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HOUSE BILL NO. 5001

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Finance
on March 13, 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 \$1,374,928,000; 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 \$1,374,928,000 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.

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	

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 Community College	Construct Major Renovation,		
236	System	Russell Hall, Health	\$ 6,000,000	
237		Technologies, Southwest		
238	Virginia Community College	HVAC Repair, New River		
239	System		\$ 1,439,000	
240	Virginia Community College	Construct Motorsports/		
241	System	Workforce Development		
242		Center, Patrick Henry	\$ 8,720,000	
243	Virginia Community College	Renovate Warren and Scott		
244	System	Halls, Dabney S. Lancaster	\$ 5,040,000	-
245				
246	Virginia Military Institute	Improve Military and		
247		Leadership Field Training		
248		Grounds	\$ 25,400,000	
249	Virginia State University	Renovate/Expand Hunter		
250		McDaniel Hall	\$ 29,400,000	
251	Virginia State University	Renovate Lockett Hall -		
252		Center for Funded		
253		Research	\$ 5,100,000	
254	Virginia Tech	Construct Medical School		
255		and Research Institute	\$ 59,000,000	
256	Eastern Virginia Medical	Construct Instructional and		
257	School	Research Medical Facility	\$ 59,000,000	
258	Roanoke Higher Education	Culinary Arts Facility	\$ 1,500,000	
259	Center			
260	Central Capital Accounts	Reserve for Equipment Under	\$ 29,300,000	
261		\$ 5,000,000		
262	Central Capital Accounts	Reserve for Projects Under	\$ 5,600,000	
263		\$ 5,000,000		
264	Grand Total		\$ 1,374,928,000	
265	<i>§ 2. The Virginia College Building Authority is also authorized to exercise any and all powers</i>			
266	<i>granted to it by law in connection therewith, including the power to finance the cost thereof by the</i>			
267	<i>issuance of revenue bonds not to exceed the principal amount set forth plus amounts needed to fund</i>			
268	<i>issuance costs, reserve funds, original issue discount, interest prior to or during improvement and for up</i>			
269	<i>to one year after completion of the improvement, and other financing expenses.</i>			
270	3. § 1. That pursuant to §§ 2.2-2261, 2.2-2263 and 2.2-2264 of the Code of Virginia, the General			
271	Assembly hereby authorizes the Virginia Public Building Authority to finance, without limitation, the			
272	acquisition, construction, renovation, improvement, furnishing, and equipping of the following			
273	projects:			
274	Agency	Project Description	Amount	
275	Department of General	Construct Eighth and Ninth		
276	Services	Street Building	\$194,100,000	
277	Department of General	Supplement Capitol Square		
278	Services	Renovations	\$ 5,500,000	
279	Department of Agriculture	Eastern Shore Seafood		
280	And Consumer Services	Facility	\$ 5,400,000	-
281				
282	Woodrow Wilson	Renovate Harold E. Watson		
283	Rehabilitation Center	Kitchen & Dining Hall		
284		Building	\$ 18,800,000	
285	Woodrow Wilson	Renovate Barnett Hall		
286	Rehabilitation Center	Dormitory	\$ 9,700,000	
287	Department of Mental Health,	Renovate Central Virginia		
288	Mental Retardation and	Training Center		
289	Substance Abuse Services		\$ 40,600,000	
290	Department of Mental Health,	Repair and replace cottages		

291	Mental Retardation and	at Southeastern Virginia	
292	Substance Abuse Services	Training Center	\$ 31,600,000
293	Department of Mental Health,	Address life safety issues	
294	Mental Retardation and	at state mental health and	
295	Substance Abuse Services	mental retardation	
296		facilities	\$ 10,800,000
297	Department of Mental Health,	Replace roofing, various	
298	Mental Retardation and	sites	
299	Substance Abuse Services		\$ 18,300,000
300	Department of Mental Health,	Replace Western State	
301	Mental Retardation and	Hospital, Phase I	
302	Substance Abuse Services		\$ 111,800,000
303	Department of Mental Health,	Replace boilers, HVAC, and	
304	Mental Retardation and	heating systems, various	
305	Substance Abuse Services	sites	\$ 15,300,000
306	Department of Conservation	Preservation of open space	
307	and Recreation	and historic resources	
308		through conservation	\$ 50,000,000
309	Department of Forestry	Acquire Big Woods State	
310		Forest	\$ 5,900,000
311	Virginia School for the Deaf	Renovate Staunton facilities	
312	and Blind		\$ 71,100,000
313	Department of Corrections	Replace roofing on all	
314		Buildings, Greenville	\$ 16,600,000
315	Department of Corrections	Grayson County Prison Access	
316		Road	\$ 5,000,000
317	Department of Juvenile	Repair erosion on Pamunkey	
318	Justice	River Frontage	\$ 15,000,000
319	Department of Forensic	Expand Western Forensic	
320	Science	Laboratory Facility	\$ 100,000
321	Department of Forensic	Expand Eastern Forensic	
322	Science	Laboratory Facility	\$ 3,800,000
323	Central Capital	Reserve for Projects Under	
324	Appropriations	\$ 5,000,000	\$ 47,700,000
325	Central Capital	Project Supplement Reserve	
326	Appropriations		\$ 26,500,000 -
327			
328	Grand Total		\$703,600,000

329 § 2. In addition to the authority granted under § 1 and pursuant to §§ 2.2-2261, 2.2-2263 and
330 2.2-2264 of the Code of Virginia, the General Assembly hereby authorizes the Virginia Public Building
331 Authority to finance, without limitation, the acquisition, construction, renovation, improvement,
332 furnishing, and equipping of certain capital projects for which an appropriation of general funds was
333 provided under Chapter 847 of the 2007 Acts of Assembly to finance such projects. The Virginia Public
334 Authority is authorized to finance such capital projects that as of June 30, 2008, have a balance of
335 general funds appropriated pursuant to Chapter 847 that have not been expended. In no case shall the
336 total amount of bonds issued by the Authority pursuant to this section exceed a principal amount of
337 \$400,000,000. By no later than September 1, 2008, the Governor shall provide a certification to the
338 Authority that lists such capital projects that are to be financed by the Authority pursuant to this
339 section. For purposes of the development of such list, the Department of Planning and Budget and the
340 State Treasurer shall determine the capital projects for which an appropriation of general funds was
341 provided under Chapter 847 of the 2007 Acts of Assembly to finance such projects and that have a
342 balance of such general funds that has not been expended as of June 30, 2008.

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

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

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

Agency	Project Description	Amount	
Department of General Services	New General Assembly Building, Planning	\$ 15,900,000	
Department of General Services	Replace Department of Taxation Central Office, Planning	\$ 6,800,000	
Department of General Services	Renovate Interior of Supreme Court, Planning	\$ 9,000,000	-
James Madison University	Construct CISAT Academic 3b, Planning	\$ 4,000,000	
Longwood University	Renovate Heating Plant Facility, Planning	\$ 600,000	
Norfolk State University	Renovate Wilder Center, Planning	\$ 600,000	
University of Virginia	Upgrade Ruffner Hall, Planning	\$ 2,400,000	
University of Virginia at Wise	Construct New Library, Planning	\$ 4,400,000	
Virginia Commonwealth University	Renovate Massey Cancer Center Laboratory Support, Planning	\$ 1,500,000	
Virginia State University	Renovate and Expand Daniel Gymnasium, Planning	\$ 1,700,000	
Virginia Tech	Renovate Davidson Hall, Planning	\$ 3,000,000	
Virginia Tech	Engineering Signature Building, Planning	\$ 5,700,000	
Virginia Tech	Chiller Plant, Planning	\$ 1,700,000	-
Jamestown/Yorktown Foundation	Replace Yorktown Victory Center, Planning	\$ 1,070,000	
Science Museum of Virginia	Science Port - Northern Virginia Science Center, Planning	\$ 6,000,000	
Department of Mental Health, Mental Retardation and Substance Abuse Services	Construct Community Housing, Southeastern Virginia Training Center, Planning	\$ 1,600,000	
Department of Mental Health, Mental Retardation and Substance Abuse Services	Construct Community Housing, Central Virginia Training Center, Planning	\$ 5,000,000	
Department of Mental Health, Mental Retardation and Substance Abuse Services	Construct Sexually Violent Predator Facility #2, Planning	\$ 2,600,000	
Department of Mental Health, Mental Retardation and Substance Abuse Services	Replace Central State Hospital Forensic Unit, Planning	\$ 4,000,000	
Department of Conservation and Recreation	Construct High Bridge State Park, Phase I, Planning	\$ 1,500,000	
Department of Conservation and Recreation	Construct Powhatan State Park, Phase I, Planning	\$ 2,200,000	
Department of Conservation	Construct Mayo River State		

406	and Recreation	Park, Phase I, Planning	\$ 2,400,000
407	Department of Corrections	Construct Medium Security #4,	
408		Charlotte County, Planning	\$ 8,700,000
409	Department of Corrections	Construct 200 Bed Housing Unit,	
410		Bland, Planning	\$ 900,000
411	Department of Corrections	Replace Door Control Systems,	
412		Greensville, Planning	\$ 700,000
413	Department of Corrections	Upgrade Building Electrical	
414		Service Entrance, Augusta,	
415		Planning	\$ 700,000
416	Department of Corrections	Upgrade Wastewater Treatment	
417		Plant, Bland, Planning	\$ 600,000
418	Department of Juvenile	Renovate and Expand Department	
419	Justice	of Correctional Education	
420		School and Gymnasium,	
421		Planning	\$ 300,000
422	Grand Total		\$ 95,570,000