings shall be implemented as an across-the-board reduction based upon general fund salaries in Executive Department agencies. The Secretary of Finance shall establish the procedures to be used in determining the amounts to be reverted from impacted agencies."

**Explanation:**

(This amendment converts the turnover and vacancy savings included in SB 29 and SB 30, as introduced, into agency reversions of \$13.0 million GF the first year and \$13.0 million GF the second year.)

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General Government Subcommittee

Item 472.10 #1s

<b>Central Appropriations</b>	<b>FY 12-13</b>	<b>FY 13-14</b>	
Central Appropriations	\$61,750,000	\$0	GF

**Language:**

Page 363, following line 15, insert:

"472.10. Non-recurring Reserve Fund \$61,750,000

Fund Sources: General \$61,750,000."

There is hereby appropriated to this Item \$61,750,000 the first year from the one-time deposit to the general fund pursuant to the Mortgage Servicing Settlement. These

funds shall be used for the following purposes in priority order:

1. Fund any shortfall in funding of the one-time three percent bonus payment for state employees, as authorized in Item 468, of this Act.
2. Up to \$50,000,000 of any funds remaining after satisfaction of the requirements of A.1 of this Item shall be used to offset the reductions in local aid set out in Item 472 of this Act, Reversion Clearing Account - Aid to Local Governments.
3. Any funds remaining after satisfaction of the requirements of A.1 and A.2 of this Item shall be transferred to further capitalize the Federal Action Contingency Trust (FACT) Fund set out in Item 469.J, of this Act."

**Explanation:**

(This amendment provides \$61.8 million GF in the first year for creation of a Non-recurring Reserve Fund. These general funds are derived from the Commonwealth's one-time payment under the Mortgage Servicing Settlement Agreement.)

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General Government Subcommittee

Item 3-2.03 #1s

**Working Capital Funds and Lines of Credit**

Lines of Credit

Language

**Language:**

Page 391, line 47, strike "\$90,000,000" and insert "\$60,000,000".

Page 392, line 14, after "Agency", insert:

", for General Operations".

Page 392, after line 14, insert:

"Virginia Information Technologies Agency, for Enterprise Applications  
\$30,000,000".

**Explanation:**

(This amendment gives a more detailed presentation of funding provided for the development of enterprise applications. Companion amendments for related working capital advances are in Items 260 and 427.)

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General Government Subcommittee

Item 3-6.04 #2s

**Adjustments And Modifications To Fees**

**Language:**

Page 400, following line 6, insert:

"3-6.04 DEPOSIT OF FINES AND FEES

A. The Auditor of Public Accounts shall annually calculate the amount of total fines and fees collected by the District Courts. The Auditor of Public Accounts will determine those localities in which total local fines and fee collections exceed 30 percent of the total collections. Using the Auditor of Public Accounts' calculation for fiscal year 2011, the State Comptroller shall deduct half of the amount in excess of 30 percent from any current payment of local fines and fees before remitting to the localities their remaining collections. When the State Comptroller has recovered in total, the half of the amount exceeding 30 percent, he shall pay all local collections monthly directly to the locality's treasury. The State Comptroller shall deposit the withheld funds in the Literary Fund, as they become available.

B. The Auditor of Public Accounts shall provide the State Comptroller the annual calculation by May 1 of each year for future withholdings. The State Comptroller will act as a fiscal agent, holding the amounts of local fine and fee collections in an agency fund."

**Explanation:**

(This amendment provides for the deposit into the Literary Fund, one half of all fines and fees collected at the local level pursuant to the enforcement of local ordinances, which are in excess of 30 percent of the combined total of local and state collections, as reported annually by the Auditor of Public Accounts to the State Comptroller. A companion amendment to Item 40 requires that all such collections be deposited initially into the state general fund. All local collections under 30 percent of the total of state and local collections, plus one half of the local collections in excess of 30 percent of the total, will be transferred electronically to the respective local treasuries on a monthly basis.)

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General Government Subcommittee

Item 4-5.04 #1s

**Special Conditions and Restrictions on Expenditures**

Goods and Services

Language

**Language:**

Page 426, following line 17, insert:

“7. The Virginia Information Technologies Agency and the Department of Motor Vehicles shall maintain through June 30, 2013 such contracts and agreements as they existed on January 1, 2012, which provide for the establishment and maintenance of a state web portal, and related eGovernment services, supported from funds available pursuant to §§ 46.2-214 and 46.2-214.1, Code of Virginia. One dollar of the authorized fee shall continue to provide hosting and maintenance of Internet based services that support state and local government agencies and the remaining fees shall be returned to the Department of Motor Vehicles. The Virginia Information Technologies Agency and the Department of Motor Vehicles shall jointly report to the Governor and the Chairmen of the House Committee on Appropriations and the Senate Committee on Finance by November 1, 2012 any proposal to amend such contracts and agreements.”

**Explanation:**

(This amendment directs VITA to provide for a state web portal and related eGovernment services funded through charges levied for the resale of individual driving records by the Department of Motor Vehicles.)

General Government Subcommittee

Item 4-6.01 #1s

**Positions and Employment**

Employee Compensation

Language

**Language:**

Page 433, line 19, strike "\$115,395 \$115,395 \$115,395" and insert: "\$130,977 \$130,977 \$130,977".

**Explanation:**

(This amendment increases the salary for the Commissioner of the Marine Resources Commission to provide parity with that of the Executive Director of the Department of Game and Inland Fisheries. Both positions have similar levels of responsibility for law enforcement, environmental protection, and regulation.)