

# 1995 SESSION

## HOUSE SUBSTITUTE

LD6325200

### HOUSE BILL NO. 111

#### AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Finance  
on January 31, 1994)

(Patron Prior to Substitute—Delegate Phillips)

*A BILL to amend and reenact Chapter 933 of the Acts of Assembly of 1993, relating to the authority of certain counties to use a portion of their local coal and gas road improvement tax for public primary and secondary education and other governmental purposes if they contribute a matching amount of funds.*

**Be it enacted by the General Assembly of Virginia:**

**1. That Chapter 933 of the Acts of Assembly of 1993 is amended and reenacted as follows:**

§ 1. Notwithstanding the provisions of §§ 58.1-3713 and 58.1-3713.1, any county with a population of at least 39,000 but not more than 44,000 as determined by the most recent U.S. census may transfer up to one million dollars per year of balances collected under § 58.1-3713 to the county's general fund, provided the county matches dollar for dollar any sums so transferred and provided such matching funds are derived by a one-time increase of local revenues over the 1992-1993 fiscal year. The treasurer of any such county shall certify to the Auditor of Public Accounts that such match has been accomplished. From such moneys the county shall make the following expenditures:

1. Such moneys as are necessary for public governmental purposes, up to, but not exceeding, \$500,000 per year; and

2. Such moneys as are necessary to provide for the needs of primary, secondary and higher public education, up to, but not exceeding, \$500,000 per year.

The Superintendent of any local school division which has elected to make the foregoing expenditures for primary and secondary education shall certify to the Superintendent of Public Instruction that sufficient local funds have been appropriated to ensure the 1993-94 and 1994-95 school year ~~budget~~ *budgets* for operations from local funds exceeds the 1992-93 and 1993-94 school year actual expenditure, *respectively*, for operations from local funds by the amounts transferred for primary and secondary public education pursuant to subdivision 2 of this section. Such county shall not reduce the amount of its appropriation for educational purposes through June 30, ~~1994~~1995.

The provisions of this act shall expire on January 1, ~~1995~~1996.

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