

082594696

SENATE BILL NO. 795

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Appropriations
on February 27, 2008)

(Patron Prior to Substitute—Senator Colgan)

A BILL to provide for capital improvement planning and funding, to amend and reenact § 2.2-1509 of the Code of Virginia, and to repeal §§ 2.2-1503.2, 2.2-1509.1, and 2.2-1514, as it is currently effective and as it may become effective, of the Code of Virginia.

Be it enacted by the General Assembly of Virginia:

1. § 1. That in order to provide a guide for the efficient and effective investment in public facilities, the General Assembly creates the 21st Century Capital Improvement Program ("Capital Improvement Program" or "CIP"), which is a dynamic program that will be revised annually for the acquisition, development, enhancement, planning, or replacement of public facilities over a multiyear period to serve the citizens of the Commonwealth of Virginia. By looking beyond year-to-year budgeting and creating a program that outlines Virginia's capital needs, the Commonwealth will be able to maintain and deliver an effective level of service for present and future populations. The CIP will also provide for the orderly and systematic programming and financing of capital projects. The CIP will be developed in conjunction with the Commonwealth's budget process.

§ 2. Scope and priority of funding.

The CIP will cover capital projects supported in whole or in part by general funds. Capital projects will be listed by agency, in agency-priority order. However, priority for funding will be determined by the General Assembly based upon projects that:

1. Have already received planning funds and have completed that process;
2. Impact life safety;
3. Upgrade major mechanical systems;
4. Renovate existing facilities;
5. Provide new construction that increases research capacity or enrollment capacity at institutions projected to grow;
6. Meet State Council of Higher Education for Virginia guideline parameters;
7. Improve energy efficiency; or
8. Have been reviewed and value engineered by the Department of General Services.

§ 3. Role of the State Council of Higher Education for Virginia.

The State Council of Higher Education for Virginia ("SCHEV" or "Council") shall develop policies, formulas, and guidelines for the fair and equitable distribution and use of public funds among the public institutions of higher education, taking into account enrollment projections and recognizing differences as well as similarities in institutional missions. Such policies, formulae, and guidelines as are developed by the Council for capital outlay programs shall be utilized by all public institutions of higher education in preparing requests for appropriations. The Council shall consult with the Department of Planning and Budget in the development of such policies, formulas, and guidelines to insure that they are consistent with the requirements of the Department of Planning and Budget.

Not less than 30 days prior to submitting its biennial budget request to the Governor, the governing board of each public institution of higher education shall transmit to the Council such selected budgetary information relating to its budget request for capital outlay as the Council shall reasonably require. Within five calendar days after institutions of higher education transmit such information to the Council, the Council shall submit, electronically if available, copies to the Chairmen of the Senate Finance and House Appropriations Committees. The Council shall analyze such information in light of the Council's plans, policies, formulae, and guidelines and shall submit to the General Assembly and the Governor recommendations for approval or modification of each institution's request together with a rationale for each such recommendation. The Council shall make available to the General Assembly its analyses and recommendations concerning institutional budget requests.

Nothing herein shall prevent any institution from appearing through its representatives or otherwise before the Governor and his advisory committee on the budget, the General Assembly, or any committee thereof at any time.

§ 4. Project Pre-planning

A. Projects included in the Commonwealth's Capital Improvement Program shall be supported by pre-planning adequate to establish project size, scope, and cost. For those projects with a total cost exceeding \$5 million, by October 1 of each year institutions shall provide to the Department of Planning and Budget, the Department of General Services, the State Council of Higher Education, and the Chairmen of the House Appropriations and Senate Finance Committees pre-planning or project

60 *feasibility studies that include the following:*

61 *1. Statement of program definition including functional space requirements, estimates of gross and*
62 *net square footage, and functional adjacency requirements.*

63 *2. Analysis of program execution options including review of new construction versus renovation*
64 *alternatives, necessary phasing or sequencing of the project, and coordination with other ongoing or*
65 *proposed capital projects.*

66 *3. Site analysis including options considered and, for the site chosen, any specific issues related to*
67 *topography, utilities, or environment.*

68 *4. Presentation including site plan, conceptual floor plans and elevations, and conceptual exterior.*

69 *5. Identification of any Uniform Statewide Building Code compliance or permit requirements unique*
70 *to the project.*

71 *6. Cost estimate for the project to include total cost of the project, construction cost for the project,*
72 *total cost per square foot, construction cost per square foot, costing methodology, and identification of*
73 *any factors unique to the project that may impact overall project cost.*

74 *B. The Department of General Services shall by November 15 of each year review each institution's*
75 *pre-planning or project feasibility studies and provide to the Department of Planning and Budget, the*
76 *Chairs of the House Appropriations and Senate Finance Committees, and the institution an assessment*
77 *of the cost estimate and costing methodology reflected in each study. If there is a difference in the cost*
78 *estimates of the institution and the Department of General Services, the institution shall have the*
79 *opportunity to provide to the Department of Planning and Budget and the Chairs of the House*
80 *Appropriations and Senate Finance Committees additional information in support of its estimate.*

81 *C. It shall be the policy of the Commonwealth that, during the development of preliminary and*
82 *working drawings, any capital project with a total cost exceeding \$5 million as included in the*
83 *Commonwealth's Capital Improvement Program be subject to value engineering. Value engineering*
84 *means a systematic process of review and analysis of a capital project by a qualified value engineering*
85 *team. Such team, which shall include appropriate professionals licensed in accordance with Chapter 4*
86 *(§ 54.1-400 et seq.) of Title 54.1 of the Code of Virginia, may offer suggestions that would improve*
87 *project quality and reduce total project cost by combining, eliminating, redesigning, or otherwise*
88 *identifying potential changes to the construction program as initially proposed. Each institution shall*
89 *retain for each project documentation of the value engineering process including items accepted,*
90 *rejected, and any savings that result.*

91 *D. Determination of the construction method for each project shall be at the discretion of the*
92 *institution or agency. Whenever design-build or construction management is used for the construction of*
93 *a facility, the entity constructing such facility shall in its procurement affirmatively consider that for*
94 *years the Commonwealth did not allow or encourage construction management or design-build, thus*
95 *limiting the ability of Virginia-based contractors to have as much experience under construction*
96 *management or design-build as competitors working in the private sector and other public sector*
97 *jurisdictions. A Virginia-based contractor who does not have the same number of years of comparable*
98 *experience under construction management or design-build shall not be penalized for having less*
99 *comparable experience in construction management or design-build projects, provided such contractor*
100 *does have experience with constructing comparable projects under design-bid-build. The entity shall*
101 *consider the experience and quality of work that a firm has done on comparable projects, whether under*
102 *construction management, design-build, or design-bid-build. These factors shall be considered by the*
103 *entity in making its decisions in a pre-qualification or a contractor selection process.*

104 *§ 5. Agency proposed revisions to projects.*

105 *State agencies and institutions of higher education shall annually submit any revisions that they have*
106 *to projects that are in CIP. The agencies shall submit these revisions to the Governor and the Chairmen*
107 *of the House Appropriations and Senate Finance Committees by October 1 of the year immediately prior*
108 *to the beginning of each regular session of the General Assembly. The agencies shall include:*

109 *1. Changes in cost estimates;*

110 *2. Changes in project priority with an explanation for the change;*

111 *3. Changes in evaluations from SCHEV or DGS on existing projects; and*

112 *4. Pre-planning studies pursuant to § 3 of the fifth enactment of this Act.*

113 *§ 6. Governor's submission of proposed new projects.*

114 *At the same time that the Governor submits the Executive Budget, or amendments to the general*
115 *appropriation act, prior to the beginning of each regular session of the General Assembly, the Governor*
116 *shall submit to the members of the General Assembly for their consideration any new projects to be*
117 *added to the CIP. The submission shall:*

118 *1. Identify each capital outlay project;*

119 *2. Describe the scope and nature of the project;*

120 *3. Provide an estimate of the total cost of each project upon payment in full;*

121 *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.

§ 7. Legislative intent for amounts appropriated.

1. a. If bids for projects funded under this program are in excess of the funding provided by the General Assembly, agencies and institutions are authorized to supplement projects from other fund sources such as private funds, gifts, grants, auxiliary funds, or federal funds as appropriate.

b. In the event agencies or institutions are unable to supplement projects from sources specified in subdivision a, agencies and institutions are authorized to reduce the size and the scope of the project as necessary to remain within the available funds appropriated, provided that they have completed a value engineering review by or in collaboration with the Department of General Services, and report the proposed reduction to the Governor and to the Chairmen of the House Appropriations and Senate Finance Committees.

2. Agencies are permitted to seek a supplemental appropriation through the executive budget process provided, however, that they (i) certify that alternative funding as outlined in subdivision 1 a is not available and (ii) submit to the House Appropriations Committee, Senate Finance Committee, Department of General Services, Department of Planning and Budget, and the State Council of Higher Education (for institutions of higher education only) an analysis of what the reduced project would be as well as a justification for why the change in size and scope cannot be achieved.

2. § 1. That to begin the 21st Century Capital Improvement Program's selection of capital improvement projects, the General Assembly designates the following projects.

Agency Code	Agency Name	Project Title
204	The College of William and Mary in Virginia	Construct/Replace: Cooling Plant & Utility Improvements Phase 2 and 3
204	The College of William and Mary in Virginia	Construct: New School of Education
204	The College of William and Mary in Virginia	Renovate: Andrews Hall
204	The College of William and Mary in Virginia	Construct: Integrated Science Center, Phase 3
204	The College of William and Mary in Virginia	Renovate: Tucker Hall
207	University of Virginia	Construct Information Technology Engineering Building
207	University of Virginia	Renovate New Cabell Hall
207	University of Virginia	Upgrade Central Grounds Med Temp Hot Water Piping
207	University of Virginia	Construct Arts Gateway to the University
207	University of Virginia	Upgrade Ruffner Hall
207	University of Virginia	Construct Ivy Stacks 2
207	University of Virginia	Replace North Chiller Plant Chillers
207	University of Virginia	Construct Blandy Arboretum Research Labs and Cabins
207	University of Virginia	Renovate Rugby Administrative Building and Restore Lambeth Colonnade

180	208	Virginia Polytechnic	Medical Research
181		Institute and State	Center
182		University	
183	208	Virginia Polytechnic	Replace: Deteriorated
184		Institute and State	Section of Davidson
185		University	Hall
186	208	Virginia Polytechnic	Renovate: Liberal Arts
187		Institute and State	Building
188		University	
189	208	Virginia Polytechnic	Construct: Sciences
190		Institute and State	Research Laboratory I
191		University	
192	208	Virginia Polytechnic	Renovate: Cyber Arts
193		Institute and State	and Creative Techno-
194		University	logies Laboratory
195	208	Virginia Polytechnic	Construct: Chiller
196		Institute and State	Plant, Phase I
197		University	
198	208	Virginia Polytechnic	Construct: Classroom
199		Institute and State	Building
200		University	
201	208	Virginia Polytechnic	Construct: Veterinary
202		Institute and State	Medicine Instruction
203		University	Addition
204	208	Virginia Polytechnic	Construct: Engineering
205		Institute and State	Signature Building
206		University	
207	208	Virginia Polytechnic	Construct: Newman
208		Institute and State	Library Addition-ARC
209		University	
210	208	Virginia Polytechnic	Renovate: Lane Hall
211		Institute and State	and Construct Addi-
212		University	tion
213	208	Virginia Polytechnic	Construct: Academic
214		Institute and State	and Student Programs
215		University	Building
216	208	Virginia Polytechnic	Code Compliance: Fire
217		Institute and State	Alarm Systems and
218		University	Access
219	211	Virginia Military	Improvements to Post
220		Institute	Infrastructure (Phase
221			I)
222	211	Virginia Military	Improve Military and
223		Institute	Leadership Field
224			Training Grounds
225			(Phase I)
226	211	Virginia Military	Renovate Science
227		Institute	Building
228	211	Virginia Military	Improve Public Safety
229		Institute	and Security on Post
230			(Phase I)
231	211	Virginia Military	Renovate Post Hospital
232		Institute	
233	211	Virginia Military	Improve Admissions and
234		Institute	Financial Aid Offices
235	211	Virginia Military	Renovate Moody Hall
236		Institute	

237	211	Virginia Military Institute	Historic Preservation Improvements (Phase I)
238			
239			
240	212	Virginia State University	Renovate and Addition to Daniel Gym
241			
242	212	Virginia State University	Renovate Lockett Hall-Center For Funded Research
243			
244			
245	212	Virginia State University	Removal & Replacement of Leaking Heat Plant Fuel Tanks
246			
247			
248	212	Virginia State University	Renovate and Addition to Hunter McDaniel
249			
250	212	Virginia State University	Stormwater Master Plan/Retention Pond
251			
252	212	Virginia State University	Landscaping, Road Circulation, Signage & Pylons Phase I
253			
254			
255	213	Norfolk State University	Addition/Renovation Brooks Library Building
256			
257			
258	213	Norfolk State University	New Nursing and General Classroom Building
259			
260			
261	213	Norfolk State University	Addition/Renovation of Hamm Fine Arts Building
262			
263			
264	213	Norfolk State University	Renovation of Wilder Center
265			
266	213	Norfolk State University	Signage, Roads and Campus Site Improvement Phase I
267			
268			
269	214	Longwood University	Bedford Hall Renovation and Addition
270			
271	214	Longwood University	Construct University Technology Center
272			
273	214	Longwood University	Renovation for Faculty/Staff Offices
274			
275	214	Longwood University	Wygat Renovation and Addition
276			
277	214	Longwood University	Renovation of Old Heating Plant
278			
279	215	University of Mary Washington	Dahlgren Campus Construction
280			
281	215	University of Mary Washington	Jepson Science Center Addition
282			
283	215	University of Mary Washington	Underground Utilities Repair/Replace
284			
285	215	University of Mary Washington	University Card Access System
286			
287	215	University of Mary Washington	Stormwater Management Improvements
288			
289	216	James Madison University	CISAT Academic 3b-Biotechnology
290			
291	216	James Madison University	Boiler Replacement & Infrastructure-Phases
292			

293			1 & 2
294	216	James Madison Uni-	Rockingham Memorial
295		versity	Hall Acquisition
296	216	James Madison Uni-	West Wing Hospital
297		versity	Renovation
298	216	James Madison Uni-	Technology Infrastruc-
299		versity	ture-Phases 1 & 2
300	216	James Madison Uni-	Duke Hall Renovation
301		versity	and Addition
302	216	James Madison Uni-	Johnston Hall Renova-
303		versity	tions
304	216	James Madison Uni-	Moody Hall Renovation
305		versity	
306	217	Radford University	Construct New College
307			of Business and Eco-
308			nomics Building
309	217	Radford University	Construct Graduate/
310			Professional Degrees
311			Building
312	217	Radford University	Construct New Computa-
313			tional Sciences
314			Building
315	221	Old Dominion Univer-	Student Success Center
316		sity	
317	221	Old Dominion Univer-	VAB and Academic Art
318		sity	Building
319	221	Old Dominion Univer-	Systems Research and
320		sity	Academic Building
321	221	Old Dominion Univer-	Child Development
322		sity	Centers
323	221	Old Dominion Univer-	Education Building
324		sity	Renovation
325	221	Old Dominion Univer-	Spong and Rollins Hall
326		sity	Renovations
327	221	Old Dominion Univer-	Facilities Support
328		sity	Building
329	221	Old Dominion Univer-	Campus Safety, Securi-
330		sity	ty & Regulatory Com-
331			pliance
332	229	Virginia Tech Exten-	Human and Agricultural
333		sion	Bioscience Facility
334			(Phase I)
335	229	Virginia Tech Exten-	Human and Agricultural
336		sion	Bioscience Facility
337			(Phase II)
338	236	Virginia Commonwealth	Construct New School
339		University	of Medicine, Phase I
340	236	Virginia Commonwealth	Construct Classroom/
341		University	Student Services
342			Building-V Lot
343	236	Virginia Commonwealth	Improvements: Sanger
344		University	Hall Renovations
345			Phase II
346	236	Virginia Commonwealth	Improvements: Massey
347		University	Cancer Center Labo-
348			ratory Support
349	236	Virginia Commonwealth	Improvements: Student

350		University	Services Building-
351			MC Campus
352	236	Virginia Commonwealth	Improvements: School
353		University	of Pharmacy Renova-
354			tion Phase I
355	236	Virginia Commonwealth	Construct Information
356		University	Commons/Libraries
357			Renovation
358	236	Virginia Commonwealth	Improvements: Oliver
359		University	Hall Renovations-East
360			Wing
361	241	Richard Bland College	Science and Technology
362			Building
363	241	Richard Bland College	Umbrella Maintenance
364			Project
365	242	Christopher Newport	New Construction: In-
366		University	tegrated Science
367			Center
368	242	Christopher Newport	New Construction:
369		University	Library/Info Tech
370			Center, Phase II
371	242	Christopher Newport	New Construction:
372		University	Luter School of
373			Business
374	242	Christopher Newport	Improvements: Student
375		University	Security Infrastruct-
376			ural Improvements
377	242	Christopher Newport	Improvements: Band
378		University	Rehearsal Hall and
379			Connect Renovation
380	246	University of Virginia's	Construct New Library
381		College at Wise	
382	246	University of Virginia's	Renovate Accessibility
383		College at Wise	
384	247	George Mason University	Renovate Science and
385			Tech II
386	247	George Mason University	Renovate Fine Arts
387			Building
388	247	George Mason University	Construct Krasnow
389			Addition-Phase II
390	247	George Mason University	Renovate Finley Build-
391			ing
392	247	George Mason University	Construct Campus-
393			Library Addition
394			(Phase I)
395	247	George Mason University	Construct Physical
396			Plant Addition
397	247	George Mason University	Construct Satellite
398			Cooling/Heating Plant
399	247	George Mason University	Construct Academic
400			VII/Research III-
401			Phase I
402	247	George Mason University	Point of View ICAR
403			Conference Center
404	260	Virginia Community College System	New River Community
405			College: Replace Ob-

406			solete and Defective
407			HVAC Systems at
408			Rooker Hall
409	260	Virginia Community College System	Rappahannock Community
410			College: HVAC Distri-
411			bution Improvements
412			Main Building Glenns
413	260	Virginia Community College System	Wytheville Community
414			College: Upgrade
415			Electric System in
416			Carroll, Bland Fin-
417			castle Halls
418	260	Virginia Community College System	Paul D. Camp Community
419			College: Major
420			Mechanic Renovation,
421			Hobbs Campus
422	260	Virginia Community College System	ADA Improvement
423			Umbrella Request
424	260	Virginia Community College System	Southside Va. Communi-
425			ty College: Student
426			Services/LRC Bldg./
427			Daniel Campus
428	260	Virginia Community College System	Va. Western Community
429			College: North Campus
430			Replacement (Anderson
431			Hall) & Addition
432	260	Virginia Community College System	Rappahannock Community
433			College: Classroom
434			and Laboratory Reno-
435			vation Project-Glenns
436			and Warsaw
437	260	Virginia Community College System	Northern Va. Community
438			College: Construct
439			Phase 1 Academic
440			Building, Woodbridge-
441			Campus
442	260	Virginia Community College System	Tidewater Community
443			College: Learning Re-
444			source Center-Phase 1
445			Virginia Beach
446	260	Virginia Community College System	Mountain Empire Com-
447			munity College: Re-
448			novation Dalton
449			Cantrell Hall
450	260	Virginia Community College System	J. Sargeant Reynolds
451			Community College
452			Improvements to Phase
453			I Facility, Downtown
454			Campus
455	260	Virginia Community College System	Germana Community
456			College: Construct
457			Academic Services
458			Building
459	260	Virginia Community College System	Tidewater Community
460			College: Academic
461			Building (Bldg. CN5)-
462			Chesapeake

463	260	Virginia Community College System	Northern Va. Community College: Plaza
464			Structural Repairs
465			Phase 2 Annandale
466			Campus
467			
468	260	Virginia Community College System	Northern Va. Community College: Construct
469			Higher Education
470			Center-Loudoun Campus
471			
472	260	Virginia Community College System	Blue Ridge Community College, Construct
473			Classroom and Admini-
474			stration Building
475			
476	260	Virginia Community College System	Patrick Henry Communi-
477			ty College: Stone
478			Hall Building Renova-
479			tions
480	260	Virginia Community College System	Va. Highlands Communi-
481			ty College: Library &
482			Learning Resource
483			Center Renovation
484	260	Virginia Community College System	Piedmont Va. Community
485			College: Workforce
486			Development Center
487	260	Virginia Community College System	Piedmont Va. Community
488			College: Construct
489			Green County Center
490	260	Virginia Community College System	Wytheville Community
491			College: Renovation
492			Project-Carroll,
493			Bland, Galax, Gray-
494			son, Fincastle, and
495			Smyth Halls
496	260	Virginia Community College System	Thomas Nelson Communi-
497			ty College: Hampton
498			Building Renovation
499	260	Virginia Community College System	J. Sargeant Reynolds
500			Community College
501			Improvements to
502			Building B, Parham
503			Road Campus
504	260	Virginia Community College System	Rappahannock Community
505			College: Exterior
506			Window and Door
507			Replacement
508	260	Virginia Community College System	John Tyler Community
509			College: Bird and
510			Nicholas Hall Renova-
511			tions, Chester Campus
512	260	Virginia Community College System	Northern Va. Community
513			College: Construct
514			Replacement for Tyler
515			Academic Building
516	260	Virginia Community College System	Tidewater Community
517			College: Learning Re-
518			source Center-

519			Chesapeake
520	260	Virginia Community College System	Eastern Shore Communi-
521			ty College: Renovate
522			Phase 1 Academic/
523			Administration Build-
524			ing
525	260	Virginia Community College System	Southwest Community
526			College: Major Reno-
527			vation Russell Hall,
528			Health Technologies
529	260	Virginia Community College System	Tidewater Community
530			College: Observatory
531			Program Relocation-
532			Great Dismal Swamp
533			Education Center
534			Chesapeake
535	260	Virginia Community College System	Southside Community
536			College: Student
537			Service LRC Building
538			Christanna Campus
539	260	Virginia Community College System	Lord Fairfax Communi-
540			ty College: Main
541			Building Renovations
542	260	Virginia Community College System	Northern Va. Community
543			College: Expand and
544			Renovate Brault
545			Building-Annandale
546			Campus
547	260	Virginia Community College System	Tidewater Community
548			College: Classroom/
549			Lab Technology Up-
550			grade-Collegewide
551	260	Virginia Community College System	Patrick Henry Communi-
552			ty College: Learning
553			Resource Center Addi-
554			tion
555	260	Virginia Community College System	Va. Highlands Communi-
556			ty College: Construct
557			Greenhouse & Storage
558			Facility
559	260	Virginia Community College System	Northern Va. Community
560			College: Construct
561			Workforce Development
562			Center-Woodbridge
563			Campus
564	260	Virginia Community College System	Thomas Nelson Communi-
565			ty College: Repair
566			Exterior/Interior
567			Structure
568	260	Virginia Community College System	John Tyler Community
569			College: Chester
570			Library Renovation
571	260	Virginia Community College System	Lord Fairfax Communi-
572			ty College: Smith
573			Building Renovations
574	260	Virginia Community College System	Northern Va. Community
575			College: Construct

576			Support Services
577			Building-Woodbridge
578			Campus
579	260	Virginia Community College System	Germanna Community
580			College: Construct
581			Fredericksburg Main-
582			tenance Building
583	260	Virginia Community College System	Thomas Nelson Communi-
584			ty College: Campus-
585			wide Interior Renova-
586			tion
587	260	Virginia Community College System	Tidewater Community
588			College: Network
589			Operations Center -
590			Collegewide
591	260	Virginia Community College System	Lord Fairfax Community
592			College: Construct
593			Workforce Solutions
594			and Academic Training
595			Center, Fauquier
596			Campus
597	260	Virginia Community College System	Central Va. Community
598			College: Construct
599			Occupational Program
600			Building
601	260	Virginia Community College System	Va. Highlands Communi-
602			ty College: Construct
603			Canopies
604	260	Virginia Community College System	Patrick Henry Communi-
605			ty College: Motor
606			sports/Workforce
607			Development Center
608	260	Virginia Community College System	Northern Va. Community
609			College: Post-Con-
610			struct Phase 3 Acad,
611			Expand Vet Tech,
612			Renovate-Loudoun
613			Campus
614	260	Virginia Community College System	Northern Va. Community
615			College: Post-Con-
616			struction Phase 3
617			Academic Bldg, Reno-
618			vate-Manassas Campus
619	260	Virginia Community College System	Northern Va. Community
620			College: Renovate
621			Bisdorf Phase 2
622			Academic Building-
623			Alexandria Campus
624	260	Virginia Community College System	Northern Va. Community
625			College: Post-Con-
626			struct Phase 3
627			Academic Building,
628			Renovate - Woodbridge
629			Campus
630	260	Virginia Community College System	Construct New Location
631		Portsmouth Campus, Tidewater	for Trucking Program

632	260	Virginia Community College System	Renovate Engineering
633		Danville	and Industrial
634			Technology Building
635	260	Virginia Community College System	Renovate Warren and
636			Scott Halls, Dabney
637			S. Lancaster
638	268	Virginia Institute of Marine	Replace Eastern Shore
639		Science	Seawater Laboratory
640	268	Virginia Institute of Marine	Control Shoreline
641		Science	Erosion
642	268	Virginia Institute of Marine	Construct Consolidated
643		Science	Scientific Research
644			Facility
645	268	Virginia Institute of Marine	Replace Oyster
646		Science	Hatchery
647	268	Virginia Institute of Marine	Construct Addition to
648		Science	the Fisheries Science
649			Building
650	948	Southwestern Virginia Higher	Construct New Wing
651		Education Center	
652	885	Institute for Advanced Learning	Construct Greenhouse
653	218	Virginia School for the Deaf	Consolidate the
654		and Blind at Staunton	schools for the deaf,
655			blind and multi-
656			disabled
657	239	Frontier Culture Museum	Construct Grist Mill
658	239	Frontier Culture Museum	Infrastructure Expan-
659			sion
660	425	Jamestown-Yorktown Foundation	Yorktown Gallery Ex-
661			pansion
662	425	Jamestown-Yorktown Foundation	Yorktown Museum
663			Replacement
664	123	Science Museum of Virginia	Repair Exterior Stucco
665	123	Science Museum of Virginia	Construct Planetarium,
666			Danville Science
667			Center
668	123	Science Museum of Virginia	Belmont Bay Science
669			Port
670	123	Science Museum of Virginia	Construct Discovery
671			Park
672	238	Virginia Museum of Fine Arts	Renovate Robinson
673			House
674	238	Virginia Museum of Fine Arts	Improvements to
675			Carpenter Shop
676	238	Virginia Museum of Fine Arts	Replace Boilers
677	238	Virginia Museum of Fine Arts	Replace Chillers
678	799	Department of Corrections	Construct medium
679			security prison #4
680			(Charlotte Co.)
681	799	Department of Corrections	Upgrade WWTP at
682			Powhatan
683	799	Department of Corrections	Upgrade water plant
684	799	Department of Corrections	Upgrade WWTP at Bland
685	799	Department of Corrections	Correct environmental
686			deficiencies
687	799	Department of Corrections	Construct 200-bed
688			housing unit

689	799	Department of Corrections	Construct 100-bed housing unit
690			
691	799	Department of Corrections	Replace cell door tracks & lock motors
692			
693	799	Department of Corrections	Provide 100% emergency backup
694			
695	799	Department of Corrections	Upgrade electrical system
696			
697	799	Department of Corrections	Upgrade perimeter detection system
698			
699			(Multiple institutions)
700			
701	799	Department of Corrections	Replace door control systems (Multiple institutions)
702			
703			
704	799	Department of Corrections	Upgrade WWTP (preliminary treatment) at five institutions
705			
706			
707	799	Department of Corrections	Construct new medical facilities at Powhatan
708			
709			
710	799	Department of Corrections	Renovate the Geriatrics Building
711			
712	799	Department of Corrections	Construct Western training facilities
713			
714	799	Department of Corrections	Construct kitchen and dining hall (Halifax)
715			
716	799	Department of Corrections	Replace roofs
717	799	Department of Corrections	Construct new medical facilities at Powhatan
718			
719			
720	912	Department of Veterans Services	Install Generator, Salem Veterans Care Center
721			
722			
723	912	Department of Veterans Services	Construct State Veterans Cemetery in SW Virginia
724			
725			
726	912	Department of Veterans Services	Construct Phase 2 of Horton Cemetery
727			
728	912	Department of Veterans Services	Construct Veterans Care Center in Hampton Roads
729			
730			
731	912	Department of Veterans Services	80 - Bed Addition: Sitter Barfoot Veterans Care Center
732			
733			
734	912	Department of Veterans Services	Additions and Renovations, Veterans Care Center Salem
735			
736			
737	199	Dept. of Conservation and Recreation	Land Acquisition
738			
739	199	Dept. of Conservation and Recreation	Repair State Park and Soil and Water Conservation District Dams
740			
741			
742			
743	199	Dept. of Conservation and Recreation	High Bridge State Park, Phase I
744			

745	199	Dept. of Conservation and Recreation	Powhatan State Park, Phase I
746			
747	199	Dept. of Conservation and Recreation	Construct On-Site Residences, Various State Parks
748			
749			
750	199	Dept. of Conservation and Recreation	Visitor Center/Environmental Education Center, Five State Parks
751			
752			
753			
754	199	Dept. of Conservation and Recreation	Dredge Boat Ramp and Shoreline Erosion, Belle Isle State Park
755			
756			
757	199	Dept. of Conservation and Recreation	Natural Areas Improvements
758			
759	199	Dept. of Conservation and Recreation	New River Trail State Park Infrastructure
760			
761	720	MHMRSAS	Roof Replacement, Phase 2
762			
763	720	MHMRSAS	Life Safety Code Renovations, Phase 1
764			
765	720	MHMRSAS	Repair/Replace Campus Infrastructures, Phase 1
766			
767			
768	720	MHMRSAS	Repair/Replace Boilers, Heat Distribution and HVAC Systems Phase 4
769			
770			
771			
772	720	MHMRSAS	Abate Environmental Hazards, Phase 1
773			
774	720	MHMRSAS	Repair/Replace Southeastern Virginia Training Center
775			
776			
777	720	MHMRSAS	Community Housing for Southeastern Virginia Training Center
778			
779			
780	720	MHMRSAS	Repair/Replace Central Virginia Training Center
781			
782			
783	720	MHMRSAS	Community Housing for Central Virginia Training Center
784			
785			
786	720	MHMRSAS	Replace Western State Hospital
787			
788	720	MHMRSAS	Replacement Support Service Facility, Eastern State Hospital
789			
790			
791			
792			
793			
794	194	Department of General Services	Replace Department of Taxation Building
795			
796	221	ODU/Eastern Virginia Medical School	Instructional and Research Medical Facility (Project subject to review by SCHEV required in the 2008 Appropriation Act)
797			
798			
799			
800			
801			

3. § 1. That pursuant to § 2.2-2264 of the Code of Virginia, the General Assembly hereby authorizes the Virginia Public Building Authority (VPBA) to undertake the construction, improvement, and furnishing of the following projects including, without limitation, constructing, improving, furnishing, maintaining, acquiring, and renovating buildings, facilities, improvements, and land therefor; and to exercise any and all powers granted to it by law in connection therewith, including the power to finance all or any portion of the cost thereof by the issuance of revenue bonds in a principal amount not to exceed \$152,429,000 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.

Agency	Project Description	Amount
MHMRSAS	Western State Hospital	110,000,000
Dept. of Conser- vation and Recre- ation	State Parks Land Acquisition, Natural Areas Acquisition and Civil War Site Preser- vation (Projects under this item represent acquisition of property	20,000,000
Dept. of Conser- vation and Recre- ation	Powhatan State Park, Phase I	12,703,000
Dept. of Conser- vation and Recre- ation	High Bridge State Park, Phase I	7,500,000
Science Museum of Virginia	Danville Science Center	2,226,000
VPBA Total		\$152,429,000

4. § 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 institutions of higher education 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 \$533,449,643 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.

Agency	Project Description	Amount
The College of William & Mary in Virginia	Construct: New School of Education	38,085,000
The College of William & Mary	Construct/Replace: Cooling Plant & Utility Improve- ments Phase 2 (Umbrella)	8,000,000
University of Virginia	Construct Information Technology Engineering Building	38,509,000
Virginia Poly- technic Institute & State University	Medical Research Center	59,000,000
Virginia Military Institute	Improve Military and Leadership Field Train- ing Grounds (Phase I)	15,100,000
Virginia State	Land Acquisition Multi-	

860	University	Purpose Building	14,000,000
861	Virginia State	Renovate and Addition	
862	University	to Hunter McDaniel	22,345,189
863	Norfolk State	Addition/Renovation	
864	University	Brooks Library Building	45,999,000
865	Longwood Univer-	Bedford Hall Renovation	
866	sity	and Addition	29,499,299
867	University of Mary	Dahlgren Campus Con	
868	Washington	struction	18,433,900
869	James Madison	Boiler Replacement &	
870	University	Infrastructure-Phase I	11,138,000
871	Radford University	Construct New College of	
872		Business and Economics	
873		Building	34,282,000
874	Old Dominion Uni-	VAB and Fine Arts Building	
875	versity		19,151,638
876	Virginia Common-	Improvements: School of	
877	wealth Universi-	Pharmacy Renovations,	
878	ty	Phase I	5,000,000
879	Virginia Common-	Construct Satellite Dental	
880	wealth Universi-	Clinic in Wise VA	
881	ty		5,000,000
882	Virginia Common-	Construct School of	
883	wealth Universi-	Medicine	
884	ty		58,000,000
885	Richard Bland	Umbrella Maintenance Pro-	
886	College	ject	4,947,000
887	Christopher New-	New Construction: Inte-	
888	port University	grated Science Center	59,800,000
889	University of		
890	Virginia's Col-		
891	lege at Wise	Renovate Accessibility	600,000
892	George Mason Uni-	Renovate Fine Arts	
893	versity	Building	8,667,401
894	George Mason Uni-	Construct Krasnow Addi-	
895	versity	tion-Phase II	5,644,216
896	Virginia Community	New River Community Col-	
897	College System	lege: Replace Obsolete	
898		and Defective HVAC Sys-	
899		tems at Rooker Hall	1,439,000
900	Virginia Community	Rappahannock Community	
901	College System	College: HVAC Distribu-	
902		tion Improvements Main	
903		Building Glenns	1,072,000
904	Virginia Community	Wytheville Community	
905	College System	College: Upgrade Elec-	
906		trical System in Carroll,	
907		Bland, Fincastle Halls	2,526,000
908	Virginia Community	Paul D. Camp Community	
909	College System	College: Major Mechani-	
910		cal Renovation, Hobbs	
911		Campus	3,442,000
912	Virginia Community	Northern VA Community	
913	College System	College: Plaza Struct-	
914		ural Repairs Phase 2	
915		Annandale Campus	1,185,000
916	Virginia Community	J. Sargeant Reynolds	

917	College System	Community College: Im-	
918		provements to Building B,	
919		Parham Road Campus	4,704,000
920	Virginia Community	Tidewater Community Col-	
921	College System	lege: Observatory Pro-	
922		gram Relocation-Great	
923		Dismal Swamp Education	
924		Center-Chesapeake	2,129,000
925	Virginia Community	VA Highlands Community	
926	College System	College: Construct Green-	
927		house & Storage Facility	506,000
928	Virginia Community	John Tyler Community Col-	
929	College System	lege: Chester Library	
930		Renovation	3,112,000
931	Virginia Community	Lord Fairfax Community	
932	College System	College: Smith Building	
933		Renovations	1,621,000
934	Virginia Community	Northern VA Community	
935	College System	College: Construct Support	
936		Services Building-Woodbridge	
937		Campus	2,590,000
938	Virginia Community	Germanna Community Col-	
939	College System	lege: Construct Fredericks-	
940		burg Maintenace Building	1,092,000
941	Virginia Community	Central VA Community	
942	College System	College: Construct Occupa-	
943		tional Program Building	1,448,000
944	Virginia Institute	Replace Eastern Shore Sea-	
945	of Marine Science	water Laboratory	4,182,000
946	Virginia Institute	Shore Line Erosion	
947	of Marine Science.....		1,200,000
948	VCBA Total		\$ 533,449,643

949 **5. §1. Pre-planning for Projects (FY 2009) —** *The following projects have been approved for*
950 *pre-planning as outlined in § 4 of the first enactment of this act. Funding for the project pre-planning*
951 *will be provided as specified in the appropriations act for the fiscal year ending June 30, 2009. The*
952 *Virginia College Building Authority is authorized to issue revenue bonds in a principal amount not to*
953 *exceed \$550 million in 2010 for the construction of these projects conditioned on approval of the plans*
954 *by the General Assembly in the 2009 Session of the General Assembly and passage of amendments to*
955 *the appropriation act. Pre-planning studies shall be submitted on or before October 1, 2008 to the*
956 *Governor, the Department of General Services, the Department of Planning and Budget, the State*
957 *Council on Higher Education in Virginia, and to the Chairmen of the House Appropriations and Senate*
958 *Finance Committees.*

959	Agency	Agency Name	Project Title
960	Code		
961	204	The College Of William	Renovate: Tucker Hall
962		And Mary In Virginia	
963	207	University Of Virginia	Renovate New Cabell
964			Hall
965	207	University Of Virginia	Construct Ivy Stacks 2
966	208	Virginia Polytechnic Institute	Construct: Sciences
967		and State University	Research Laboratory
968			I
969	208	Virginia Polytechnic Institute	Construct Engineering
970		and State University	Signature Building
971	211	Virginia Military Institute	Renovate Science
972			Building
973	212	Virginia State University	Construct Multi-

974			Purpose Building
975	213	Norfolk State University	Renovation of Wilder Center
976			
977	214	Longwood University	Construct University Technology Center
978			
979	216	James Madison University	CISAT Academic 3b - Biotechnology
980			
981	221	Old Dominion University	Student Success Bldg.
982	221	Old Dominion University	Systems Research and Academic Building
983			
984	229	Virginia Tech Extension	Human and Agricultural Bioscience Facility (Phase I)
985			
986			
987	246	University of Virginia's College at Wise	Renovate Greear and construct multi-purpose center
988			
989			
990	247	George Mason University	Renovate Science and Tech II
991			
992	247	George Mason University	Renovate Finley Building
993			
994	260	Virginia Community College System	ADA Improvement Umbrella Request
995			
996	260	Virginia Community College System	Va. Western Community College: North Campus Replacement (Anderson Hall) & Addition
997			
998			
999			
1000			
1001	260	Virginia Community College System	Northern Va. Community College: Construct Phase 3 Academic Building, Woodbridge Campus
1002			
1003			
1004			
1005			
1006	260	Virginia Community College System	Tidewater Community College: Learning Resource Center - Phase 1 - Virginia Beach
1007			
1008			
1009			
1010			
1011	260	Virginia Community College System	Tidewater Community College: Academic Building (Bldg. CN5) - Chesapeake
1012			
1013			
1014			
1015	260	Virginia Community College System	Thomas Nelson Community College: Hampton III Building Renovation
1016			
1017			
1018			
1019	260	Virginia Community College System	Northern Va. Community College: Construct Replacement for Tyler Academic Building
1020			
1021			
1022			
1023	260	Virginia Community College System	Northern Va. Community College: Expand and Renovate Brault Building - Annandale Campus
1024			
1025			
1026			
1027			
1028	260	Virginia Community College System	Patrick Henry Community College Motor-sports Workforce De-
1029			
1030			

velopment Building

§ 2. Pre-planning for Projects (FY 2010) — The following projects have been approved for pre-planning as outlined in § 4 of the first enactment of this act. Funding for the project pre-planning will be provided as specified in the appropriation act for the fiscal year ending June 30, 2010. Pre-planning studies shall be submitted on or before October 1, 2009, to the Governor, the Department of General Services, the Department of Planning and Budget, the State Council on Higher Education in Virginia, and to the Chairmen of the House Appropriations and Senate Finance Committees.

Agency Code	Agency Name	Project Title
204	The College Of William And Mary In Virginia	Construct: Integrated Science Center, Phase 3
207	University Of Virginia	Upgrade Central Grounds Med Temp Hot Water Piping
207	University Of Virginia	Upgrade Ruffner Hall
208	Virginia Polytechnic Institute and State University	Replace: Deteriorated Section of Davidson Hall
208	Virginia Polytechnic Institute and State University	Constuct Technology Research Center
211	Virginia Military Institute	Improve Post Infra-structure (Phase I-III)
211	Virginia Military Institute	Improve Post Safety and Security (Phase I-II)
212	Virginia State University	Renovate Lockett Hall - Center For Funded Research
213	Norfolk State University	New Nursing and General Classroom Building
214	Longwood University	Construct Physical Plant Building
215	University of Mary Washington	Information and Technology Convergence Center- Phase I
215	University of Mary Washington	Jepson Science Center Addition
216	James Madison University	West Wing Hospital Renovation
216	James Madison University	Duke Hall Renovation and Addition
217	Radford University	Construct New Computational Sciences Building
221	Old Dominion University	Child Development Centers
221	Old Dominion University	Education Building Renovation
236	Virginia Commonwealth University	Construct Classroom/ Student Services Building - VV Lot
236	Virginia Commonwealth University	Improvements: Massey Cancer Center Lab Support
236	Virginia Commonwealth University	Improvements: Sanger Hall Renovations Phase II

1088	241	Richard Bland College	Science and Technology
1089			Building
1090	242	Christopher Newport University	New Construction:
1091			Luter School of
1092			Business
1093	247	George Mason University	Construct Campus Libra-
1094			ry Addition (Phase I)
1095	247	George Mason University	Construct Institute for
1096			Conflict Analysis
1097			Resolution
1098	260	Virginia Community College	Southside Va. Community
1099		System	College: Student
1100			Services/LRC Bldg./
1101			Daniel Campus
1102	260	Virginia Community College	Rappahannock Community
1103		System	College: Classroom and
1104			Laboratory and Renova-
1105			tion Project-Glenns
1106			Warsaw
1107	260	Virginia Community College	Mountain Empire Communi-
1108		System	ty College: Renovation
1109			of Dalton Cantrell
1110			Hall
1111	260	Virginia Community College	J. Sargeant Reynolds
1112		System	Community College:
1113			Improvements to Phase
1114			I Facility, Downtown
1115			Campus
1116	260	Virginia Community College	Germana Community Col-
1117		System	lege: Construct Aca-
1118			demic Services Build-
1119			ing
1120	260	Virginia Community College	Northern Va. Community
1121		System	College: Construct
1122			Higher Education
1123			Center -Loudoun Campus

§ 3. Institutions and agencies may request authority and appropriation to conduct planning for any project listed in the second enactment of this act using nongeneral fund sources. Such amounts may be reimbursed up to the lesser of \$250,000 or one percent of the project construction costs.

6. That § 2.2-1509 of the Code of Virginia is amended and reenacted as follows:

§ 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 law. The Governor shall propose appropriations for such capital outlay projects in "The Budget Bill" in accordance with the minimum amount of funding and the designated sources of funding for such projects as required under § 2.2-1509.1.~~

7. That §§ 2.2-1503.2, 2.2-1509.1, and 2.2-1514, as it is currently effective and as it may become effective, of the Code of Virginia are repealed.

8. That an emergency exists and this act is in force from its passage.