



Report of the Subcommittee on  
General Government

Senate Finance Committee  
Virginia General Assembly

February 6, 2011

**REPORT OF THE SUBCOMMITTEE ON  
GENERAL GOVERNMENT  
On Senate Bill 800, as Introduced  
(February 6, 2011)**

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

Before getting into the body of the subcommittee report, let me take a moment to thank the members of the subcommittee for their yeoman-like work in my absence. I especially want to thank Senator Reynolds, who graciously and effectively stepped up to serve as acting subcommittee chairman.

The general government subcommittee has reviewed the provisions of Senate Bill 800, the budget bill as introduced, with respect to the two broad areas for which it has responsibility – general government and employee compensation. I think we are all pleased that, for the first time in years, our report is not filled with a long list of painful reductions. With that said, we have not had the resources that we might have desired to repair some of the damage that may have been done by what can only be described as the worst fiscal crisis of modern times. In those few places where we have included spending increases, they are typically in response to either pressing need or bills passed by the Senate. While we feel that all of these recommendations are necessary, a few of our recommendations are worthy of additional comment.

First, let me highlight some of the most important items in the area of general government:

- \$23.1 million to restore reductions to state support for sheriffs and regional jails,
- \$20.3 million additional to be held in reserve for the FY 2013 deposit to the Rainy Day Fund,
- \$4.8 million to restore judicial vacancies in our courts, and
- \$2.5 million to restore transfers from the Virginia State Bar.

Now, let me address compensation.

Our recommendations in the area of compensation include over \$100 million to reduce the deferral of VRS employer contributions for the 2010-12 biennium that we adopted in the budget last year. Under our plan, the retirement rates for state employees and teachers will increase equally – by 2.4 percent - over the employer retirement rates paid for FY 2011. Additionally, we have elected not to reinstate payment of the five percent employee retirement contribution at this time. Finally, we have not opted to lower the employer contribution to the faculty defined contribution retirement plan by two percent. Our state employees, faculty, teachers, and state-supported local employees have stuck by us during these hard times. Now is not the time to thank them with a two percent reduction in pay.

Mr. Chairman, we believe our recommendations address the critical needs of the Commonwealth. It is our hope it will be your pleasure to adopt them.

Respectfully Submitted,

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The Honorable Yvonne B. Miller, Chairman

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The Honorable Walter A. Stosch

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The Honorable Janet D. Howell

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The Honorable Frederick M. Quayle

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The Honorable William Roscoe Reynolds

**GENERAL GOVERNMENT SUBCOMMITTEE  
SPREADSHEET  
(SB 800)**

# General Government Subcommittee Report

## 2011 Session

Line #	Title	Subcommittee Recommendations					
		FY 2011			FY 2012		
		GF	NGF	Total	GF	NGF	Total
1	<b>REVENUES</b>						
2	Back out 4% VRS Rate Increase (State)	0	0	0	122,866,900	0	122,866,900
3	2.4% Avg.VRS Rate Increase (State)	0	0	0	(69,302,317)	0	(69,302,317)
4	Back out Transfer for VRS 5% Employee Rate	0	0	0	(18,201,242)	0	(18,201,242)
5	December 2010 Bonus Savings	7,551,951	0	7,551,951	0	0	0
6	Restore Judicial Vacancies	0	0	0	(4,795,898)	0	(4,795,898)
6	Partially Restore Virginia State Bar Fund Balance	(2,500,000)	0	0	0	0	0
7	<b>PART I: OPERATING</b>						
8	<b>LEGISLATIVE DEPARTMENT</b>						
9	<b>General Assembly Of Virginia</b>						
10	Legislative Compensation	Language	0	0	0	0	0
	Fund Nonreimbursed Member Compensation	0	0	0	101,000	0	101,000
11	Transfer Capitol Guides from DLS	0	0	0	190,000	0	190,000
12	Jt. Sub. to Study Virtual Schools	Language	0	0	0	0	0
13	Transfer Financial Advisor Funds from DLS	50,000	0	50,000	50,000	0	50,000
14	<b>Auditor Of Public Accounts</b>						
15	APA Audit of Local Ordinance Collections	Language	0	0	0	0	0
16	<b>Division Of Legislative Services</b>						
17	Director's Salary	Language	0	0	0	0	0
17	Transfer Capitol Guides to GA	0	0	0	(190,000)	0	(190,000)
18	Redistricting Expenses	45,712	0	45,712	0	0	0
19	Autism Advisory Council (SB 1269)	0	0	0	6,300	0	6,300
20	Transfer Financial Advisor Funds to GA	(50,000)	0	(50,000)	(50,000)	0	(50,000)
21	<b>Dr. Martin Luther King, Jr. Memorial Commission</b>						
22	Emancipation Proclamation Commemoration	0	0	0	25,000	0	25,000
23	<b>Joint Legislative Audit And Review Commission</b>						
24	JLARC Study of VRS Disability Claims	Language		0	0	0	0
25	JLARC Study of Attorney General's Office	Language	0	0	0	0	0
26	<b>JUDICIAL DEPARTMENT</b>						
27	<b>Circuit Courts</b>						
28	Modify Embedded Criminal Fund Language	Language	0	0	0	0	0
29	<b>Judicial Department Reversion Clearing Account</b>						
30	Restore Judicial Vacancies	0	0	0	Language	0	0
31	<b>EXECUTIVE OFFICES</b>						
32	<b>Attorney General And Department Of Law</b>						
33	Continue OAG Savings (-2 FTE Positions)	0	0	0	(184,000)	0	(184,000)
34	Address Confidentiality Program	0	0	0	6,110	0	6,110
35	OAG Time Management System	Language	0	0	0	0	0
36	<b>ADMINISTRATION</b>						
37	<b>Compensation Board</b>						
38	<b>ITEM 67.20 - Financial Assistance for Sheriffs' Offices and Regional Jails</b>						
39	Allocation of Deputy Sheriff Positions	Language	0	0	0	0	0
40	Restore Funding-Rejected PS Fund	0	0	0	6,500,000	0	6,500,000
41	<b>ITEM 67.90 - Administrative and Support Services</b>						
42	Allocation of Const. Officers' Positions	Language	0	0	0	0	0
43	Maintain Local Retirement Reimbursement Rate	Language	0	0	0	0	0
44	<b>Department Of General Services</b>						
45	DGS Surplus Property	Language	0	0	0	0	0
46	<b>FINANCE</b>						
47	<b>Department Of Accounts Transfer Payments</b>						
48	Alternative Line of Duty Act	Language		0	0	0	0
49	Additional Rainy Day Fund Deposit	0		0	20,300,000	0	20,300,000
50	<b>Department Of Taxation</b>						
51	Report on sales tax nexus	Language	0	0	0	0	0

# General Government Subcommittee Report

## 2011 Session

Line #	Title	Subcommittee Recommendations					
		FY 2011			FY 2012		
		GF	NGF	Total	GF	NGF	Total
52	<b>TECHNOLOGY</b>						
53	<b>Virginia Information Technologies Agency</b>						
54	Correct the Distribution of E-911	Language	0	0	0	0	0
55	Remove Erroneous Service Areas	Language	0	0	0	0	0
56	<b>CENTRAL APPROPRIATIONS</b>						
57	<b>ITEM 466 -Planning Budgeting &amp; Evaluation</b>						
58	Eliminate Productivity Incentive Fund Increase	0	0	0	(250,000)	0	(250,000)
59	<b>ITEM 469 - Compensation and Benefit Adjustments</b>						
60	Capture Savings from Hiring Freeze	0	0	0	(5,266,510)	0	(5,266,510)
61	Back out 5% VRS Employee Rate Savings	0	0	0	99,879,471	0	99,879,471
62	Back out 3% Employee Salary Increase	0	0	0	(66,887,978)	0	(66,887,978)
63	Back out 2% ORP Rate Reduction	0	0	0	7,147,767	0	7,147,767
64	Eliminate 2% State Employee Bonus	0	0	0	Language	0	0
65	SB 1233 Deeds (VALORS)	0	0	0	396,000	0	396,000
66	SB 1062 Howell (Autism)	0	0	0	400,000	0	400,000
67	SB 1066 Edwards (JRS Retirement Age)	0	0	0	(1,384,000)	0	(1,384,000)
68	SB 1155 Quayle (VALORS Supplement)	0	0	0	2,265,000	0	2,265,000
69	Sick Leave Balances for Retirement Purposes	0	0	0	Language	0	0
70	<b>ITEM 473 - Miscellaneous Reversion Clearing Account</b>						
71	Funding for Association Dues	Language	0	0	210,412	0	210,412
72	<b>PART III: TRANSFERS</b>						
73	Restore Virginia State Bar Fund Balance	Language	0	0	0	0	0
74	Technical Correction to Agency Name	Language	0	0	0	0	0
75	<b>PART IV: GENERAL PROVISIONS</b>						
76	Transfer Authority - Consolidated City	Language	0	0	0	0	0
77	Eliminate Proposed Salary Increases	Language	0	0	0	0	0

**GENERAL GOVERNMENT SUBCOMMITTEE  
LANGUAGE AMENDMENTS  
(SB 800)**

**Legislative Department**

General Assembly Of Virginia

Language

**Language:**

Page 5, strike lines 21 through 32 and insert:

"6.a. All compensation and reimbursement of expenses to members of the General Assembly and non-General Assembly members for attending a meeting described in paragraphs B.6.c., B.6.d., B.7., and B.8. shall be paid solely as provided pursuant to this item.

b. The provisions of paragraphs B.6.c. and B.6.d. of this item shall not apply during any regular session of the General Assembly or extension thereof, or during any special session of the General Assembly; provided, however, that the provisions of such paragraphs shall apply during any recess of the same.

c. Notwithstanding any other provision of law, each General Assembly member shall receive compensation for each day, or portion thereof, of attendance at an official meeting of any joint subcommittee, board, commission, authority, council, compact, or other body that has been created or established by the General Assembly or by resolution of a house of the General Assembly, provided that the member has been appointed to, or designated an official member of, such joint subcommittee, board, commission, authority, council, compact, or other body pursuant to an act of the General Assembly or a resolution of a house of the General Assembly that provides for the appointment or designation.

Notwithstanding any other provision of law, each General Assembly member shall also receive compensation for each day, or portion thereof, of attendance at an official meeting of (i) any standing committee or subcommittee thereof of the House of Delegates to which the member has been appointed; (ii) any standing committee or subcommittee thereof or Committee on Rules of the Senate to which the member has been appointed; or (iii) the Joint Rules Committee of the General Assembly. Any official meeting of a subcommittee of any of the committees described in clauses (i), (ii), or (iii) shall also be an official meeting for which the member shall receive compensation.

Notwithstanding any other provision of law, any General Assembly member whose attendance in the written opinion of the chairman of (a) any joint subcommittee, board, commission, authority, council, or other body that has been created or established in the legislative branch of state government by the General Assembly or by resolution of a house of the General Assembly; (b) any such standing committee or subcommittee thereof of the House of Delegates or of the Senate; (c) the

Committee on Rules of the Senate; or (d) the Joint Rules Committee of the General Assembly, is required at an official meeting of the body shall also receive compensation for each day, or portion thereof, of attendance at such official meeting.

Any General Assembly member receiving compensation pursuant to this paragraph for attending an official meeting shall be reimbursed for his or her reasonable and necessary expenses incurred in attending such meeting. Notwithstanding any other provision of law, the reimbursement shall be provided by the respective body holding the meeting or by the entity that supports the work of the body.

d. Compensation to General Assembly members for attendance at any official meeting described under B.6.c. of this item shall be at the rate of \$200 for each day, or portion thereof, of attendance. In no case shall a member be paid more than an aggregate of \$200 in compensation for each day, or portion thereof, regardless if the member attends more than one official meeting during the day. The payment of such compensation shall be subject to the restrictions and limitations set forth in subsections B., C., and G. of Section 30-19.12 of the Code of Virginia. Notwithstanding any other provision of law, compensation to General Assembly members for attendance at such official meetings shall be paid by the offices of the Clerk of the House of Delegates or Clerk of the Senate, as applicable. The body holding the meeting shall as soon as practicable report the member's attendance at any official meeting of such body to the Clerk of the House of Delegates or the Clerk of the Senate, as applicable, in order to facilitate payment of the compensation. Such body shall report the member's attendance in such manner as prescribed by the respective Clerk.

7. Notwithstanding any other provision of law, whenever any General Assembly member is required to travel for official attendance as a representative of the General Assembly at any meeting, conference, seminar, workshop, or conclave, which is not conducted by the Commonwealth of Virginia or any of its agencies or instrumentalities, such member shall be entitled to (i) compensation in an amount not to exceed the per day rate set forth in paragraph B.6.d., and (ii) reimbursement for reasonable and necessary expenses incurred. Such compensation and reimbursement for expenses shall be set by the Speaker of the House of Delegates for members of the House of Delegates and by the Senate Committee on Rules for members of the Senate.

8. The provisions of this paragraph shall apply only to non-General Assembly members (hereinafter, "citizen members") of any (i) board, commission, authority, council, or other body created or established in the legislative branch of state government by the General Assembly or by resolution of a house of the General Assembly, or (ii) joint legislative committee or subcommittee.

Notwithstanding any other provision of law, any citizen member of any body

described in this paragraph who is appointed at the state level, or designated an official member of such body, pursuant to an act of the General Assembly or a resolution of a house of the General Assembly that provides for the appointment or designation, shall receive compensation solely for each day, or portion thereof, of attendance at an official meeting of the same. In no event shall any citizen member be paid compensation for attending a meeting of any advisory committee or other advisory body. Subject to any contrary law that provides for a higher amount of compensation to be paid, compensation shall be paid at the rate of \$50 for each day, or portion thereof, of attendance at an official meeting.

Such citizen members shall also be reimbursed for reasonable and necessary expenses incurred in attending (i) an official meeting of any body described in this paragraph, or (ii) a meeting of an advisory committee or advisory body of any body described in this paragraph.

Compensation and reimbursement of expenses to such citizen members shall be paid by the body holding the meeting (or for meetings of advisory committees or advisory bodies, the body on whose behalf the meeting is being held) or by the entity that supports the work of the body.

A citizen member, however, who is a full-time employee of the Commonwealth or any of its local political subdivisions, including any full-time faculty members of a public institution of higher education, shall not be entitled to compensation under this paragraph and shall be limited to reimbursement for his reasonable and necessary expenses incurred, which shall be reimbursed by his employer.

9. Pursuant to Section 30-19.13 of the Code of Virginia, allowances for expenses of members of the General Assembly during any regular session of the General Assembly or extension thereof or during any special session of the General Assembly in an amount not to exceed the maximum daily amount permitted by the Internal Revenue Service under rates established by the U.S. General Services Administration."

Page 5, line 33, strike "8" and insert "10".

Page 492, strike lines 49 and 50 and insert:

"C. PAYMENTS TO CITIZEN MEMBERS OF NONLEGISLATIVE BODIES:

Notwithstanding any other provision of law, executive branch agencies shall not pay compensation to citizen members of boards, commissions, authorities, councils, or other bodies from any fund for the performance of such members' duties in the work of the board, commission, authority, council, or other body."

**Explanation:**

(This amendment clarifies current policies for members of the General Assembly for compensation and reimbursement of expenses for attending meetings.)

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General Government Subcommittee

Item 1 #2s

**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, following line 35, insert:

"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 this appropriation, \$190,000 in the second year is provided for the Capitol Guides program. Of this amount, \$95,000 shall be provided to the Clerk of the House of Delegates and \$95,000 shall be provided to the Clerk of the Senate, to pay the salaries and fringe benefits for part-time and full 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 provides \$190,000 from the general fund the second year to support the Capitol Guides program. A companion amendment to Item 6 transfers these funds from the Division of Legislative Services.)

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General Government Subcommittee

Item 1 #3s

**Legislative Department**

**FY 10-11**

**FY 11-12**

General Assembly Of Virginia

\$50,000

\$50,000 GF

**Language:**

Page 4, line 5, strike "\$33,752,907" and insert "\$33,802,907".

Page 4, line 5, strike "\$33,752,907" and insert "\$33,802,907".

**Explanation:**

(This amendment provides \$50,000 each year from the general fund for financial advisor consulting fees. A companion amendment to Item 6 transfers these funds from the Division of Legislative Services.)

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General Government Subcommittee

Item 1 #4s

**Legislative Department**

**FY 10-11**

**FY 11-12**

General Assembly Of Virginia

\$0

\$101,000 GF

**Language:**

Page 4, line 5, strike "\$33,752,907" and insert "\$33,853,907".

**Explanation:**

(This amendment provides \$101,000 GF to the Senate Clerk's Office to cover member compensation for those members of the Senate who sit on executive branch boards, authorities, or commissions. Previously, those entities had reimbursed the Clerk's Office for the members' compensation, but will no longer do so.)

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Education Subcommittee

Item 1 #5s

**Legislative Department**

General Assembly Of Virginia

Language

**Language:**

Page 7, strike lines 19 through 25 and insert:

"2. The Joint Subcommittee on Elementary and Secondary Education Funding shall study on-line and blended learning issues and options for funding virtual education practices in Virginia, to include consideration of appropriate state per pupil funding and state/local shares for full-time on-line programs. In addition, the Joint Subcommittee shall review proposed mechanisms for handling the proceeds from the sale of on-line educational resources developed by the Virginia Department of Education. The Joint Subcommittee shall report its findings to the Chairmen of the House Appropriations and Senate Finance Committees by October 1, 2011."

**Explanation:**

(This amendment directs the existing legislative Joint Subcommittee on Elementary and Secondary Education Funding to study options for funding virtual education in Virginia and report by October 1, 2011.)

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General Government Subcommittee

Item 2 #1s

**Legislative Department**

**Language:**

Page 8, following line 13, insert:

"D. The Auditor of Public Accounts shall audit the extent to which localities are enforcing local ordinances and collecting fines related to those ordinances, which parallel state statutes and related penalties for the same offense. A report on this audit shall be provided to the Chairmen of the Senate Finance and House Appropriations Committees by October 1, 2011."

**Explanation:**

(This amendment directs the Auditor of Public Accounts to determine the extent to which localities are collecting fines on the basis of local ordinances which parallel state statutes and penalties for the same offenses.)

General Government Subcommittee

Item 6 #1s

**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 transfers \$190,000 from the general fund the second year from the Division of Legislative Services to the General Assembly to support the Capitol Guides program. The companion amendment to Item 1 specifies that this program is to be jointly supervised by the Clerk of the House of Delegates and the Clerk of the Senate.)

General Government Subcommittee

Item 6 #4s

**Legislative Department****FY 10-11****FY 11-12**

Division Of Legislative Services

(\$50,000)

(\$50,000) GF

**Language:**

Page 9, line 21, strike "\$6,015,667" and insert "\$5,965,667".

Page 9, line 21, strike "\$6,015,667" and insert "\$5,965,667".

**Explanation:**

(This amendment transfers \$50,000 from the general fund the second year from the Division of Legislative Services to the General Assembly to cover consulting fees for financial services. A companion amendment to Item 1 adds these funds to the appropriation for the General Assembly.)

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General Government Subcommittee

Item 6 #5s

**Legislative Department**

Division Of Legislative Services

Language

**Language:**

Page 9, line 26, before "Out" insert "A.".

Page 9, after line 27, insert:

"B. Notwithstanding the salary set out in paragraph A. of this item, the Committee on Joint Rules may establish a salary range for the Director, Division of Legislative Services."

**Explanation:**

(This amendment clarifies that the Committee on Joint Rules may establish a salary range when determining the compensation for the Director of the Division of Legislative Services.)

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General Government Subcommittee

Item 30 #1s

**Legislative Department**

Joint Legislative Audit And  
Review Commission

Language

**Language:**

Page 17, following line 45, insert:

"H. The Joint Legislative Audit and Review Commission shall study the system for determinations of eligibility for disability claims under the Virginia Retirement System. The study shall examine both the system operating when the determinations were made by Virginia physicians and the current system whereby such determinations are made by a contractor. The study shall include but not be limited to differences in approval and denial rates and the rationale for those differences and a review of decisions made by hearing officers of appeals of denials."

**Explanation:**

(This amendment directs JLARC to study the system utilized by the Virginia Retirement System for determining disability.)

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General Government Subcommittee

Item 30 #2s

**Legislative Department**

Joint Legislative Audit And  
Review Commission

Language

**Language:**

Page 17, following line 45, insert:

"H. 1. The Joint Legislative Audit and Review Commission shall examine the activities of the Office of the Attorney General and Department of Law to determine how these duties and responsibilities compare to other states' Attorneys General and whether certain services are more appropriately the responsibility of other Executive Branch agencies. Further, JLARC shall determine if the Attorney General and Department of Law have the expertise and staffing to perform all duties and responsibilities.

2. The Attorney General and Department of Law are exempt from certain administrative processes for certain transactions. JLARC shall determine if these exemptions are appropriate and should continue. Further, JLARC shall recommend how such transactions should be made available under the Freedom of Information Act.

3. JLARC shall submit a report with its findings and recommendations to the General Assembly by December 1, 2011."

**Explanation:**

(This amendment directs JLARC to study the duties and responsibilities of the Office of the Attorney General.)

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General Government Subcommittee

Item 52 #3s

**Judicial Department**

Judicial Department Reversion  
Clearing Account

Language

**Language:**

Page 31, strike lines 11 through 20.

Page 31, at the beginning of line 21, strike "3." and insert "C."

Page 31, strike lines 25 through 28.

**Explanation:**

(This amendment eliminates the transfer to the general fund of a projected balance of \$4,795,898 from the Judicial Department Reversion Clearing Account in the second year, and eliminates language requiring budgetary savings in the court system which were to have been realized by not filling judicial vacancies in fiscal year 2012. A companion amendment to the revenue page reduces projected general fund balances by \$4,795,898 in the second year.)

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General Government Subcommittee

Item 58 #2s

<b>Executive Offices</b>	<b>FY 10-11</b>	<b>FY 11-12</b>	
Attorney General And Department	\$0	(\$184,000)	GF
Of Law	-2.00	-2.00	FTE

**Language:**

Page 33, line 30, strike "\$27,074,916" and insert "\$26,890,916".

**Explanation:**

(This amendment continues a first year savings of \$184,000 from the general fund in the second year by holding vacant the position of Senior Counsel to the Attorney General, and eliminates two positions added in the budget as introduced for support of the redistricting process.)

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General Government Subcommittee

Item 58 #3s

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

**Language:**

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

**Explanation:**

(This amendment provides \$6,110 from the general fund the second year to expand the Address Confidentiality Program. When the program was begun in 2007

it was limited to one pilot locality. In 2008 the program was expanded to 17 additional localities. Pursuant to Chapter 649 of the 2008 General Assembly, further statewide expansion of the program was conditioned on approval of an appropriation during the 2011 Session, following an evaluation of the program by the Office of the Attorney General. Based on that evaluation, the Attorney General has requested these funds in order to expand the program statewide.)

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General Government Subcommittee

Item 58 #4s

**Executive Offices**

Attorney General And Department  
Of Law

Language

**Language:**

Page 34, following line 24, insert:

"F. The Office of the Attorney General shall fully implement a project time management system for tracking the time spent on all activities of its staff, including administrative activities. The Office should develop policies and procedures to identify all projects or services provided by the Office, which may take in excess of 100 work hours and ensure that all staff accurately and on a timely basis record work performed in the project time management system. The Auditor of Public Accounts shall review the activity recorded in the project management system as part of its annual audit of the Office."

**Explanation:**

(This amendment directs the Office of the Attorney General to implement a project time management system.)

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General Government Subcommittee

Item 67.90 #1s

**Administration**

Compensation Board

Language

**Language:**

Page 55, line 24, following "Virginia" insert:

"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".

Page 55, line 27, following "paragraph" strike "F" and insert "E".

Page 55, line 28, following "city" insert "or former county".

Page 55, line 28, following "transition" insert "or consolidation".

Page 55, line 30, following "situated" insert "or to the consolidated city".

Page 55, line 32, following "county" insert "or to the consolidated city".

**Explanation:**

(This amendment permits the Compensation Board to allocate positions of a former city to a newly formed consolidated city.)

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Compensation - Retirement Subcommittee

Item 67.90 #2s

**Administration**

Compensation Board

Language

**Language:**

Page 56, after line 15, insert:

"4. The second year retirement benefits rate reimbursed by the Compensation Board to localities and regional jails shall not exceed the rate identified for fiscal year 2011 in Item 469, paragraph I.1."

**Explanation:**

(This amendment adds language to maintain current reimbursement rates for constitutional officer and staff retirement costs.)

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General Government Subcommittee

Item 70 #1s

**Administration**

Department Of General Services

Language

**Language:**

Page 58, following line 22, insert:

"F. The Department of General Services shall advance an enterprise wide surplus material reuse, sale, and disposal services model. The Department is to solicit, and consider, surplus material management services available from the private sector that may be used to support such an enterprise model. This enterprise model, as contemplated in the Governor's Government Reform & Restructuring initiative, is to include participation by state agencies and is to be made available to local government entities. The intent of this model is to leverage the Commonwealth's state and local public entities surplus material inventory to maximize reuse among public bodies, revenue from sales to owning agencies, reduction of property disposed

of in landfills, and result in operational efficiencies and cost savings to public entities for the management of surplus material. The Department shall release its solicitation no later than August 1, 2011. The status of this effort will be reported in the Department's report due no later than October 1, 2011 to the Shared Services Committee of the Governor's Government Reform & Restructuring initiative, as required by the December 1, 2010 Government Reform & Restructuring report."

**Explanation:**

(This amendment requires the Department of General Services to solicit proposals for an enterprise-wide surplus property model.)

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General Government Subcommittee

Item 258 #5s

**Finance**

Department Of Accounts Transfer  
Payments

Language

**Language:**

Page 208, line 16, following, "self-fund" insert:

"including participation in a group self-insurance risk licensed under §15.2-2700 of the Code of Virginia".

Page 208, line 25, following, "payments" insert:

"on behalf of participating employers".

Page 208, line 42, following, "body" insert:

"and has had their membership eligibility requirements accepted by the governing body".

Page 209, line 8, following, "an" strike, "irrevocable", and insert:

"election on or before July 1, 2011 which becomes irrevocable on July 1, 2013 if not exercised by the political subdivision,".

Page 209, line 9, following, "its" strike, "past and".

Page 209, line 10, following, "employees" insert:

"occurring on or after July 1, 2011".

Page 209, line 14, following, "(c)" insert:

"Nonparticipating employers choosing to fund benefits under § 15.2-2700 shall not be subject to this paragraph 4(c) and shall be permitted to pay and administer benefits under the Line of Duty Act.".

Page 209, line 14, following, "payments" insert:

"on behalf of nonparticipating employers".

Page 209, line 36, following, "Fund" insert:

"or the fund established by a nonparticipating employer, whichever is applicable, or".

**Explanation:**

(This amendment allows for the provision of Line of Duty Act benefits under alternative programs at the option of political subdivisions.)

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General Government Subcommittee

Item 261 #1s

**Finance**

Department Of Taxation

Language

**Language:**

Page 213, following 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 and Senate Finance Committees by November 1, 2011."

**Explanation:**

(This amendment is self-explanatory.)

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General Government Subcommittee

Item 431 #1s

**Technology**

Virginia Information Technologies  
Agency

Language

**Language:**

Page 352, line 36, strike the second "\$2,734,309" and insert "\$6,734,309".

Page 352, line 38, strike the second "\$30,540,251" and insert "\$27,740,251".

Page 352, line 42, strike the second "\$6,191,968" and insert "\$4,991,968".

**Explanation:**

(The introduced budget included an amendment to redistribute funds among three E-911 service areas in the second year. This was done to conform to recently

established policy set by the Wireless Emergency-911 Services Board where E-911 grant program funds are to be taken from the core service area rather than spread amongst the three service areas. Associated language changes were made, but erroneously, the changes to service area amounts were not reflected in the bill. This amendment correctly redistributes E-911 appropriations based on policy approved by the Wireless Emergency-911 Services Board. Though the redistributions result in a zero-sum, they will ensure the transparent allocation of service grants to E-911 service centers and wireless providers.)

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General Government Subcommittee

Item 433 #2s

**Technology**

Virginia Information Technologies  
Agency

Language

**Language:**

Page 354, strike lines 3 and 4.

**Explanation:**

(This amendment eliminates two service areas from Item 433 that were moved to Item 434 in the 2010 session, but are showing in both locations in the introduced bill.)

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General Government Subcommittee

Item 469 #15s

**Central Appropriations**

Central Appropriations

Language

**Language:**

Page 405, line 15, strike "6.08%" and insert "8.48%".

Page 405, line 18, strike "11.73%" and insert "14.13%".

Page 405, line 21, strike "9.07%" and insert "11.47%".

Page 405, line 24, strike "32.65%" and insert "35.05%".

Page 406, line 13, following "and", unstrike "\$258,333,980", strike "\$135,467,080", and insert "\$189,031,663".

Page 406, line 31, following "5.16", strike "7.16" and insert "6.33".

**Explanation:**

(This amendment increases the VRS rates for FY 2012 by 2.4 percent above the FY 2011 levels, which results in a deferral of VRS employer contribution rates \$100

million less than originally approved in 2010.)

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General Government Subcommittee

Item 473 #1s

**Central Appropriations**

**FY 10-11**

**FY 11-12**

Central Appropriations

\$0

\$210,412 GF

**Language:**

Page 414, line 25, strike "\$1,113,561" and insert "\$903,149)".

Page 415, strike lines 12 through 16 and insert:

"E. The Director, Department of Planning and Budget shall withhold and transfer to this Item, amounts totaling \$230,439 the second year from the general fund appropriations of the following executive branch agencies, representing savings realized through the elimination of organizational memberships or the negotiated reductions in annual membership dues paid by such agencies:

Department of Environmental Quality: Interstate Commission on the Potomac River Basin: \$151,500.

Department of Environmental Quality: Ohio River Valley Water Sanitation Commission: \$48,500.

Department of Environmental Quality: Southeastern Environmental Enforcement Network: \$10,000.

Executive Offices: Interstate Organization Contributions: Southern Governors Association: \$20,439."

**Explanation:**

(This amendment restores \$210,412 from the general fund the second year to adjust the savings from eliminating certain organizational memberships. The language also clarifies that the authority of the Director, Department of Planning and Budget, to withhold and transfer amounts appropriated for organizational memberships is limited to the executive branch agencies as specified in this paragraph.)

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General Government Subcommittee

Item 4-1.03 #1s

**Appropriations**

Appropriation Transfers

Language

**Language:**

Page 475, line 12, following "et seq.)" insert:

"or the consolidation of a city and a county into a single city pursuant to the provisions of Chapter 35 of Title 15.2, Code of Virginia (§ 15.2-3500 et seq.)".  
Page 475, line 13, following "situated" insert:  
"or to the consolidated city".

**Explanation:**

(This amendment clarifies that the director of the Department of Planning and Budget may transfer funds between agencies as necessary when a city and county consolidate into a single city.)

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General Government Subcommittee

Item 4-6.01 #1s

**Positions and Employment**

Employee Compensation

Language

**Language:**

Page 509, strike lines 28 through 34.

**Explanation:**

(This amendment eliminates unnecessary language related to employee compensation.)

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General Government Subcommittee

Item 4-6.03 #1s

**Positions and Employment**

Employee Benefits

Language

**Language:**

Page 510, following line 45, insert:

"j. Any employee in the Legislative Branch of government who (i) has 28 years or more of creditable service, (ii) is not enrolled in the Virginia Sickness and Disability Program, and (iii) retires directly from service shall be entitled to have their sick leave balance counted toward that person's creditable service in the Virginia Retirement System in lieu of any cash pay-out. The cost of such additional creditable service shall be as provided for in Item 469, paragraph N, of this act."

**Explanation:**

(This amendment allows certain employees of the Legislative Branch of

government to convert sick leave balances to retirement service credit upon retirement.)

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