

## Department of Planning and Budget 2004 Fiscal Impact Statement

**1. Bill Number** HB846

<b>House of Origin</b>	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron** Baskerville

**3. Committee** Senate Finance

**4. Title** Creates the Brown v. Board of Education Scholarship Program and Fund

**5. Summary/Purpose:** The proposed legislation creates the Brown v. Board of Education Scholarship Program and Fund for the purpose of assisting students who were enrolled in the public schools of Virginia between 1954 and 1964, in jurisdictions in which such public schools were closed to avoid desegregation, in obtaining a high school diploma, the General Education Development certificate, career or technical education or training, or an undergraduate degree from a public institution of higher education in Virginia. The Brown v. Board of Education Scholarship Awards Committee, to be established in the legislative branch of state government, will be composed of eleven members - six legislators and five nonlegislative citizen members appointed by the Joint Rules Committee and the Governor. The Committee is authorized to award the scholarships and govern the Program.

The bill also establishes the Brown v. Board of Education Scholarship Fund, a special nonreverting fund, to be established on the books of the Comptroller to receive appropriations from gifts, grants, private donations, or bequests. Also, the bill directs that funds remaining at the end of the fiscal year, including interest shall not revert to the general fund. The State Council of Higher Education, consistent with its duties as the coordinating agency for higher education in the Commonwealth, shall cooperate and provide assistance to the Committee for the purpose of implementing and administering the Program.

In addition, the bill establishes student eligibility for such scholarships and stipulates that scholarships may be used only for payment of tuition charges. The bill provides that (i) no scholarship shall exceed the cost per year of the specific program in which the student is enrolled, (ii) scholarships must be awarded to the extent funds are made available or as directed by the appropriation act, and (iii) only students who are domiciled residents of Virginia are eligible for awards.

**6. No Fiscal Impact**

**7. Budget amendment necessary:** No.

**8. Fiscal implications:** This bill establishes the Brown v. Board of Education Scholarship Fund. This Fund is to be supported from private grants or donations and any funds that may be appropriated to support the scholarship program. The bill has been amended to include

an enactment clause stating that no scholarships may be awarded from general funds unless an appropriation is made for such purpose and included within the 2004-2006 Appropriation Act. Scholarships may be awarded from nonstate funds received by the program of the Committee.

In addition, the bill provides that compensation to the Legislative and nonlegislative members, for performance of their duties, shall be paid from existing Committee appropriations as provided in Section 30-19.12 and Section 2.2-2813, respectively, or if unfunded, shall be approved by the Joint Rules Committee.

**9. Specific agency or political subdivisions affected:**

State Council of Higher Education  
Department of Accounts  
Department of the Treasury  
Division of Legislative Services  
Office of the Clerk of the chairman of the Committee

**10. Technical amendment necessary:** No.

**11. Other comments:** Senate Bill 230 is similar.

**Date:** 3/10/2004/aps

**Document:** g:\aps\legislation\2004sess\HB846-S1.doc

cc: Secretary of Finance  
Secretary of Education