

Request to Amend House Bill 1500, as Introduced

Chief Patron: Abbitt

Item 52 #6h

Judicial Department

Judicial Department Reversion
Clearing Account

Language

Language:

Page 31, after line 20, insert:

"3. Effective July 1, 2011, 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 July 1, 2011."

Page 31, line 21, strike "3." and insert "4."

Page 31, line 25, strike "4." and insert "5."

Page 31, line 26, strike "\$4,795,898" and insert "\$4,629,426".

Explanation:

(This amendment authorizes an exception to the judicial vacancy freeze for one judgeship for the Tenth Judicial Circuit effective July 1, 2011. This amendment also reduces the assumed savings related to the freeze by \$166,472 to reflect the exemption of one judgeship.)

Chief Patron: Abbitt

Item 67.90 #3h

Administration

Compensation Board

FY 10-11

\$0

FY 11-12

\$1,676,000 GF

Language:

Page 53, line 12, strike "\$2,346,146" and insert "\$4,022,146".

Page 55, line 39, after "equal to" strike "100" and insert "50".

Explanation:

(This amendment restores funding and language to authorize the compensation board to continue to cover 50% of the cost of the VARISK liability insurance and surety bond program for the constitutional officers and regional jails. The introduced budget proposes to require the officers and regional jails to cover 100% of these expenditures.)

Chief Patron: Abbitt

Item 3-1.01 #1h

Request to Amend House Bill 1500, as Introduced

Transfers

Interfund Transfers

Language

Language:

Page 460, strike lines 32 through 33.

Page 460, line 34, strike "VV." and insert "UU."

Page 460, line 38, "WW." and insert "VV."

Page 460, line 41, "XX." and insert "WW."

Explanation:

(This amendment strikes language included in the introduced budget which authorized the transfer of \$5.0 million in nongeneral fund cash balances to the general fund in fiscal year 2011. This action would reduce the total General Fund Resources available for appropriation by \$5.0 million in fiscal year 2011.)

Chief Patron: Athey

Item 52 #4h

Judicial Department

Judicial Department Reversion

Clearing Account

Language

Language:

Page 31, after line 20, insert:

"3. Effective July 1, 2011, the provisions of this item shall not apply to any authorized general district court judgeship in the Twentieth Judicial District in which the retiring incumbent judge retired after January 1, 2010, but prior to July 1, 2010."

Page 31, line 21, strike "3." and insert "4."

Page 31, line 25, strike "4." and insert "5."

Page 31, line 26, strike "\$4,795,898" and insert "\$4,643,399".

Explanation:

(This amendment authorizes an exception to the judicial vacancy freeze for one vacant judgeships for the Twentieth Judicial District effective July 1, 2011. This amendment also reduces the assumed savings related to the freeze by \$152,499 to reflect the exemption of one judgeship.)

Chief Patron: Brink

Item 52 #5h

Request to Amend House Bill 1500, as Introduced

Judicial Department

Judicial Department Reversion
Clearing Account

Language

Language:

Page 31, after line 20, insert:

"3. Effective July 1, 2011, the provisions of this item shall not apply to any authorized judgeship in which the retiring incumbent judge retired prior to July 1, 2011."

Page 31, line 21, strike "3." and insert "4."

Page 31, line 25, strike "4." and insert "5."

Page 31, line 26, strike "\$4,795,898" and insert "\$649,275".

Explanation:

(This amendment reduces the savings, by approximately \$4.1 million, assumed from the judicial vacancy freeze in fiscal year 2012 to only include savings related to the vacancies which occur during fiscal year 2012. The amendment adjusts the budget language to authorize the filling of all vacancies which will have occurred prior to July 1, 2011. It is estimated this would impact approximately 13 circuit court judgeships and 13 general district court judgeships.)

Chief Patron: Cline

Item 478 #1h

Independent Agencies

State Lottery Department

Language

Language:

Page 419, line 23, before "Out" insert "A."

Page 419, after line 29, insert:

"B. Out of the amounts appropriated for the State Lottery Operations, the Secretary of Administration shall contract with an independent, private entity to conduct an external performance audit of the Lottery Departments operations and contracts and report the results of the audits to the Chairmen of the House Appropriations and Senate Finance Committees by December 1, 2011. The Lottery Department shall be prohibited from entering new contracts for games that award non-monetary prizes until the audit is completed and the final report submitted."

Explanation:

(This amendment proposes language prohibiting the Lottery Department from entering into any new contract to award non-monetary prizes until an independent

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audit is completed and the results provided to the General Assembly.)

Chief Patron: Gilbert

Item 41 #1h

Judicial Department

Circuit Courts

Language

Language:

Explanation:

(This amendment requests funding for the impact of House Bill 1780 which expands the jurisdictional scope related to communication intercepts sought by the Attorney General. A fiscal impact statement for House Bill 1780 is currently being prepared and the exact fiscal impact is not yet known.)

Chief Patron: Governor McDonnell

Item 469 #2g

Central Appropriations

FY 10-11

FY 11-12

Central Appropriations

\$0

(\$5,266,510) GF

Language:

Page 402, line 7, strike "\$27,327,805" and insert "\$32,594,315".

Page 411, after line 9, insert:

"V. The Director, Department of Planning and Budget shall withhold and transfer to this item, amounts estimated at \$5,266,510 the second year, from the general fund and various nongeneral fund appropriations of state agencies representing savings associated with the freeze on new hires 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 reflects savings resulting from a hiring freeze for Executive branch agencies.)

Chief Patron: Hope

Item 248 #1h

Finance

FY 10-11

FY 11-12

Department Of Accounts

\$0

\$150,000 GF

Request to Amend House Bill 1500, as Introduced

Language:

Page 202, line 27, strike "\$6,529,076" and insert "\$6,679,076".

Page 203, after line 37, insert:

"F. Out of this appropriation, \$150,000 the first year and \$150,000 the second year from the general fund is provided to the Department of Accounts to establish a program providing grants to schools, state and local government agencies for the purchase of automated external defibrillators."

Explanation:

(This amendment provides \$150,000 in fiscal year 2012 to provide grants for the purchase of automated external defibrillators.)

Chief Patron: Hope

Item 489 #2h

Independent Agencies

FY 10-11

FY 11-12

Virginia Office For Protection And
Advocacy

\$0

\$240,000 GF

Language:

Page 423, line 4, strike "\$2,945,625" and insert "\$3,185,625".

Explanation:

(This amendment restores funding to the Virginia Office for Protection and Advocacy (VOPA), an independent state agency. VOPA advocates on behalf of Virginians with disabilities in Virginia, including children needing special education services and adults at risk of abuse or neglect. VOPA uses state general funds to ensure compliance with state disability laws, including the Virginians with Disabilities Act, § 51.5-40 et seq. State general funds are also necessary to enable VOPA to meet increased requirements placed on it as an independent state agency with employees who are covered by the Virginia Personnel Act.)

Chief Patron: Howell, W.

Item 1 #2h

Legislative Department

FY 10-11

FY 11-12

General Assembly Of Virginia

\$0

\$190,000 GF

Language:

Page 4, line 5, strike "\$33,752,907" and insert "\$33,942,907".

Page 7, after line 35, insert:

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"L. The operations of the Capitol Guides program shall be jointly administered by the Clerk of the House of Delegates and the Clerk of the Senate. Out of the amounts appropriated for this item, the Clerk of the House of Delegates shall pay the salaries and fringe benefits for the full-time and part-time guides. Supervision of the Capitol Tour Guides, including employment, shall be shared jointly between the Clerk of the House of Delegates and the Clerk of the Senate."

Explanation:

(This amendment transfers \$190,000 from the general fund in the second year to support the Capitol Guides program. A companion amendment reduces the Division of Legislative Services budget by \$190,000 to reflect the transfer of these expenditures from the DLS to the budget for the Clerk of the House of Delegates.)

Chief Patron: Howell, W.

Item 6 #2h

Legislative Department	FY 10-11	FY 11-12	
Division Of Legislative Services	\$0	(\$190,000)	GF

Language:

Page 9, line 21, strike "\$6,015,667" and insert "\$5,825,667".

Explanation:

(This amendment, along with a companion amendment in Item 1, transfers \$190,000 from the general fund in the second year to support the Capitol Guides program from DLS to the budget for the Clerk of the House of Delegates.)

Chief Patron: Howell, W.

Item 31 #1h

Legislative Department	FY 10-11	FY 11-12	
Virginia Commission On Intergovernmental Cooperation	\$0	(\$94,345)	GF

Language:

Page 18, line 2, strike "\$590,882" and insert "\$496,537".

Explanation:

(This amendment realizes savings from a reduction, by 25%, of the amount budgeted for expenditures for dues paid to the National Conference of State

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Legislatures (NCSL) and the Southern Regional Education Board (SREB) in fiscal year 2012. This amendment assumes dues payments in fiscal year 2012 of no more than \$148,468 for the NCSL and \$134,568 for the SREB.)

Chief Patron: Howell, W.

Item 32 #1h

Legislative Department

Legislative Department Reversion
Clearing Account

Language

Language:

Page 18, line 23, after "general fund of" strike "\$500,000" and insert "\$775,000".

Explanation:

(This amendment realizes an additional \$275,000 general fund savings in fiscal year 2011 from the funding for the operations of the Virginia House of Delegates. This savings is in addition to the \$500,000 in savings already assumed in fiscal year 2011 in Chapter 874 from the funding for the House of Delegates. These two combined actions will reduce the budget for the Clerk's office for the non-constitutionally mandated expenditures by 5 percent.)

Chief Patron: Ingram

Item 34 #1h

Judicial Department

Supreme Court

Language

Language:

Page 20, after line 35, insert:

"F. There is hereby appropriated \$60,000 for a substitute judge who is recalled to duty under the provisions of § 16.1-69.22:1 to sit exclusively in the Sixth Judicial District, General District Court, beginning March 1, 2011 and ending June 30, 2012.

G. There is hereby appropriated \$12,000 for a substitute judge who is recalled to duty under the provisions of § 17.1-106 to sit exclusively in the Sixth Judicial Circuit, beginning March 1, 2012 and ending June 30, 2012.

Explanation:

(This amendment provides full time substitute judges for the Sixth Judicial District and the Sixth Judicial Circuit to replace frozen judgeships. The funding for the substitute judges shall come from existing appropriations within the Supreme Court.)

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Chief Patron: Ingram Item 67.80 #1h

Administration	FY 10-11	FY 11-12	
Compensation Board	\$0	\$77,621	GF

Language:

Page 51, line 50, strike "\$16,158,524" and insert "\$16,236,145".
Page 53, strike lines 9 through 10.

Explanation:

(This amendment provides funding to compensate 84 deputy treasurers who have qualified for the Deputy Treasurer Career Development program but are not provided the salary supplement because of the funding freeze.)

Chief Patron: Ingram Item 67.80 #2h

Administration	FY 10-11	FY 11-12	
Compensation Board	\$0	\$3,794,196	GF

Language:

Page 51, line 50, strike "\$16,158,524" and insert "\$19,952,720".

Explanation:

(This amendment restores \$3.8 million in general fund support for Treasurers offices which was removed in the 2010 Appropriation Act.)

Chief Patron: Ingram Item 67.80 #3h

Administration	FY 10-11	FY 11-12	
Compensation Board	\$0	\$84,000	GF

Language:

Page 51, line 50, strike "\$16,158,524" and insert "\$16,242,524".
Page 52, strike lines 48 through 50.

Explanation:

(This amendment provides funding to compensate 11 treasurers who have qualified for the Treasurers' Career Development program but are not provided the

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salary supplement because of the funding freeze.)

Chief Patron: Jones

Item 6 #1h

Legislative Department

FY 10-11

FY 11-12

Division Of Legislative Services

\$45,712

\$0 GF

Language:

Page 9, line 21, strike "\$6,015,667" and insert "\$6,061,379".

Explanation:

(This amendment provides \$45,712 general fund in additional funding for the Division of Legislative Services to fund additional cost related to the 2011 redistricting. This funding is needed to supplement the original budget of \$180,600.)

Chief Patron: Jones

Item 261 #1h

Finance

Department Of Taxation

Language

Language:

Page 213, after line 31, insert:

"C. The Department of Taxation shall examine potential statutory changes necessary to establish sales tax nexus for internet retailers who offer goods for sale in the Commonwealth of Virginia and also utilize a warehouse or distribution facility located in the Commonwealth, where some level of common ownership exists between the retailer or its subsidiaries or related companies, and the owner of the warehouse or distribution facility or its subsidiaries or related companies. The Department shall report its findings to the Chairmen of the House Appropriations, House Finance, and Senate Finance Committees by November 1, 2011."

Explanation:

(This amendment requires the Department of Taxation to review the current Code and policies concerning sales tax and internet retailers who offer goods for sale in Virginia and who operate a warehouse or distribution facility in Virginia.)

Chief Patron: Kilgore

Item 67.90 #4h

Request to Amend House Bill 1500, as Introduced

Administration	FY 10-11	FY 11-12	
Compensation Board	\$0	\$1,676,000	GF

Language:

Page 53, line 12, strike "\$2,346,146" and insert "\$4,022,146".
Page 55, line 39, after "equal to" strike "100" and insert "50".

Explanation:

(This amendment restores funding and language to authorize the compensation board to continue to cover 50% of the cost of the VARISK liability insurance and surety bond program for the constitutional officers and regional jails. The introduced budget proposes to require the officers and regional jails to cover 100% of these expenditures.)

Chief Patron: Knight

Item 52 #1h

Judicial Department

Judicial Department Reversion
Clearing Account

Language

Language:

Page 31, after line 20, insert:

"3. Effective July 1, 2011, the provisions of this item shall not apply to any authorized circuit court judgeship in the Second Judicial Circuit in which the retiring incumbent judge was a resident of the City of Virginia Beach and retired prior to July 1, 2010."

Page 31, line 21, strike "3." and insert "4."

Page 31, line 25, strike "4." and insert "5."

Page 31, line 26, strike "\$4,795,898" and insert "\$4,629,426".

Explanation:

(This amendment authorizes an exception to the judicial vacancy freeze for one of the two vacant judgeships for the Second Judicial Circuit effective July 1, 2011. This amendment also reduces the assumed savings related to the freeze by \$166,472 to reflect the exemption of one judgeship.)

Chief Patron: Lewis

Item 52 #2h

Judicial Department

Request to Amend House Bill 1500, as Introduced

Judicial Department Reversion
Clearing Account

Language

Language:

Page 31, after line 20, insert:

"3. Effective July 1, 2011, The provisions of this item shall not apply to any authorized circuit court judgeship in the Second Judicial Circuit in which the retiring incumbent judge was a resident of Northampton or Accomack County. Notwithstanding the provisions of § 17.1-132, an amount sufficient to pay for the salary and benefit costs of this/these judgeship(s) shall be transferred from the Courts Technology Fund for this purpose."

Page 31, line 21, strike "3." and insert "4."

Page 31, line 25, strike "4." and insert "5."

Explanation:

(This amendment authorizes an exception to the judicial vacancy freeze for one of the two vacant judgeships for the Second Judicial Circuit effective July 1, 2011. This amendment authorizes the transfer of deposits in the Courts Technology Fund to fund the cost related to filling the vacancy.)

Chief Patron: McClellan

Item 10 #1h

Legislative Department

FY 10-11

FY 11-12

Dr. Martin Luther King, Jr.
Memorial Commission

\$0

\$30,000 GF

Language:

Page 10, line 24, strike "\$50,349" and insert "\$80,349".

Explanation:

(This amendment provides \$30,000 general fund for the Dr. Martin Luther King, Jr. Memorial Commission to support the Commissions commemoration of the 150th anniversary of the Emancipation Proclamation.)

Chief Patron: Phillips

Item 262 #1h

Finance

Department Of Taxation

Language

Request to Amend House Bill 1500, as Introduced

Language:

Page 215, after line 17 insert:

"M. The Tax Commissioner shall review the current policies and procedures related to the collection of delinquent taxes and shall develop recommendations to increase efficiencies in the process and increase collections which occur prior to accounts being referred to collection agencies. The Commissioner shall provide a report to the Chairmen of the House Appropriations, House Finance, and Senate Finance Committees by November 1, 2011 which includes any changes being implemented as well as any legislative changes which would be needed."

Explanation:

(This amendment requires the Tax Commissioner to develop procedures to increase the collection of delinquent taxes prior to them being referred to private collection agencies.)

Chief Patron: Plum

Item 489 #1h

Independent Agencies

FY 10-11

FY 11-12

Virginia Office For Protection And
Advocacy

\$0

\$240,000 GF

Language:

Page 423, line 4, strike "\$2,945,625" and insert "\$3,185,625".

Explanation:

(This amendment restores the general fund support for the Virginia Office of Protection and Advocacy. Chapter 874 eliminated the general fund appropriation for the agency which was approximately \$220,000 a year.)

Chief Patron: Scott, J.

Item 79 #1h

Administration

FY 10-11

FY 11-12

State Board Of Elections

\$0

\$90,900 GF

0.00

1.00 FTE

Language:

Page 64, line 9, strike "\$6,876,682" and insert "\$6,967,582".

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Explanation:

(This amendment provides funding pursuant to the enactment of House Bill 1415 of the 2011 General Assembly session. House Bill 1415 would require the State Board of Elections to establish procedures for the review of campaign finance reports for candidates for Governor, Lieutenant Governor, Attorney General and a random sample of General Assembly elections.)

Chief Patron: Shuler

Item 67.90 #1h

Administration

Compensation Board

Language

Language:

Page 55, strike lines 23 through 33, and insert:

L. In the event of the transition of a city to town status pursuant to the provisions of Chapter 41 (§ 15.2-4100 et seq.) of Title 15.2, Code of Virginia, or the consolidation of a city and a county into a single city pursuant to the provisions of Chapter 35 (§ 15.2-3500 et seq.) of Title 15.2, Code of Virginia, subsequent to July 1, 1999, the Compensation Board shall provide funding from Items 67.20, 67.50, 67.60, 67.70 and 67.80 of this act, consistent with the requirements of § 15.2-1302, Code of Virginia. Notwithstanding the provisions of paragraph E of this item, any positions in the constitutional offices of the former city or former county which are available for reallocation as a result of the transition or consolidation shall be first reallocated in accordance with Compensation Board staffing standards to the constitutional officers in the county in which the town is situated or to the consolidated city, without regard to the Compensation Board's priority of need ranking for reallocated positions. The salary and fringe benefit costs for these positions shall be deducted from any amounts due the county or the consolidated city, as provided in § 15.2-1302, Code of Virginia.

Explanation:

(This amendment provides that when Alleghany County and the City of Covington are dissolved and the Constitutional officer positions reallocated by the Compensation Board, that this reallocation will not be based on the agency's priority ranking but be reallocated to the consolidated city as they usually are when a city transitions to town status. Without this language, certain positions needed by the clerk of circuit court for the City of Alleghany Highlands might be given to another locality based on the priority of need calculation. The amendment does not required any additional funding, but ensures positions assigned to the Alleghany-Covington

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area remain in that area following their consolidation.)

Chief Patron: Ware, R.

Item 52 #3h

Judicial Department

Judicial Department Reversion
Clearing Account

Language

Language:

Page 31, after line 20, insert:

"3. Effective July 1, 2011, the provisions of this item shall not apply to any authorized circuit court judgeship in the Eleventh Judicial Circuit in which the retiring incumbent judge retired after January 1, 2010, but prior to July 1, 2010."

Page 31, line 21, strike "3." and insert "4."

Page 31, line 25, strike "4." and insert "5."

Page 31, line 26, strike "\$4,795,898" and insert "\$4,629,426".

Explanation:

(This amendment authorizes an exception to the judicial vacancy freeze for one vacant judgeships for the Eleventh Judicial Circuit effective July 1, 2011. This amendment also reduces the assumed savings related to the freeze by \$166,472 to reflect the exemption of one judgeship.)

Chief Patron: Watts

Item 1 #1h

Legislative Department

General Assembly Of Virginia

FY 10-11

\$0

FY 11-12

(\$172,320) GF

Language:

Page 4, line 5, strike "\$33,752,907" and insert "\$33,580,587".

Page 5, line 22, after "of" strike "\$200" and insert "\$50".

Explanation:

(This amendment reduces the per diem rate paid to members of the General Assembly when attending meetings when the General Assembly is not in session from \$200 per day to \$50 per day.)

Chief Patron: Wilt

Item 58 #1h

Request to Amend House Bill 1500, as Introduced

Executive Offices	FY 10-11	FY 11-12	
Attorney General And Department Of Law	\$0	\$6,110	GF

Language:

Page 33, line 30, strike "\$27,074,916" and insert "\$27,081,026".

Explanation:

(This amendment provides funding to expand statewide the Address Confidentiality for Victims of Domestic Violence Program. Senate Bill 764 of the 2008 General Assembly Session expanded the pilot program from 1 locality to 18 localities and included enactment clauses requiring an evaluation of the pilot program to be submitted to the Chairmen of the House and Senate General Laws Committees by December 31, 2010 and making the continuation of the program, on a statewide basis contingent on an appropriation to fund the program being included in the 2011 Appropriation Act.)
