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HOUSE BILL NO. 1547

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Finance
on February 26, 2008)

(Patron Prior to Substitute—Delegate Putney)

A Bill to amend and reenact §§ 2.2-1503.2 and 2.2-1509 of the Code of Virginia relating to capital improvement planning and funding; authorizing for certain projects to be financed by the Virginia College Building Authority with the principal amount of bonds issued for all such projects not to exceed \$1,353,729,000; authorizing for certain projects to be financed by the Virginia Public Building Authority with the principal amount of bonds issued for all such projects not to exceed \$1,103,600,000; and authorizing the State Treasurer to advance treasury loans in an amount not to exceed the costs of planning for certain capital projects with the total amount of treasury loans advanced for the costs of planning of all such projects not to exceed \$95,570,000.

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.2-1503.2 and 2.2-1509 of the Code of Virginia are amended and reenacted as follows:

§ 2.2-1503.2. Filing of six-year capital improvement plan by Governor.

A. For purposes of this section:

"Capital outlay project" means acquisition of real property (including buildings or plant) or machinery or equipment, new construction, and improvements related to state-owned real property, buildings, plant, machinery or equipment (including plans therefor). It shall include any improvements to real property leased for use by a state agency, and not owned by the Commonwealth, when such improvements are financed by public funds and become state property upon the expiration of the lease. Capital outlay projects do not include projects that have been included in the Commonwealth Transportation Board's Six-Year Improvement Program.

B. On or before November 1 of the year immediately prior to the beginning of each regular session of the General Assembly held in an even-numbered year, the Governor shall submit to the members of the General Assembly a six-year capital improvement plan. The plan shall include all capital outlay projects that the Governor deems necessary for the six fiscal years immediately following the current fiscal year. *The Governor shall include such plan in the "Budget Bill" submitted pursuant to subsection A of § 2.2-1509, and the Governor shall amend such plan as appropriate or warranted in his gubernatorial amendments proposed to the general appropriation act pursuant to subsection E of such section.* The plan shall:

1. Identify each capital outlay project;
2. Describe the scope and nature of the project;
3. Provide an estimate of the total cost of each project upon payment in full;
4. Detail, by fiscal year, the source or sources of funds recommended for each capital outlay project;
5. Explain the specific criteria or justification that was used in determining the fiscal year in which funds were allocated to projects; and
6. Include any other information as may be requested by the General Assembly.

Any capital outlay project that requires additional funds in excess of the latest estimate submitted to the General Assembly, shall be included in the six-year plan with an updated estimate of the total cost as provided herein.

C. The capital improvement plan shall include a list of capital outlay projects that would be funded in whole or in part from general funds for each of the succeeding fiscal years in an amount equal to at least two percent of the anticipated general fund revenues for the respective fiscal year, as such revenues are estimated pursuant to § 2.2-1503. The amount of general funds included in the capital improvement plan shall be in addition to any allocation to capital outlay projects from the Central Maintenance Reserve of the general appropriation act.

§ 2.2-1509. Budget bill.

A. (Effective until July 1, 2008) On or before December 20 of the year immediately prior to the beginning of each regular session of the General Assembly held in an even-numbered year, the Governor also shall submit to the presiding officer of each house of the General Assembly, at the same time he submits "The Executive Budget," copies of a tentative bill for all proposed appropriations of the budget, for each year in the ensuing biennial appropriation period, which shall be known as "The Budget Bill." "The Budget Bill" shall be organized by function, primary agency, and proposed appropriation item and shall include (i) an identification of, and authorization for, common programs and (ii) the appropriation of funds according to programs. Strategic plan information and performance measurement results developed by each agency shall be made available to the General Assembly as it considers "The Budget Bill." Except as expressly provided in an appropriation act, whenever the amounts in a schedule

for a single appropriation item are shown in two or more lines, the portions of the total amount shown on separate lines are for information purposes only and are not limiting. No such bill shall contain any appropriation the expenditure of which is contingent upon the receipt of revenues in excess of funds unconditionally appropriated.

A. (Effective July 1, 2008) On or before December 20 of the year immediately prior to the beginning of each regular session of the General Assembly held in an even-numbered year, the Governor also shall submit to the presiding officer of each house of the General Assembly, at the same time he submits "The Executive Budget," copies of a tentative bill for all proposed appropriations of the budget, for each year in the ensuing biennial appropriation period, which shall be known as "The Budget Bill." "The Budget Bill" shall be organized by function, primary agency, and proposed appropriation item and shall include an identification of, and authorization for, common programs and the appropriation of funds according to programs. Except as expressly provided in an appropriation act, whenever the amounts in a schedule for a single appropriation item are shown in two or more lines, the portions of the total amount shown on separate lines are for information purposes only and are not limiting. No such bill shall contain any appropriation the expenditure of which is contingent upon the receipt of revenues in excess of funds unconditionally appropriated.

B. The salary proposed for payment for the position of each cabinet secretary and administrative head of each agency and institution of the executive branch of state government shall be specified in "The Budget Bill," showing the salary ranges and levels proposed for such positions.

C. "The Budget Bill" shall include all proposed capital appropriations, including each capital project to be financed through revenue bonds or other debt issuance, the amount of each project, and the identity of the entity that will issue the debt.

D. Concurrently with the submission of "The Budget Bill," the Governor shall submit a tentative bill involving a request for authorization of additional bonded indebtedness if its issuance is authorized by, or its repayment is proposed to be made in whole or in part, from revenues or appropriations contained in "The Budget Bill."

E. On or before December 20 of the year immediately prior to the beginning of each regular session held in an odd-numbered year of the General Assembly, the Governor shall submit to the presiding officer of each house printed copies of all gubernatorial amendments proposed to the general appropriation act adopted in the immediately preceding even-numbered year session. In preparing the amendments, the Governor may obtain estimates in the manner prescribed in §§ 2.2-1504, 2.2-1505, and 2.2-1506. On the same date he shall also submit a tentative bill during the second year of the appropriation period, a request for authorization of additional bonded indebtedness if its issuance is authorized by, or its repayment is proposed to be made in whole or in part, from revenues or appropriations contained in the proposed gubernatorial amendments.

F. The proposed capital appropriations or capital projects described in, or for which proposed appropriations are made pursuant to, this section shall include the capital outlay projects required to be included in "The Budget Bill" pursuant to § 2.2-1509.1 or other law. The Governor shall propose appropriations for such capital outlay projects in "The Budget Bill" for the capital outlay projects required to be included in "The Budget Bill" pursuant to § 2.2-1509.1 in accordance with the minimum amount of funding and the designated sources of funding for such projects as required under § 2.2-1509.1 such section.

2. § 1. That pursuant to § 23-30.28 of the Code of Virginia, the General Assembly hereby authorizes the Virginia College Building Authority to undertake the following projects including, without limitation, constructing, improving, furnishing, maintaining, acquiring, and renovating buildings, facilities, improvements, and land therefor; to exercise any and all powers granted to it by law in connection therewith, including the power to lease such projects to educational facilities of the Commonwealth; and to finance all or any portion of the cost thereof by the issuance of revenue bonds in a principal amount not to exceed \$1,353,729,000 plus amounts needed to fund issuance costs, reserve funds, original issue discount, interest prior to and during acquisition, construction, or renovation and for one year after completion thereof, and other financing expenses.

The Authority may pay all or any part of the cost of any project hereinafter listed or authorized or any portion thereof with any income and reserve funds of the Authority available for such purpose, and in such case may transfer such funds of the Authority, with the approval of the Governor.

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Agency	Project Description	Amount
Christopher Newport Center	Construct Integrated Science Center	76,972,000
The College of William and Mary	Construct a new school of education	\$ 38,085,000
The College of William	Renovate Tucker Hall	

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121	and Mary		\$ 15,300,000
122	The College of William	Renovate/Expand Small Hall	
123	and Mary		\$ 9,200,000
124	The College of William	Construct/Replace Cooling	
125	and Mary	Plant & Utility	
126		Improvements Phase II	\$ 16,000,000
127	The Virginia Institute of	Construct Consolidated	
128	Marine Science	Scientific Research	
129		Building	\$ 7,200,000
130	Richard Bland College	Construct Science and Tech-	
131		nology Center	\$ 19,000,000
132	George Mason University	Renovate Science and	
133		Technology II	\$ 49,500,000
134	George Mason University	Construct Krasnow Addition,	
135		Phase II	\$ 5,950,000
136	George Mason University	Construct Academic VI and	
137		Research II	\$ 5,500,000
138	George Mason University	Infrastructure Academic VI	
139		and Research II	\$ 5,000,000
140	George Mason University	Construct Academic V	\$ 5,900,000
141	George Mason University	Construct Arlington II	\$ 8,600,000
142	George Mason University	Construct Institute for	
143		Conflict Analysis and	
144		Resolution	\$ 5,000,000
145	James Madison University	Acquire Rockingham	
146		Memorial Hall	\$ 8,600,000
147	James Madison University	Renovate West Wing Hospital	\$ 51,500,000
148	James Madison University	Renovate Johnston Hall	\$ 13,000,000
149	James Madison University	Boiler Replacement and	
150		Infrastructure Phase I	\$ 6,000,000
151	Longwood University	Renovate and Expand Bedford	
152		Hall	\$ 32,000,000
153	Longwood University	Construct University	
154		Technology Center	\$ 23,500,000
155	Longwood University	Construct Bedford Wygal	
156		Connector	\$ 1,900,000
157	Longwood University	Construct Jarman Hall	\$ 1,500,000
158	Norfolk State University	Construct New Nursing and	
159		General Classroom Building	
160		and Demolition	\$ 46,700,000
161	Norfolk State University	Construct a new library and	
162		demolition	\$ 45,139,000
163	Norfolk State University	Signage, roads, and campus	
164		sites improvements phases	\$ 2,600,000
165	Old Dominion University	Construct New Student	
166		Success Center	\$ 11,131,000
167	Old Dominion University	Construct a Consolidated	
168		Arts Complex	\$ 19,151,000
169	Old Dominion University	Renovate Hughes Hall	\$ 1,300,000
170	Old Dominion University	Construct child development	
171		centers	\$ 10,000,000
172	Radford University	Construct New College of	
173		Business and Economics	
174		Building	\$ 34,702,000
175	University of Mary	Construct Dahlgren Campus	
176	Washington		\$ 18,400,000

177	University of Mary	Construct Information and	
178	Washington	Technology Convergence	
179		Center	\$ 37,000,000
180	University of Virginia	Construct Information	
181		Technology Engineering	
182		Building	\$ 40,200,000
183	University of Virginia	Renovate New Cabell Hall	\$ 80,000,000
184	University of Virginia	Upgrade central grounds	
185		medium temperature hot water	
186		pipng	\$ 10,200,000
187	University of Virginia at	Renovate Wyllie Library	
188	Wise		\$ 20,800,000
189	Virginia Commonwealth	Construct New School of	
190	University	Medicine, Phase I	\$ 70,000,000
191	Virginia Commonwealth		
192	University	Construct General Classroom	
193		Building	\$ 44,000,000
194	Virginia Community College	Construct Phase III Building,	
195	System	Loudoun Campus, Northern	
196		Virginia	\$ 8,600,000
197	Virginia Community College	Construct Academic Building	
198	System	Phase III, Manassas Campus,	
199		Northern Virginia	\$ 6,059,000
200	Virginia Community College	Construct Historic Triangle	
201	System	Campus	\$ 5,640,000
202	Virginia Community College	Construct Phase VI, Academic	
203	System	Building, Annandale Campus,	
204		Northern Virginia	\$ 6,100,000
205	Virginia Community College	Construct Phase III Academic	
206	System	Building, Woodbridge Campus,	
207		Northern Virginia	\$ 47,200,000
208	Virginia Community College	Renovate Dalton Cantrell	
209	System	Hall, Mountain Empire	\$ 11,400,000
210	Virginia Community College	Renovate Phase I Facility,	
211	System	Downtown Campus, J. Sargeant	
212		Reynolds	\$ 11,600,000
213	Virginia Community College	Construct Learning Resources	
214	System	Building Phase I,	
215		Virginia Beach Campus,	
216		Tidewater	\$ 46,200,000
217	Virginia Community College	Construct North Campus	
218	System	Replacement (Anderson Hall)	
219		and Addition,	
220		Virginia Western	\$ 25,600,000
221	Virginia Community College	Renovate Classroom and	
222	System	Labatory Buildings,	
223		Glenns and Warsaw,	
224		Rappahannock	\$ 11,500,000
225	Virginia Community College	Construct Phase I, Regional	
226	System	Health Professions Center,	
227		Tidewater	\$ 8,200,000
228	Virginia Community College	Americans with Disabilities	
229	System	Act Improvements	\$ 4,000,000
230	Virginia Community College	Construct Academic Services	
231	System	Building, Germanna	\$ 25,800,000
232	Virginia Community College	Construct Academic Building,	
233	System	Chesapeake Campus,	

234		Tidewater	\$ 25,100,000
235	Virginia Military Institute	Improve Military and	
236		Leadership Field Training	
237		Grounds	\$ 25,400,000
238	Virginia State University	Renovate/Expand Hunter	
239		McDaniel Hall	\$ 29,400,000
240	Virginia State University	Renovate Lockett Hall -	
241		Center for Funded	
242		Research	\$ 5,100,000
243	Virginia Tech	Construct Medical School	
244		and Research Institute	\$ 59,000,000
245	Eastern Virginia Medical	Construct Instructional and	
246	School	Research Medical Facility	\$ 59,000,000
247	Roanoke Higher Education	Culinary Arts Facility	\$ 1,500,000
248	Center		
249	Central Capital Accounts	Reserve for Equipment Under	\$ 29,300,000
250		\$ 5,000,000	
251	Central Capital Accounts	Reserve for Projects Under	\$ 5,600,000
252		\$ 5,000,000	
253	Grand Total		\$ 1,353,729,000

254 § 2. *The Virginia College Building Authority is also authorized to exercise any and all powers*
 255 *granted to it by law in connection therewith, including the power to finance the cost thereof by the*
 256 *issuance of revenue bonds not to exceed the principal amount set forth plus amounts needed to fund*
 257 *issuance costs, reserve funds, original issue discount, interest prior to or during improvement and for up*
 258 *to one year after completion of the improvement, and other financing expenses.*

259 **3. § 1. That pursuant to §§ 2.2-2261, 2.2-2263 and 2.2-2264 of the Code of Virginia, the General**
 260 **Assembly hereby authorizes the Virginia Public Building Authority to finance, without limitation, the**
 261 **acquisition, construction, renovation, improvement, furnishing, and equipping of the following**
 262 **projects:**

263	Agency	Project Description	Amount
264	Department of General	Construct Eighth and Ninth	
265	Services	Street Building	\$194,100,000
266	Department of General	Supplement Capitol Square	
267	Services	Renovations	\$ 5,500,000
268	Department of Agriculture	Eastern Shore Seafood	
269	And Consumer Services	Facility	\$ 5,400,000
270	Woodrow Wilson	Renovate Harold E. Watson	
271	Rehabilitation Center	Kitchen & Dining Hall	
272		Building	\$ 18,800,000
273	Woodrow Wilson	Renovate Barnett Hall	
274	Rehabilitation Center	Dormitory	\$ 9,700,000
275	Department of Mental Health,	Renovate Central Virginia	
276	Mental Retardation and	Training Center	
277	Substance Abuse Services		\$ 40,600,000
278	Department of Mental Health,	Repair and replace cottages	
279	Mental Retardation and	at Southeastern Virginia	
280	Substance Abuse Services	Training Center	\$ 31,600,000
281	Department of Mental Health,	Address life safety issues	
282	Mental Retardation and	at state mental health and	
283	Substance Abuse Services	mental retardation	
284		facilities	\$ 10,800,000
285	Department of Mental Health,	Replace roofing, various	
286	Mental Retardation and	sites	
287	Substance Abuse Services		\$ 18,300,000
288	Department of Mental Health,	Replace Western State	
289	Mental Retardation and	Hospital, Phase I	
290	Substance Abuse Services		\$ 111,800,000

291	Department of Mental Health,	Replace boilers, HVAC, and	
292	Mental Retardation and	heating systems, various	
293	Substance Abuse Services	sites	\$ 15,300,000
294	Department of Conservation	Preservation of open space	
295	and Recreation	and historic resources	
296		through conservation	\$ 50,000,000
297	Department of Forestry	Acquire Big Woods State	
298		Forest	\$ 5,900,000
299	Virginia School for the Deaf	Renovate Staunton facilities	
300	and Blind		\$ 71,100,000
301	Department of Corrections	Replace roofing on all	
302		Buildings, Greenville	\$ 16,600,000
303	Department of Corrections	Grayson County Prison Access	
304		Road	\$ 5,000,000
305	Department of Juvenile	Repair erosion on Pamunkey	
306	Justice	River Frontage	\$ 15,000,000
307	Department of Forensic	Expand Western Forensic	
308	Science	Laboratory Facility	\$ 100,000
309	Department of Forensic	Expand Eastern Forensic	
310	Science	Laboratory Facility	\$ 3,800,000
311	Central Capital	Reserve for Projects Under	
312	Appropriations	\$ 5,000,000	\$ 47,700,000
313	Central Capital	Project Supplement Reserve	
314	Appropriations		\$ 26,500,000
315	Grand Total		\$703,600,000

316 § 2. In addition to the authority granted under § 1 and pursuant to §§ 2.2-2261, 2.2-2263 and
 317 2.2-2264 of the Code of Virginia, the General Assembly hereby authorizes the Virginia Public Building
 318 Authority to finance, without limitation, the acquisition, construction, renovation, improvement,
 319 furnishing, and equipping of certain capital projects for which an appropriation of general funds was
 320 provided under Chapter 847 of the 2007 Acts of Assembly to finance such projects. The Virginia Public
 321 Authority is authorized to finance such capital projects that as of June 30, 2008, have a balance of
 322 general funds appropriated pursuant to Chapter 847 that have not been expended. In no case shall the
 323 total amount of bonds issued by the Authority pursuant to this section exceed a principal amount of
 324 \$400,000,000. By no later than September 1, 2008, the Governor shall provide a certification to the
 325 Authority that lists such capital projects that are to be financed by the Authority pursuant to this
 326 section. For purposes of the development of such list, the Department of Planning and Budget and the
 327 State Treasurer shall determine the capital projects for which an appropriation of general funds was
 328 provided under Chapter 847 of the 2007 Acts of Assembly to finance such projects and that have a
 329 balance of such general funds that has not been expended as of June 30, 2008.

330 § 3. The Virginia Public Building Authority is authorized to exercise any and all powers granted to it
 331 by law in connection with the foregoing projects described in §§ 1 and 2, including the power to finance
 332 the cost of the above projects by the issuance of revenue bonds from time to time in a principal amount
 333 not to exceed \$1,103,600,000 plus amounts needed to fund issuance costs, reserve funds, original issue
 334 discount, other financing expenses, and interest prior to or during acquisition, construction, renovation,
 335 improvement, furnishing or equipping for up to one year after completion of each such project.

336 § 4. The general conditions and general provisions of the general appropriation act enacted pursuant
 337 to Chapter 15 (§ 2.2-1500 et seq.) of Title 2.2 of the Code of Virginia, in effect from time to time, and
 338 all of the terms and conditions contained therein shall apply to the capital projects listed in this
 339 enactment clause.

340 **4. That the State Treasurer is authorized to advance treasury loans that shall not exceed the costs**
 341 **of planning set forth for each of the following projects:**

342	Agency	Project Description	Amount
343	Department of General	New General Assembly	
344	Services	Building, Planning	\$ 15,900,000
345	Department of General	Replace Department of	
346	Services	Taxation Central Office,	
347		Planning	\$ 6,800,000
348	Department of General	Renovate Interior of Supreme	
349	Services	Court, Planning	\$ 9,000,000

350	James Madison University	Construct CISAT	
351		Academic 3b, Planning	\$ 4,000,000
352	Longwood University	Renovate Heating Plant	
353		Facility, Planning	\$ 600,000
354	Norfolk State University	Renovate Wilder Center,	
355		Planning	\$ 600,000
356	University of Virginia	Upgrade Ruffner Hall,	
357		Planning	\$ 2,400,000
358	University of Virginia	Construct New Library,	
359	at Wise	Planning	\$ 4,400,000
360	Virginia Commonwealth	Renovate Massey Cancer Center	
361	University	Laboratory Support, Planning	\$ 1,500,000
362	Virginia State University	Renovate and Expand Daniel	
363		Gymnasium, Planning	\$ 1,700,000
364	Virginia Tech	Renovate Davidson Hall,	
365		Planning	\$ 3,000,000
366	Virginia Tech	Engineering Signature	
367		Building, Planning	\$ 5,700,000
368	Virginia Tech	Chiller Plant, Planning	\$ 1,700,000
369	Jamestown/Yorktown	Replace Yorktown Victory	
370	Foundation	Center, Planning	\$ 1,070,000
371	Science Museum of Virginia	Science Port - Northern	
372		Virginia Science Center,	
373		Planning	\$ 6,000,000
374	Department of Mental Health,	Construct Community Housing,	
375	Mental Retardation and	Southeastern Virginia	
376	Substance Abuse Services	Training Center, Planning	\$ 1,600,000
377	Department of Mental Health,	Construct Community Housing,	
378	Mental Retardation and	Central Virginia	
379	Substance Abuse Services	Training Center, Planning	\$ 5,000,000
380	Department of Mental Health,	Construct Sexually Violent	
381	Mental Retardation and	Predator Facility #2,	
382	Substance Abuse Services	Planning	\$ 2,600,000
383	Department of Mental Health,	Replace Central State	
384	Mental Retardation and	Hospital Forensic Unit,	
385	Substance Abuse Services	Planning	\$ 4,000,000
386	Department of Conservation	Construct High Bridge State	
387	and Recreation	Park, Phase I, Planning	\$ 1,500,000
388	Department of Conservation	Construct Powhatan State	
389	and Recreation	Park, Phase I, Planning	\$ 2,200,000
390	Department of Conservation	Construct Mayo River State	
391	and Recreation	Park, Phase I, Planning	\$ 2,400,000
392	Department of Corrections	Construct Medium Security #4,	
393		Charlotte County, Planning	\$ 8,700,000
394	Department of Corrections	Construct 200 Bed Housing Unit,	
395		Bland, Planning	\$ 900,000
396	Department of Corrections	Replace Door Control Systems,	
397		Greensville, Planning	\$ 700,000
398	Department of Corrections	Upgrade Building Electrical	
399		Service Entrance, Augusta,	
400		Planning	\$ 700,000
401	Department of Corrections	Upgrade Wastewater Treatment	
402		Plant, Bland, Planning	\$ 600,000
403	Department of Juvenile	Renovate and Expand Department	
404	Justice	of Correctional Education	
405		School and Gymnasium,	

406			
407	Grand Total	Planning	\$ 300,000
			\$ 95,570,000