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HOUSE BILL NO. 988

Offered January 22, 1996

A BILL to amend and reenact the fourth enactment clauses of Chapters 152 and 811 of the 1995 Acts of Assembly, relating to the Workforce Transition Act of 1995.

Patrons—Hall, Cunningham, Jones, D.C. and McEachin; Senators: Benedetti, Lambert and Marsh

Referred to Committee on Appropriations

Be it enacted by the General Assembly of Virginia:**1. That the fourth enactment clause of Chapter 152 of the 1995 Acts of Assembly is amended and reenacted as follows:**

4. That the costs associated with an employee's resignation or retirement pursuant to the incentive programs established by the second or third enactment of this act shall be paid within twelve months following the date of the employee's resignation or retirement, or within such shorter period as may be required, by the agency with which the employee was employed. The costs shall be paid first from appropriations available to the agency. If such sums are insufficient, then, if the agency's governing authority (as defined in the fifth enactment of this act) certifies that the agency is unable to pay the costs when due from appropriations available to the agency without affecting the agency's ability to deliver essential services, aid to localities, or aid to individuals, the State Treasurer shall make a treasury loan to the agency to be used to finance the unsatisfied balance of the agency's obligations. Any such treasury loan shall be repaid by the agency in the following order: (i) first, from unexpended fund balances available to the agency; (ii) next, from the unexpended year-end balances, less mandated uses as set out in the Appropriations Act, of all other state agencies and institutions in the terminating agency's branch of government (i.e., judicial, legislative, or executive); and (iii) finally, from such appropriations as the General Assembly may provide for such purpose. In budgeting for the payment of these costs, the general fund shall bear its actual share of such costs. *The general fund shall bear the costs associated with the resignation or retirement, pursuant to the incentive programs established by the second or third enactments of this act, of any employee of a local health department which has a contract with the State Board of Health, pursuant to § 32.1-31, for the operation of the local health department.*

2. That the fourth enactment clause of Chapter 811 of the 1995 Acts of Assembly is amended and reenacted as follows:

4. That the costs associated with an employee's resignation or retirement pursuant to the incentive programs established by the second or third enactment of this act shall be paid within twelve months following the date of the employee's resignation or retirement, or within such shorter period as may be required, by the agency with which the employee was employed. The costs shall be paid first from appropriations available to the agency. If such sums are insufficient, then, if the agency's governing authority (as defined in the fifth enactment of this act) certifies that the agency is unable to pay the costs when due from appropriations available to the agency without affecting the agency's ability to deliver essential services, aid to localities, or aid to individuals, the State Treasurer shall make a treasury loan to the agency to be used to finance the unsatisfied balance of the agency's obligations. Any such treasury loan shall be repaid by the agency in the following order: (i) first, from unexpended fund balances available to the agency; (ii) next, from the unexpended year-end balances, less mandated uses as set out in the Appropriations Act, of all other state agencies and institutions in the terminating agency's branch of government (i.e., judicial, legislative, or executive); and (iii) finally, from such appropriations as the General Assembly may provide for such purpose. In budgeting for the payment of these costs, the general fund shall bear its actual share of such costs. *The general fund shall bear the costs associated with the resignation or retirement, pursuant to the incentive programs established by the second or third enactments of this act, of any employee of a local health department which has a contract with the State Board of Health, pursuant to § 32.1-31, for the operation of the local health department.*

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