

VIRGINIA ACTS OF ASSEMBLY -- 2016 RECONVENED SESSION

CHAPTER 759

An Act to authorize the Virginia Public Building Authority and the Virginia College Building Authority to issue bonds in an aggregate principal amount not to exceed \$2,235,432,677 plus certain costs to fund certain capital projects and to appropriate the proceeds of such bonds.

[H 1344]

Approved April 20, 2016

Be it enacted by the General Assembly of Virginia:

1. § 1. A. *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 following projects, including, without limitation, constructing, improving, furnishing, equipping, 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 \$426,818,771 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 General Assembly hereby appropriates the proceeds from any such bonds for the projects listed in this section. Debt service on projects contained in this section shall be provided from appropriations to the Treasury Board.*

<i>Agency Code</i>	<i>Institution/Agency</i>	<i>Project Title</i>
146	Science Museum of Virginia	Construct Parking Facility / Master Site Plan
199	Department of Conservation and Recreation	Renovate Walnut Valley Farm at Chippokes State Park
199	Department of Conservation and Recreation	Provide Various Utility/ADA Upgrades
199	Department of Conservation and Recreation	Construct Retaining Wall on Lover's Leap Trail at Natural Tunnel State Park
199	Department of Conservation and Recreation	Repair/Replace Trestles at New River Trail State Park
199	Department of Conservation and Recreation	Replace Existing Bulkheads at False Cape State Park
199	Department of Conservation and Recreation	Replace Bridge to Amphitheater at Hungry Mother State Park
199	Department of Conservation and Recreation	Complete Bridge Repair at Staunton River Battlefield State Park
199	Department of Conservation and Recreation	Construct Restroom at 64th Street Entrance at First Landing State Park
199	Department of Conservation and Recreation	Construct Restroom at Massie Gap in Grayson Highlands State Park
199	Department of Conservation and Recreation	Renovate Foster Falls Hotel at New River Trail State Park
199	Department of Conservation and Recreation	Construct Various Cabins at Pocahontas and Powhatan State Parks
199	Department of Conservation and Recreation	Renovate Various Cabins
199	Department of Conservation and Recreation	Renovate Various Campgrounds
199	Department of Conservation and Recreation	Construct Widewater Phase I
199	Department of Conservation and Recreation	Develop Clinch River State Park
203	Wilson Workforce and Rehabilitation Center	Renovate and Expand Anderson Vocational Training Building, Phase II
218	Virginia School for the Deaf and the Blind	Renovate Bradford Hall
238	Virginia Museum of Fine Arts	Replace Air Handling Units
239	Frontier Culture Museum	Construct Early American Industry Exhibit
425	Jamestown-Yorktown Foundation	Renovate Exhibits

720	Department of Behavioral Health and Developmental Services	Expand Western State Hospital	
720	Department of Behavioral Health and Developmental Services	Expand Sexually Violent Predator Facility	
777	Department of Juvenile Justice	Construct New Juvenile Correctional Center, Chesapeake	
778	Department of Forensic Science	Expand Central Forensic Laboratory and Office of the Chief Medical Examiner Facility	
799	Department of Corrections	Renovate Marion Correctional Center	
799	Department of Corrections	Replace Roofs—Red Onion and Wallens Ridge	
799	Department of Corrections	Replace Generators Statewide	
	Total		\$426,818,771

B. Funding for the planning phase of the project "Construct New Juvenile Correctional Center, Chesapeake," for the Department of Juvenile Justice may not be released until 30 days after the submission of the interim report of the task force required to be established by Item 415 of the 2016-2018 Appropriation Act (House Bill 30), enacted by the 2016 Session of the General Assembly.

§ 2. 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, equipping, acquiring, and renovating buildings, facilities, improvements, and land therefor, to exercise any and all powers granted to it by law in connection therewith; and to finance all or any portion of the cost thereof by the issuance of revenue bonds in a principal amount not to exceed \$1,351,813,906 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. Bonds of the Virginia College Building Authority issued to finance such projects may be sold and issued under the 21st Century College Program at the same time with other obligations of the Virginia College Building Authority as separate issues or as a combined issue. The Authority may pay all or any part of the cost of any project listed in this section 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. The General Assembly hereby appropriates the proceeds from any such bonds for the projects listed in this section. Debt service on projects contained in this section shall be provided from appropriations to the Treasury Board.

Agency Code	Institution/Agency	Project Title
204	The College of William and Mary	Construct Fine and Performing Arts Complex, Phases I & II
204	The College of William and Mary	Construct West Utilities Plant
207	University of Virginia	Renovate Gilmer Hall and Chemistry Building
208	Virginia Polytechnic Institute and State University	Renovate Holden Hall (Engineering)
208	Virginia Polytechnic Institute and State University	Construct VT Carilion Research Institute Biosciences Addition
208	Virginia Polytechnic Institute and State University	Construct Central Chiller Plant, Phase II
211	Virginia Military Institute	Renovate Preston Library
211	Virginia Military Institute	Post Infrastructure Improvements, Phase I, II, and III
211	Virginia Military Institute	Renovate Scott Shipp Hall
212	Virginia State University	Maintenance Reserve Supplement / Master Plan Update
213	Norfolk State University	Maintenance Reserve Supplement / Master Plan Update
214	Longwood University	Construct New Academic Building
214	Longwood University	Replace Steam Distribution System, Wheeler Mall
214	Longwood University	Construct Admissions Office
215	University of Mary Washington	Construct Jepsen Science Center Addition
215	University of Mary Washington	Renovate Seacobeck Hall
215	University of Mary Washington	Repair/Replace Underground Utilities
216	James Madison University	Construct New School of Business
216	James Madison University	Renovate Wilson Hall
217	Radford University	Renovate Curie and Reed Halls
221	Old Dominion University	Construct Chemistry Building

229	Virginia Cooperative Extension and Agricultural Experiment Station	Construct Livestock and Poultry Research Facilities, Phase I	
236	Virginia Commonwealth University	Construct School of Allied Health Professions Building	
236	Virginia Commonwealth University	Expand School of Engineering	
236	Virginia Commonwealth University	Construct Commonwealth Center for Advanced Logistics Systems (CCALS)	
242	Christopher Newport University	Construct and Renovate Fine Arts and Rehearsal Space	
242	Christopher Newport University	Construct Library, Phase II	
247	George Mason University	Renovate Robinson Hall and Harris Theater	
247	George Mason University	Construct Utilities Distribution Infrastructure	
260	Virginia Community College System	Renovate Seefeldt Academic Building / Replace Building Envelope, Woodbridge Campus, Northern Virginia	
260	Virginia Community College System	Renovate Bird Hall and Renovate / Expand Nicholas Center, Chester Campus, John Tyler	
260	Virginia Community College System	Renovate Howsmon/Colgan Building, Manassas Campus, Northern Virginia	
260	Virginia Community College System	Repair or Replace Major Mechanical Systems, Northern Virginia, New River and Mountain Empire	
260	Virginia Community College System	Construct Bioscience Building, Blue Ridge	
260	Virginia Community College System	Construct Academic Building, Fauquier Campus, Lord Fairfax	
260	Virginia Community College System	Replace Phase I Academic and Administration Building, Eastern Shore	
260	Virginia Community College System	Construct Student Service and Learning Resources Center, Christianna Campus, Southside Virginia	
260	Virginia Community College System	Improve Life Safety and Security, Systemwide, Phase I	
268	Virginia Institute of Marine Science	Replace Mechanical Systems and Repair Building Envelope of Chesapeake Bay Hall	
268	Virginia Institute of Marine Science	Construct Facilities Management Building	
274	Eastern Virginia Medical School	Construct New Education and Academic Administration Building	
274	Eastern Virginia Medical School	Renovate Hofheimer Hall	
274	Eastern Virginia Medical School	Renovate Lewis Hall	
935	Roanoke Higher Education Authority	Renovate and Expand Clinical Simulation Labs for Nursing	
937	Southern Virginia Higher Education Center	Replace Roof, HVAC, and Make Other Repairs	
948	Southwest Virginia Higher Education Center	Construct Service Corridor, Storage Area; Replace Generator	
	Total		\$1,351,813,906

2. § 1. That the Virginia Public Building Authority, pursuant to § 2.2-2264 of the Code of Virginia, or the Virginia College Building Authority pursuant to § 23-30.28 of the Code of Virginia, is authorized to issue revenue bonds in a principal amount not to exceed \$12,200,000 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 proceeds of such bonds shall be used to supplement the prior funding for the projects in this enactment. The General Assembly hereby appropriates the proceeds from any such bonds for the projects listed in this section. Debt service on projects contained in this section shall be provided from appropriations to the Treasury Board.

Agency Code	Institution/Agency	Project Title
238	Virginia Museum of Fine Arts	Renovate Robinson House
912	Department of Veterans Services	Expand Virginia War Memorial
425	Jamestown Yorktown Foundation	Yorktown Museum Generators (Supplement)

935 Roanoke Higher Education Renovate Claude Moore Building

Authority

Total

\$12,200,000

3. § 1. That the Virginia Public Building Authority, pursuant to § 2.2-2264 of the Code of Virginia, or the Virginia College Building Authority pursuant to § 23-30.28 of the Code of Virginia, is authorized to issue revenue bonds in a principal amount not to exceed \$15,600,000 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 to provide funds for equipment for the following projects for which funding for construction was previously provided, or to maintain existing operational capability. The General Assembly hereby appropriates the proceeds from any such bonds for the projects listed in this section. Debt service on projects contained in this section shall be provided from appropriations to the Treasury Board.

Agency Code	Institution/Agency	Project Title
146	Science Museum of Virginia	Construct Event Space (17974)
214	Longwood University	Construct Student Success Center (17982)
216	James Madison University	Renovate/ Addition Madison Hall (18085)
217	Radford University	Renovate Whitt Hall (18067)
236	Virginia Commonwealth University	Renovate Sanger Hall, Phase II (18070)
236	Virginia Commonwealth University	Renovate Raleigh Building (18071)
247	George Mason University	Construct Academic VII / Research III, Phase I (17999)
912	Department of Veterans Services	Expand Virginia War Memorial (18010)
238	Virginia Museum of Fine Arts	Art Conservation Laboratory
	Total	\$15,600,000

4. § 1. A. That beginning July 1, 2017, the following projects shall be funded for detailed planning from amounts in the Central Capital Planning Fund established under § 2.2-1520 of the Code of Virginia, and amounts are hereby appropriated from the Central Capital Planning Fund for such purposes as provided in this enactment.

Agency Code	Institution/Agency	Project Title
123	Department of Military Affairs	Renovate Roanoke Readiness Center
156	Department of State Police	Construct Division Six Headquarters
194	Department of General Services	Expand Consolidated Labs, 1st Floor
194	Department of General Services	Renovate Morson Row
204	The College of William and Mary	Construct Integrated Science Center, Phase IV
207	University of Virginia	Renovate Physics Building
207	University of Virginia	Renovate Alderman Library, Life Safety, Phase I
208	Virginia Polytechnic Institute and State University	Construct Undergraduate Lab Building
212	Virginia State University	Demolish / Replace Daniel Gym and Demolish Harris Hall
216	James Madison University	Renovate Jackson Hall
221	Old Dominion University	Construct Health Sciences Building
236	Virginia Commonwealth University	Construct STEM Class Lab Building
241	Richard Bland College	Construct Center for Innovation and Educational Development
246	University of Virginia's College at Wise	Renovate / Convert Wyllie Library
247	George Mason University	Improve Telecommunications Infrastructure
260	Virginia Community College System	Replace French Slaughter Building, Locust Grove, Germanna
260	Virginia Community College System	Renovate Diggs/Moore/Harrison Complex, Hampton, Thomas Nelson
260	Virginia Community College System	Construct Advanced Technical Training Center, Piedmont Virginia
260	Virginia Community College System	Renovate Amherst/Campbell Hall, Central Virginia
268	Virginia Institute of Marine Science	Replace Oyster Hatchery
777	Department of Juvenile Justice	Renovate or Construct Juvenile Correctional Center

B. Funding for detailed planning for the project "Renovate or Construct Juvenile Correctional Center" for the Department of Juvenile Justice may not be released until 30 days after the submission of the final report of the task force required to be established by Item 415 of the 2016-2018 Appropriation

Act (House Bill 30), enacted by the 2016 Session of the General Assembly, but not before July 1, 2017.

§ 2. In accordance with Chapter 15.1 (§ 2.2-1515 et seq.) of Title 2.2 of the Code of Virginia, each institution and agency shall submit its completed detailed planning documents to the Six-Year Capital Outlay Plan Advisory Committee for its review and recommendation.

§ 3. Each public college and university is authorized to use additional higher education operating nongeneral funds to move to working drawings for the projects listed in § 1.

§ 4. Each agency may utilize other nongeneral funds to move to working drawings for the projects authorized in § 1.

§ 5. Each agency or institution shall be reimbursed for all nongeneral funds used when the project is funded to move into the construction phase.

§ 6. In accordance with § 2.2-1520 of the Code of Virginia, the Director of the Department of Planning and Budget shall authorize the reimbursement of the Central Capital Planning Fund for the amounts provided for detailed planning when the project is funded to move into the construction phase.

§ 7. No planning documents pursuant to this enactment shall be submitted to the Governor or the General Assembly prior to July 1, 2018.

5. That pursuant to § 2.2-2263 of the Code of Virginia, the Virginia Public Building Authority is authorized to issue bonds in an aggregate amount not to exceed \$350,000,000 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 proceeds of such bonds shall be used to fund capital projects at Norfolk International Terminal. The General Assembly hereby appropriates the proceeds from any such bonds for the projects listed in this enactment. Debt service on projects contained in this enactment shall be provided from appropriations to the Treasury Board.

6. That pursuant to § 2.2-2263 of the Code of Virginia, the Virginia Public Building Authority is authorized to issue bonds in an aggregate amount not to exceed \$59,000,000 plus amounts to fund related issuance costs and other financing expenses. The proceeds of such bonds shall be provided to the Department of Environmental Quality to reimburse entities as provided in Chapter 21.1 (§ 10.1-2117 et seq.) of Title 10.1 of the Code of Virginia, considered as eligible Significant and Non-Significant Dischargers in the Chesapeake Bay watershed, for capital costs incurred for the design and installation of nutrient removal technology. Such reimbursements shall be in accordance with eligibility determinations made by the Department pursuant to the provisions of this enactment and Chapter 21.1 (§ 10.1-2117 et seq.) of Title 10.1 of the Code of Virginia. The Department of Environmental Quality shall submit cash flow requirements for this program to the Director of the Department of Planning and Budget and the State Treasurer. The cash flows shall indicate quarterly cash needs to the program's completion. The appropriations under this enactment are subject to the conditions in § 2-0 F of Chapter 665 of the Acts of Assembly of 2015, but are not subject to the other provisions of § 2-0, the provisions of 4-4.01 of Chapter 665 of the Acts of Assembly of 2015, or the provisions of § 2.2-1132 of the Code of Virginia. The General Assembly hereby appropriates the proceeds from any such bonds for the projects listed in this enactment. Debt service on projects contained in this enactment shall be provided from appropriations to the Treasury Board.

7. That pursuant to § 2.2-2263 of the Code of Virginia, the Virginia Public Building Authority is authorized to issue bonds in an aggregate amount not to exceed \$20,000,000 plus amounts to fund related issuance costs and other financing expenses. The proceeds of such bonds shall be deposited into the Stormwater Local Assistance Fund, established in Item 360 of Chapter 806 of the Acts of Assembly of 2013 and continued in paragraph C. 1. of Item 363 of Chapter 665 of the Acts of Assembly of 2015, and used by the Department of Environmental Quality to provide grants solely for capital projects consistent with the purpose of the Fund, including: (i) new stormwater best management practices; (ii) stormwater best management practice retrofits; (iii) stream restoration; (iv) low impact development projects; (v) buffer restoration; (vi) pond retrofits; and (vii) wetlands restoration. Such grants shall be in accordance with eligibility determinations made by the Department of Environmental Quality. The appropriations under this enactment are subject to the conditions in § 2-0 F of Chapter 665 of the Acts of Assembly of 2015, but are not subject to the other provisions of § 2-0, the provisions of 4-4.01 of Chapter 665 of the Acts of Assembly of 2015, or the provisions of § 2.2-1132 of the Code of Virginia. The General Assembly hereby appropriates the proceeds from any such bonds for the projects listed in this enactment. Debt service on projects contained in this enactment shall be provided from appropriations to the Treasury Board.

8. That the provisions of Item C-46.10 of Chapter 665 of the Acts of Assembly of 2015, as it relates to the Advanced Manufacturing Apprentice Academy Center and Regional Centers of Excellence, are hereby extended without change.

9. That out of the amounts authorized in Item C-43, D 1 of Chapter 665 of the Acts of Assembly of 2015, \$5,250,000 is designated and appropriated to renovate the Post Library as a visitor center for Fort Monroe.

10. That the appropriations for the capital projects authorized in §§ 1 and 2 of the first enactment

of this act are subject to the conditions in § 2-0 F of Chapter 665 of the Acts of Assembly of 2015. In addition, not more than a total aggregate principal amount of \$300 million in debt obligations shall be issued excluding refunding bonds in any fiscal year for such capital projects, provided, however, that if less than a total aggregate principal amount of \$300 million in debt obligations is incurred in any fiscal year for such capital projects, the unused amount may be added to any other subsequent fiscal year. Issuance of debt shall proceed so that the projected average annual debt service on all tax-supported debt over the 10-year horizon shall be in accordance with the guidelines established by the Debt Capacity Advisory Committee. The Six-Year Capital Outlay Plan Advisory Committee shall establish procedures to ensure compliance with the annual issuance limits and shall meet at least quarterly to review project progress. The Auditor of Public Accounts shall issue a report annually to the Governor, the Speaker of the House of Delegates, the President pro tempore of the Senate, and the Chairmen of the House Committee on Appropriations and the Senate Committee on Finance, regarding the adherence to the annual issuance limits.

11. That funding for the projects in the first and fourth enactments of this act shall not be released until the Governor approves a decision brief that directs the Department of General Services to proceed with all due speed with hazardous material abatement, demolition, and construction services to complete Commonwealth of Virginia construction project code 194-18081-001 having a project title: Capitol Complex Infrastructure and Security and a sub-project title: New Construction of General Assembly Building. All funds for all phases of the stated project code shall be released as necessary to the Department of General Services to execute each contract or contracts for the project pursuant to funding authorized in paragraph E. 1. of Item C-39.40 of Chapter 1 of the Acts of Assembly of 2014, Special Session I. A copy of such approved decision brief shall be provided to the Chairmen of the House Committee on Appropriations and Senate Committee on Finance. Beginning July 1, 2016, the Director of the Department of Planning and Budget and the Director of the Department of General Services shall report to the Chairmen of the House Committee on Appropriations and Senate Committee on Finance on a quarterly basis on the status of the completion of the General Assembly Building project. The Auditor of Public Accounts shall monitor any release of funding for the projects in the first and fourth enactments for compliance with the conditions of this enactment and report any noncompliance to the Chairmen of the House Committee on Appropriations and Senate Committee on Finance.