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## SENATE BILL NO. 5001

Offered March 13, 2008

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.

\_\_\_\_\_  
Patron—Colgan

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Referred to Committee on Finance

**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

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59 results developed by each agency shall be made available to the General Assembly as it considers "The  
60 Budget Bill." Except as expressly provided in an appropriation act, whenever the amounts in a schedule  
61 for a single appropriation item are shown in two or more lines, the portions of the total amount shown  
62 on separate lines are for information purposes only and are not limiting. No such bill shall contain any  
63 appropriation the expenditure of which is contingent upon the receipt of revenues in excess of funds  
64 unconditionally appropriated.

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

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

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

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

87 E. On or before December 20 of the year immediately prior to the beginning of each regular session  
88 held in an odd-numbered year of the General Assembly, the Governor shall submit to the presiding  
89 officer of each house printed copies of all gubernatorial amendments proposed to the general  
90 appropriation act adopted in the immediately preceding even-numbered year session. In preparing the  
91 amendments, the Governor may obtain estimates in the manner prescribed in §§ 2.2-1504, 2.2-1505, and  
92 2.2-1506. On the same date he shall also submit a tentative bill during the second year of the  
93 appropriation period, a request for authorization of additional bonded indebtedness if its issuance is  
94 authorized by, or its repayment is proposed to be made in whole or in part, from revenues or  
95 appropriations contained in the proposed gubernatorial amendments.

96 F. The proposed capital appropriations or capital projects described in, or for which proposed  
97 appropriations are made pursuant to, this section shall include the capital outlay projects required to be  
98 included in "The Budget Bill" pursuant to § 2.2-1509.1 or other law. The Governor shall propose  
99 appropriations for such capital outlay projects in "The Budget Bill" for the capital outlay projects  
100 required to be included in "The Budget Bill" pursuant to § 2.2-1509.1 in accordance with the minimum  
101 amount of funding and the designated sources of funding for such projects as required under  
102 § 2.2-1509.1 such section.

103 **2. § 1. That pursuant to § 23-30.28 of the Code of Virginia, the General Assembly hereby authorizes**  
104 **the Virginia College Building Authority to undertake the following projects including, without**  
105 **limitation, constructing, improving, furnishing, maintaining, acquiring, and renovating buildings,**  
106 **facilities, improvements, and land therefor; to exercise any and all powers granted to it by law in**  
107 **connection therewith, including the power to lease such projects to educational facilities of the**  
108 **Commonwealth; and to finance all or any portion of the cost thereof by the issuance of revenue**  
109 **bonds in a principal amount not to exceed \$1,374,928,000 plus amounts needed to fund issuance**  
110 **costs, reserve funds, original issue discount, interest prior to and during acquisition, construction, or**  
111 **renovation and for one year after completion thereof, and other financing expenses.**

112 *The Authority may pay all or any part of the cost of any project hereinafter listed or authorized or*  
113 *any portion thereof with any income and reserve funds of the Authority available for such purpose, and*  
114 *in such case may transfer such funds of the Authority, with the approval of the Governor.*  
115

Agency	Project Description	Amount
Christopher Newport	Construct Integrated Science	
Center	Center	76,972,000
The College of William	Construct a new school of	

120	and Mary	education	\$ 38,085,000
121	The College of William	Renovate Tucker Hall	
122	and Mary		\$ 15,300,000
123	The College of William	Renovate/Expand Small Hall	
124	and Mary		\$ 9,200,000
125	The College of William	Construct/Replace Cooling	
126	and Mary	Plant & Utility	
127		Improvements Phase II	\$ 16,000,000
128	The Virginia Institute of	Construct Consolidated	
129	Marine Science	Scientific Research	
130		Building	\$ 7,200,000
131	Richard Bland College	Construct Science and Tech-	
132		nology Center	\$ 19,000,000
133	George Mason University	Renovate Science and	
134		Technology II	\$ 49,500,000
135	George Mason University	Construct Krasnow Addition,	
136		Phase II	\$ 5,950,000
137	George Mason University	Construct Academic VI and	
138		Research II	\$ 5,500,000
139	George Mason University	Infrastructure Academic VI	
140		and Research II	\$ 5,000,000
141	George Mason University	Construct Academic V	\$ 5,900,000
142	George Mason University	Construct Arlington II	\$ 8,600,000
143	George Mason University	Construct Institute for	
144		Conflict Analysis and	
145		Resolution	\$ 5,000,000
146	James Madison University	Acquire Rockingham	
147		Memorial Hall	\$ 8,600,000
148	James Madison University	Renovate West Wing Hospital	\$ 51,500,000
149	James Madison University	Renovate Johnston Hall	\$ 13,000,000
150	James Madison University	Boiler Replacement and	
151		Infrastructure Phase I	\$ 6,000,000
152	Longwood University	Renovate and Expand Bedford	
153		Hall	\$ 32,000,000
154	Longwood University	Construct University	
155		Technology Center	\$ 23,500,000
156	Longwood University	Construct Bedford Wygal	
157		Connector	\$ 1,900,000
158	Longwood University	Construct Jarman Hall	\$ 1,500,000
159	Norfolk State University	Construct New Nursing and	
160		General Classroom Building	
161		and Demolition	\$ 46,700,000
162	Norfolk State University	Construct a new library and	
163		demolition	\$ 45,139,000
164	Norfolk State University	Signage, roads, and campus	
165		sites improvements phases	\$ 2,600,000
166	Old Dominion University	Construct New Student	
167		Success Center	\$ 11,131,000
168	Old Dominion University	Construct a Consolidated	
169		Arts Complex	\$ 19,151,000
170	Old Dominion University	Renovate Hughes Hall	\$ 1,300,000
171	Old Dominion University	Construct child development	
172		centers	\$ 10,000,000
173	Radford University	Construct New College of	
174		Business and Economics	
175		Building	\$ 34,702,000

176	University of Mary	Construct Dahlgren Campus	
177	Washington		\$ 18,400,000
178	University of Mary	Construct Information and	
179	Washington	Technology Convergence	
180		Center	\$ 37,000,000
181	University of Virginia	Construct Information	
182		Technology Engineering	
183		Building	\$ 40,200,000
184	University of Virginia	Renovate New Cabell Hall	\$ 80,000,000
185	University of Virginia	Upgrade central grounds	
186		medium temperature hot water	
187		pipng	\$ 10,200,000
188	University of Virginia at	Renovate Wyllie Library	
189	Wise		\$ 20,800,000
190	Virginia Commonwealth	Construct New School of	
191	University	Medicine, Phase I	\$ 70,000,000
192	Virginia Commonwealth		
193	University	Construct General Classroom	
194		Building	\$ 44,000,000
195	Virginia Community College	Construct Phase III Building,	
196	System	Loudoun Campus, Northern	
197		Virginia	\$ 8,600,000
198	Virginia Community College	Construct Academic Building	
199	System	Phase III, Manassas Campus,	
200		Northern Virginia	\$ 6,059,000
201	Virginia Community College	Construct Historic Triangle	
202	System	Campus	\$ 5,640,000
203	Virginia Community College	Construct Phase VI, Academic	
204	System	Building, Annandale Campus,	
205		Northern Virginia	\$ 6,100,000
206	Virginia Community College	Construct Phase III Academic	
207	System	Building, Woodbridge Campus,	
208		Northern Virginia	\$ 47,200,000
209	Virginia Community College	Renovate Dalton Cantrell	
210	System	Hall, Mountain Empire	\$ 11,400,000
211	Virginia Community College	Renovate Phase I Facility,	
212	System	Downtown Campus, J. Sargeant	
213		Reynolds	\$ 11,600,000
214	Virginia Community College	Construct Learning Resources	
215	System	Building Phase I,	
216		Virginia Beach Campus,	
217		Tidewater	\$ 46,200,000
218	Virginia Community College	Construct North Campus	
219	System	Replacement (Anderson Hall)	
220		and Addition,	
221		Virginia Western	\$ 25,600,000
222	Virginia Community College	Renovate Classroom and	
223	System	Laboratory Buildings,	
224		Glenns and Warsaw,	
225		Rappahannock	\$ 11,500,000
226	Virginia Community College	Construct Phase I, Regional	
227	System	Health Professions Center,	
228		Tidewater	\$ 8,200,000
229	Virginia Community College	Americans with Disabilities	
230	System	Act Improvements	\$ 4,000,000
231	Virginia Community College	Construct Academic Services	
232	System	Building, Germanna	\$ 25,800,000

233	Virginia Community College	Construct Academic Building,		
234	System	Chesapeake Campus,		
235		Tidewater	\$ 25,100,000	
236	Virginia Community College	Construct Major Renovation,		
237	System	Russell Hall, Health	\$ 6,000,000	
238		Technologies, Southwest		
239	Virginia Community College	HVAC Repair, New River		
240	System		\$ 1,439,000	
241	Virginia Community College	Construct Motorsports/		
242	System	Workforce Development		
243		Center, Patrick Henry	\$ 8,720,000	
244	Virginia Community College	Renovate Warren and Scott		
245	System	Halls, Dabney S. Lancaster	\$ 5,040,000	-
246				
247	Virginia Military Institute	Improve Military and		
248		Leadership Field Training		
249		Grounds	\$ 25,400,000	
250	Virginia State University	Renovate/Expand Hunter		
251		McDaniel Hall	\$ 29,400,000	
252	Virginia State University	Renovate Lockett Hall -		
253		Center for Funded		
254		Research	\$ 5,100,000	
255	Virginia Tech	Construct Medical School		
256		and Research Institute	\$ 59,000,000	
257	Eastern Virginia Medical	Construct Instructional and		
258	School	Research Medical Facility	\$ 59,000,000	
259	Roanoke Higher Education	Culinary Arts Facility	\$ 1,500,000	
260	Center			
261	Central Capital Accounts	Reserve for Equipment Under	\$ 29,300,000	
262		\$ 5,000,000		
263	Central Capital Accounts	Reserve for Projects Under	\$ 5,600,000	
264		\$ 5,000,000		
265	Grand Total		\$ 1,374,928,000	

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

271 3. § 1. That pursuant to §§ 2.2-2261, 2.2-2263 and 2.2-2264 of the Code of Virginia, the General  
 272 Assembly hereby authorizes the Virginia Public Building Authority to finance, without limitation, the  
 273 acquisition, construction, renovation, improvement, furnishing, and equipping of the following  
 274 projects:

275	Agency	Project Description	Amount	
276	Department of General	Construct Eighth and Ninth		
277	Services	Street Building	\$194,100,000	
278	Department of General	Supplement Capitol Square		
279	Services	Renovations	\$ 5,500,000	
280	Department of Agriculture	Eastern Shore Seafood		
281	And Consumer Services	Facility	\$ 5,400,000	-
282				
283	Woodrow Wilson	Renovate Harold E. Watson		
284	Rehabilitation Center	Kitchen & Dining Hall		
285		Building	\$ 18,800,000	
286	Woodrow Wilson	Renovate Barnett Hall		
287	Rehabilitation Center	Dormitory	\$ 9,700,000	
288	Department of Mental Health,	Renovate Central Virginia		
289	Mental Retardation and	Training Center		

290	Substance Abuse Services		\$ 40,600,000	
291	Department of Mental Health,	Repair and replace cottages		
292	Mental Retardation and	at Southeastern Virginia		
293	Substance Abuse Services	Training Center	\$ 31,600,000	
294	Department of Mental Health,	Address life safety issues		
295	Mental Retardation and	at state mental health and		
296	Substance Abuse Services	mental retardation		
297		facilities	\$ 10,800,000	
298	Department of Mental Health,	Replace roofing, various		
299	Mental Retardation and	sites		
300	Substance Abuse Services		\$ 18,300,000	
301	Department of Mental Health,	Replace Western State		
302	Mental Retardation and	Hospital, Phase I		
303	Substance Abuse Services		\$ 111,800,000	
304	Department of Mental Health,	Replace boilers, HVAC, and		
305	Mental Retardation and	heating systems, various		
306	Substance Abuse Services	sites	\$ 15,300,000	
307	Department of Conservation	Preservation of open space		
308	and Recreation	and historic resources		
309		through conservation	\$ 50,000,000	
310	Department of Forestry	Acquire Big Woods State		
311		Forest	\$ 5,900,000	
312	Virginia School for the Deaf	Renovate Staunton facilities		
313	and Blind		\$ 71,100,000	
314	Department of Corrections	Replace roofing on all		
315		Buildings, Greensville	\$ 16,600,000	
316	Department of Corrections	Grayson County Prison Access		
317		Road	\$ 5,000,000	
318	Department of Juvenile	Repair erosion on Pamunkey		
319	Justice	River Frontage	\$ 15,000,000	
320	Department of Forensic	Expand Western Forensic		
321	Science	Laboratory Facility	\$ 100,000	
322	Department of Forensic	Expand Eastern Forensic		
323	Science	Laboratory Facility	\$ 3,800,000	
324	Central Capital	Reserve for Projects Under		
325	Appropriations	\$ 5,000,000	\$ 47,700,000	
326	Central Capital	Project Supplement Reserve		
327	Appropriations		\$ 26,500,000	-
328				
329	Grand Total		\$703,600,000	
330	§ 2. In addition to the authority granted under § 1 and pursuant to §§ 2.2-2261, 2.2-2263 and			
331	2.2-2264 of the Code of Virginia, the General Assembly hereby authorizes the Virginia Public Building			
332	Authority to finance, without limitation, the acquisition, construction, renovation, improvement,			
333	furnishing, and equipping of certain capital projects for which an appropriation of general funds was			
334	provided under Chapter 847 of the 2007 Acts of Assembly to finance such projects. The Virginia Public			
335	Authority is authorized to finance such capital projects that as of June 30, 2008, have a balance of			
336	general funds appropriated pursuant to Chapter 847 that have not been expended. In no case shall the			
337	total amount of bonds issued by the Authority pursuant to this section exceed a principal amount of			
338	\$400,000,000. By no later than September 1, 2008, the Governor shall provide a certification to the			
339	Authority that lists such capital projects that are to be financed by the Authority pursuant to this			
340	section. For purposes of the development of such list, the Department of Planning and Budget and the			
341	State Treasurer shall determine the capital projects for which an appropriation of general funds was			
342	provided under Chapter 847 of the 2007 Acts of Assembly to finance such projects and that have a			
343	balance of such general funds that has not been expended as of June 30, 2008.			
344	§ 3. The Virginia Public Building Authority is authorized to exercise any and all powers granted to it			
345	by law in connection with the foregoing projects described in §§ 1 and 2, including the power to finance			
346	the cost of the above projects by the issuance of revenue bonds from time to time in a principal amount			
347	not to exceed \$1,103,600,000 plus amounts needed to fund issuance costs, reserve funds, original issue			

discount, other financing expenses, and interest prior to or during acquisition, construction, renovation, 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	Construct Powhatan State		

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

424 **5. That an emergency exists and this act is in force from its passage.**

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426