

Request to Amend House Bill 1800, as Introduced

Chief Patron: Cole M.

Item 1 #1h

Legislative Department

General Assembly of Virginia

Language

Language:

Page 6, line 19, after "day." insert:

"If the member attends meetings held electronically, then the member shall be compensated at a rate of no more than half of the amount designated in this paragraph for attending official meetings in-person."

Page 7, after line 36, insert:

"9. If a member of the General Assembly attends meetings or floor sessions held electronically during any regular or special session of the General Assembly, then the member shall be compensated at a rate of no more than half of the amount designated in applicable laws or rules for attending official meetings in-person."

Explanation:

(This amendment limits per diem compensation for members of the General Assembly when participating in meetings or floor sessions to no more than half of the compensation designated for in-person attendance.)

Chief Patron: Bulova

Item 1 #2h

Legislative Department

FY20-21

FY21-22

General Assembly of Virginia

\$0

\$22,400 GF

Language:

Page 4, line 5, strike "\$54,908,073" and insert "\$54,930,473".

Page 14, after line 14, insert:

"Z. Included within this appropriation is \$22,400 in the second year from the general fund for a joint subcommittee on campaign finance reform pursuant to the passage of House Joint Resolution 526 in the 2021 General Assembly Session."

Explanation:

(This amendment covers the per diem costs of a joint subcommittee to study comprehensive campaign finance reform and is contingent upon the passage of House Joint Resolution 526 during the 2021 General Assembly Session.)

Chief Patron: Wilt

Item 1 #3h

Legislative Department

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

General Assembly of Virginia \$0 \$22,400 GF

Language:

Page 4, line 5, strike "\$54,908,073" and insert "\$54,930,473".

Page 14, after line 14, insert:

"Z. Included within this appropriation is \$22,400 in the second year from the general fund for legislative participation in the K-12 Pandemic Remediation Task Force pursuant to the passage of legislation in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$22,400 from the general fund in the second year to cover the per diem costs of legislative participation in the K-12 Pandemic Remediation Task Force pursuant to the passage of legislation in the 2021 General Assembly Session.)

Chief Patron: Tyler

Item 1 #4h

Legislative Department

FY20-21

FY21-22

General Assembly of Virginia

\$14,200

\$0 GF

Language:

Page 4, line 5, strike "\$54,927,913" and insert "\$54,942,113".

Page 14, line 11, strike "\$19,840" and insert "\$34,040".

Explanation:

(This amendment provides additional funding to a committee of the House Committee on Health, Welfare and Institutions; the House Committee on Militia, Police and Public Safety; and the Senate Committee on Rehabilitation and Social Services to study staffing levels, employment conditions, and compensation at the Virginia Department of Corrections.)

Chief Patron: Guzman

Item 1 #5h

Legislative Department

FY20-21

FY21-22

General Assembly of Virginia

\$0

\$27,360 GF

Language:

Page 4, line 5, strike "\$54,908,073" and insert "\$54,935,433".

Page 14, after line 14, insert:

"Z. Included within this appropriation is \$27,360 in the second year from the general fund for a joint subcommittee on the efficacy of the Commonwealth's occupational licensing laws pursuant to the passage of legislation in the 2021 General Assembly Session."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment provides an additional \$27,360 from the general fund in the second year pursuant to the passage of legislation in the 2021 General Assembly Session to study the efficacy of the Commonwealth's occupational licensing laws.)

Chief Patron: Hope

Item 14 #1h

Legislative Department

Virginia Code Commission

Language

Language:

Page 19, line 33, before "The" insert "A."

Page 19, after line 39, insert:

"B. The Virginia Code Commission and the Virginia Disability Commission shall work together to determine whether the word "handicap" or "handicapped" should be removed from Virginia Code and be replaced with language that better reflects the individuality, equality, and dignity of people living with disabilities. The Commissions shall report their findings on or before December 1, 2021 and shall include recommendations for changes to the Virginia Code that reflects the individuality, equality, and dignity of people living with disabilities, including any fiscal impact related to such changes."

Explanation:

(This amendment directs Virginia Code Commission and the Virginia Disability Commission to review the word handicapped in the Code and offer a potential replacement to better reflects individuals with disabilities.)

Chief Patron: Hodges

Item 29 #1h

Legislative Department

FY20-21

FY21-22

Joint Commission on Health Care

\$0

\$5,000,000 GF

Language:

Page 25, line 40, strike "\$795,343" and insert "\$5,795,343".

Page 26, after line 27, insert:

"C. Out of the amounts in the item, \$5,000,000 in the second year from the general fund is provided to establish a Healthcare Workforce Innovation and Investment Fund to support regionally led and state coordinated innovations in healthcare workforce recruitment, education, and training. The Commission shall work with the Virginia Health Workforce Development Authority in administering the funds provided in this paragraph. Funds shall be used to facilitate high-impact healthcare workforce innovations and strategies while leveraging private

Request to Amend House Bill 1800, as Introduced

investment and promoting public-private partnerships. Priority areas for investment from funds provided in this paragraph include initiatives that: increase the number of Virginians pursuing foundational healthcare careers; expand clinical training opportunities; reform and accelerate career pathways for high demand healthcare workers; enhance retention of graduates from Virginia's medical schools and other health professions programs in the Commonwealth; and increase health career opportunities for marginalized populations, and improve health equity."

Explanation:

(This amendment creates the Healthcare Workforce Innovation and Investment Fund with \$5.0 million from the general fund in fiscal year 2022.)

Chief Patron: Hope

Item 29 #2h

Legislative Department

Joint Commission on Health Care

Language

Language:

Page 26, after line 27, insert:

"C. As part of the study of Health Insurance Affordability in the Individual Market authorized by the Joint Commission on Health Care (Commission) on December 15, 2020, the Commission shall study additional strategies Virginia can adopt that will help the state create a more stable individual health insurance marketplace and other health insurance options that can offer more affordable, comprehensive coverage and reduce the number of uninsured Virginians. In conducting its study, staff shall (i) review policy options being implemented in other states directed at stabilizing the individual marketplace; (ii) identify options that may make health coverage (including public programs such as Medicaid and FAMIS) more affordable and available to individuals regardless of income; (iii) assess the methods of achieving stability and affordability to maximize any federal funds that may be available to offset any increased costs; and (iv) determine, where possible, the impact of each option on the state, insurers, providers and consumers, including any unintended consequences. The Joint Commission on Health Care shall complete its analysis by December 1, 2021, report its findings to the Commission and the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee."

Explanation:

(This amendment provides additional direction to an ongoing study of the Study of Health Insurance Affordability in the Individual Market.)

Chief Patron: Hope

Item 29 #3h

Request to Amend House Bill 1800, as Introduced

Legislative Department

Joint Commission on Health Care

Language

Language:

Page 26, after line 27, insert:

"C. The Virginia Health Workforce Development Authority shall convene stakeholder work group to recommend ways to: (1) ensure greater access for those individuals with Limited English Proficiency (LEP) to obtain interpreter services; and (2) recommendations on the necessary training and qualifications for high-quality interpreter services in the health care setting, especially but not limited to, the specialized field of behavioral health."

Explanation:

(This amendment directs the Virginia Health Workforce Development Authority to examine ways to integrate interpreter services for those with Limited English Proficiency into health care settings.)

Chief Patron: Delaney

Item 31 #1h

Legislative Department

FY20-21

FY21-22

Virginia State Crime Commission

\$0

\$50,000 GF

Language:

Page 26, line 44, strike "\$1,341,968" and insert "\$1,391,968".

Explanation:

(This amendment provides additional resources for the Virginia State Crime Commission pursuant to House Joint Resolution 568, which directs the Commission to study girls who are victims of violence and involved in the juvenile justice system. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Price

Item 39 #1h

Judicial Department

FY20-21

FY21-22

Supreme Court

\$0

\$22,000,000 GF

Language:

Page 34, line 4, strike "\$41,962,568" and insert "\$63,962,568".

Explanation:

(This amendment provides \$22.0 million the second year for additional judgeships to reduce

Request to Amend House Bill 1800, as Introduced

delays in court cases. The amendment reflects a 20 percent increase to account for the increased number of judgeships and related staffing and operational costs associated with the increase in judgeships.)

Chief Patron: Hudson

Item 39 #3h

Judicial Department

FY20-21

FY21-22

Supreme Court

\$0

\$700,000 GF

Language:

Page 34, line 4, strike "\$41,962,568" and insert "\$42,662,568".

Explanation:

(This amendment provides \$700,000 the second year for the potential costs of House Bill 1895, which would prohibit the accrual of interest during the 180 days following the date of final judgement or for 180 days following the date of a defendant's release from incarceration. This amendment is a placeholder until a final fiscal impact statement for House Bill 1895 is produced.)

Chief Patron: Delaney

Item 39 #4h

Judicial Department

FY20-21

FY21-22

Supreme Court

\$0

\$50,000 GF

Language:

Page 34, line 4, strike "\$41,962,568" and insert "\$42,012,568".

Explanation:

(This amendment provides \$50,000 the second year for the potential costs of House Bill 2133, which would establish a process for victims of sex trafficking to petition the circuit court to have convictions of adjudications of delinquency for prostitution, solicitation of prostitution, and maintaining a bawdy place vacated so long as the conviction was a direct result of being sex trafficked. This is a placeholder amendment until a final fiscal impact statement for the bill is produced. This bill is a recommendation of the Virginia State Crime Commission. Corresponding placeholder amendments have been drafted to State Police and Department of Corrections Items.)

Chief Patron: Herring

Item 39 #5h

Judicial Department

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Supreme Court \$0 \$6,156,130 GF

Language:

Page 34, line 4, strike "\$41,962,568" and insert "\$48,118,698".

Page 36, after line 9, insert:

"P. Included in this appropriation is \$6,156,130 the second year for the implementation of an automatic expungement process for certain offenses."

Explanation:

(This amendment provides \$6.2 million the second year for the one-time information technology costs for the Office of the Executive Secretary of the Supreme Court to implement an automatic expungement process for certain offenses pursuant to legislation to be considered during the 2021 Session of the General Assembly. The bill, a recommendation of the Virginia State Crime Commission, would provide for a process of expungement of criminal records for certain convictions, deferred dispositions, acquittals, and for offenses that have been nolle prossed or otherwise dismissed. The bill would also provide for the automatic expungement of criminal records for charges arising from mistaken identity or the unauthorized use of identifying information. Companion amendments have been drafted to the State Police and Department of Corrections Items. This is a placeholder amendment until a final fiscal impact statement has been produced. In House Bill 1800 as introduced, Item 479, Paragraph U includes \$5.0 million the first year and \$20.0 million the second year to support legislation related to expungements of criminal records, including but not limited to automatic expungement of misdemeanor marijuana records.)

Chief Patron: Poindexter

Item 40 #1h

Judicial Department

FY20-21

FY21-22

Court of Appeals of Virginia

(\$235,419)
-34.00

(\$4,876,227) GF
-34.00 FTE

Language:

Page 36, line 24, strike "\$10,183,547" and insert "\$9,948,128".

Page 36, line 24, strike "\$15,460,379" and insert "\$10,584,152".

Page 36, strike lines 47 through 50.

Page 37, strike line 1.

Explanation:

(This amendment removes \$235,419 the first year and \$4,876,227 the second year and language associated with legislation to be considered during the 2021 Session of the General Assembly which would expand the jurisdiction of the Court of Appeals of Virginia to include by-right appeals in criminal and civil cases.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Scott

Item 41 #1h

Judicial Department

FY20-21

FY21-22

Circuit Courts

\$0

\$3,000,000

GF

Language:

Page 37, line 12, strike "\$112,595,520" and insert "\$115,595,520".

Explanation:

(This amendment provides \$3.0 million the second year from the general fund to provided to the Criminal Fund, to reflect the cost of provided counsel for the accused to be provided at their first court appearance, pursuant to legislation to be considered during the 2021 Session of the General Assembly. This amendment is a placeholder until a final fiscal impact statement for the legislation is provided.)

Chief Patron: Herring

Item 49 #1h

Judicial Department

FY20-21

FY21-22

Virginia Criminal Sentencing
Commission

\$0
0.00

\$333,200
2.00

GF
FTE

Language:

Page 43, line 45, strike "\$1,240,651" and insert "\$1,573,851".

Page 44, after line 25, insert:

"C. Out of the amounts appropriated in this item, \$333,200 the second year from the general fund for pre-trial process data collection and reporting."

Explanation:

(This amendment provides \$333,200 the second year from the general fund and two positions for the Virginia Criminal Sentencing Commission to undertake necessary data collection and reporting on pre-trial processes, pursuant to legislation to be considered by the 2021 Session of the General Assembly. This bill is a recommendation of the Virginia State Crime Commission.)

Chief Patron: Tran

Item 52 #2h

Executive Offices

Office of the Governor

Language

Language:

Page 47, after line 28, insert:

Request to Amend House Bill 1800, as Introduced

"G.1. The Chief Workforce Advisor shall add fossil fuel industry workers as a priority of service category for all Workforce Innovation and Opportunity Act (WIOA) programs. The Chief Workforce Advisor shall work with the U.S. Department of Labor to update the state's federally required WIOA combined state plan, and ensure the addition of this priority of service preference does not jeopardize federal funding for WIOA programs.

2. By May 31, 2023, the Chief Workforce Advisor will assess whether this priority of service for WIOA programs has increased the provision of workforce services to workers in the fossil fuel industry and helped them transition to new careers. Based on the results of this assessment, the Chief Workforce Advisor has the authority to decide whether to continue this priority of service beyond June 30, 2024 or during the update to the state's federally required WIOA combined state plan, which ever comes first."

Explanation:

(This amendment adds fossil fuel workers to the list of priority of service occupations under the Workforce Innovation and Opportunity Act (WIOA). Federal WIOA programs include: Title I Workforce Training Programs at the Virginia Community College System, Title II Adult Literacy Services at the Department of Education, Title III Job Match Services at the Virginia Employment Commission, and Title IV Vocational Rehabilitation Services in Health and Human Service Agencies.)

Chief Patron: Krizek

Item 52 #3h

Executive Offices

FY20-21

FY21-22

Office of the Governor

\$0

\$150,000

GF

0.00

1.00

FTE

Language:

Page 47, line 5, strike "\$6,772,269" and insert "\$6,922,269".

Page 47, after line 28, insert:

"G. Out of the appropriation for this item, \$150,000 in the first year from the general fund is provided to create a permanent position in the Governor's Office to lead the work of the Children's Cabinet."

Explanation:

(This amendment provides funding to support a permanent position within the Governor's Office staff the Children's Cabinet.)

Chief Patron: Tran

Item 52 #4h

Executive Offices

Request to Amend House Bill 1800, as Introduced

Office of the Governor

Language

Language:

Page 47, after line 28, insert:

"G. The Office of Diversity, Equity, and Inclusion shall develop recommendations to implement a language access policy for Virginia state government to ensure equitable access to state services for Virginians who are limited English proficient. The Office shall consult with relevant state agencies, organizations serving immigrants and refugees in Virginia, and applicable Virginia Advisory Boards. In developing the recommendations, the Office shall identify current practices in Virginia state agencies and best practices from other states and localities, assess applicable federal requirements, consider relevant data pertaining to Virginia's immigrant community, and identify a plan, including timeline, fiscal impact, and methods for making translated materials available to the public, that would be required for implementing a language access policy."

Explanation:

(This amendment directs the Office of Diversity, Equity, and Inclusion to develop recommendations to implement a language access policy for improved access to state services.)

Chief Patron: Tran

Item 52 #5h

Executive Offices

Office of the Governor

Language

Language:

Page 47, after line 28, insert:

"G. The Office of the Chief Workforce Advisor shall convene a workgroup that includes representatives from the Departments of Education, Social Services, Professional and Occupational Regulation, Health Professions; the Health Workforce Development Authority; Office of Diversity, Equity, and Inclusion; the Virginia Community College System; Commonwealth Catholic Charities, Catholic Charities; Migration and Refugee Services; International Rescue Committee; Church World Services; Lutheran Social Services; Ethiopian Development Council; NoVA Friends of Refugees; ReEstablish Richmond; local one-stop career centers that have experience serving refugees; an employer; and at least one refugee or special immigrant visa holder. The workgroup shall identify barriers that recent refugees in Virginia face to entering the workforce; assess participation in adult education and workforce training programs; compare, to the extent practicable, the current employment of recent refugees to that of their employment, including any occupational and professional credentials and academic degrees earned, prior to resettling in the United States; and identify the top occupations that recent refugees seek to work in in Virginia and make recommendations for addressing any barriers that prevent them from using their work experience gained outside of the United States to obtaining employment in these occupations in Virginia."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment directs the Chief Workforce Officer to convene a workgroup to study and offer recommendations to improve the participation of recent refugees in Virginia's workforce.)

Chief Patron: Bourne

Item 57 #1h

Executive Offices

FY20-21

FY21-22

Attorney General and Department of
Law

\$892,730
\$1,300,000
12.00

\$1,485,460 GF
\$2,600,000 NGF
12.00 FTE

Language:

Page 48, line 41, strike "\$37,133,302" and insert "\$39,326,032".

Page 48, line 42, strike "\$38,488,923" and insert "\$42,574,383".

Page 50, after line 20, insert:

"H. Out of this appropriation, \$892,730 in the first year and \$1,485,460 in the second year from the general fund and \$1,300,000 in the first year and \$2,600,000 in the second year from the nongeneral fund is provided to effectuate the provisions of legislation under consideration in the 2021 General Assembly session, which will create a civil cause of action for individuals whose rights are deprived by a law enforcement officer."

Explanation:

(This amendment provides additional resources for the Office of the Attorney General to cover costs related to ending qualified immunity for law enforcement officers pursuant to the passage of legislation in the 2021 General Assembly Session. This is a placeholder amendment until a final fiscal impact statement is produced. Placeholder amounts reflect costs included in the fiscal impact statement for a similar measure (House Bill 5013) considered in the 2020 Special Session I of the General Assembly.)

Chief Patron: VanValkenburg

Item 57 #2h

Executive Offices

FY20-21

FY21-22

Attorney General and Department of
Law

\$0
0.00

\$159,998 GF
1.00 FTE

Language:

Page 48, line 42, strike "\$38,488,923" and insert "\$38,648,921".

Page 50, after line 20, insert:

"H. Out of the amounts included in this item, \$159,988 in the second year from the general fund is provided for the Office of the Attorney General to preclear covered voting practices in

Request to Amend House Bill 1800, as Introduced

counties, cities, or towns that meet criteria established in the Code of Virginia."

Explanation:

(This amendment provides \$159,988 in the second year from the general fund and one position for the Office of the Attorney General pursuant to the passage of legislation related to the preclearance of voting practices in the 2021 General Assembly Session.)

Chief Patron: Hayes

Item 57 #3h

Executive Offices

FY20-21

FY21-22

Attorney General and Department of
Law

\$0

\$100,000

GF

Language:

Page 48, line 42, strike "\$38,488,923" and insert "\$38,588,923".

Page 50, after line 20, insert:

"H. Out of this appropriation, \$100,000 in the second year from the general fund is provided for start-up cost requiring the Office of the Attorney General to investigate data privacy violations pursuant to the passage of legislation in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$100,000 from the general fund in the second year in one-time funding to support start-up costs related to a passage of legislation during the 2021 General Assembly Session requiring the Office of the Attorney General to investigate data privacy violations. The current funding mechanism in the legislation as drafted uses proceeds from monetary penalties to fund investigations in future years.)

Chief Patron: Price

Item 57 #4h

Executive Offices

FY20-21

FY21-22

Attorney General and Department of
Law

\$75,322
1.00

\$150,644
1.00

GF
FTE

Language:

Page 48, line 41, strike "\$37,133,302" and insert "\$37,208,624".

Page 48, line 42, strike "\$38,488,923" and insert "\$38,639,567".

Page 50, after line 20, insert:

"H. Out of the amounts in this item, \$75,322 in the first year and \$150,644 in the second year from the general fund is provided to cover additional costs in implementing the Virginia Voting Rights Act pursuant to its passage in the 2021 General Assembly Session."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment provides additional support for the Office of the Attorney General (OAG) pursuant to the passage of the Virginia Voting Rights Act in the 2021 General Assembly Session that will provide protections for voters based on race, ethnicity, and language preference. This is a placeholder amendment until a final fiscal impact statement is produced. Placeholder amounts reflect the cost of one additional attorney at OAG.)

Chief Patron: Price

Item 61 #2h

Executive Offices

FY20-21

FY21-22

Attorney General and Department of
Law

\$75,322
1.00

\$150,644
1.00

GF
FTE

Language:

Page 51, line 1, strike "\$1,044,626" and insert "\$1,119,948".

Page 51, line 2, strike "\$1,427,335" and insert "\$1,577,979".

"A. Out of the amounts included in this item, \$75,332 in the first year and \$150,644 in the second year is provided pursuant to House Bill 1864 in the 2021 General Assembly Session to add domestic workers to the Virginia Human Rights Act."

Explanation:

(This amendment provides additional resources of the Office of the Attorney General (OAG) pursuant to the passage of House Bill 1864 during the 2021 General Assembly session, which would add domestic workers to the Virginia Human Rights Act, and include them in protections for workplace discrimination. This is a placeholder amendment until a final fiscal impact statement is produced. Placeholder amounts reflect the cost of one additional attorney at OAG.)

Chief Patron: Tran

Item 66 #1h

Administration

Secretary of Administration

Language

Language:

Page 55, after line 16, insert:

"A. The Secretariat of Administration will convene a workgroup to identify model telework policies that enable individuals with disabilities to participate in Virginia's workforce through telework. The workgroup shall include relevant state agencies, including one representative from the Office of the Chief Workforce Advisor, the Secretariat of Commerce and Labor, the Department of Deaf and Hard of Hearing, the Division of Rehabilitative Services, the Department of Blind and Visually Impaired, the Department of Labor and Industry, the Virginia Board for People with Disabilities, local workforce development offices with experience serving individuals with disabilities, community-based organizations that provide employment

Request to Amend House Bill 1800, as Introduced

services to individuals with disabilities, employers or employer associations, and an individual with disabilities. The model policies shall include best practices across a range of industries and identify relevant resources available to employers through the federal government or national organizations, and they shall be made available for all businesses in Virginia to access."

Explanation:

(This amendment directs the Secretary of Administration to convene a workgroup to identify models that support individuals with disabilities in teleworking.)

Chief Patron: Wright

Item 68 #1h

Administration

FY20-21

FY21-22

Compensation Board

\$0

\$1,466,578 GF

Language:

Page 55, line 45, strike "\$499,752,342" and insert "\$501,218,920".

Page 59, after line 15, insert:

"P. Notwithstanding the provisions of paragraph H. of Item 75 of this act, included in this appropriation is \$1,466,578 in the second year from the general fund to support new staffing associated with an increase in the rated operating capacity resulting from former expansions at the Piedmont Regional Jail that were not previously provided base staffing and related funding by the Compensation Board."

Explanation:

(This amendment provides funding for an additional 47 positions in fiscal year 2022 for the Piedmont Regional Jail, to staff a jail bed capacity of 93 not previously staffed by the Compensation Board, as the previous expansion projects were not approved through the former moratorium exception process, but the increased bed capacity has now been approved by the Board of Corrections. A companion amendment to Item 69 reduces funding currently provided for a partial exemption from the federal inmate cost recovery for which the Piedmont Regional Jail will no longer be eligible once full staffing for existing jail bed capacity is provided. A companion amendment to Item 75 provides respective additional positions in the position count, along with the technical conversion of 13 temporary positions to permanent.)

Chief Patron: Campbell R.

Item 68 #2h

Administration

FY20-21

FY21-22

Compensation Board

\$0

\$90,947,882 GF

Language:

Page 55, line 45, strike "\$499,752,342" and insert "\$590,700,224".

Request to Amend House Bill 1800, as Introduced

Page 59, after line 15, insert:

"P. 1 Included in the appropriation for this item, \$90,947,882 the second year from the general fund is provided for the following salary adjustments.

2. Effective July 1, 2021 the State Compensation Board shall increase the minimum starting salary for entry level grade 7 deputy sheriffs employed in sheriffs' offices and entry-level grade 7 regional jail officers employed in regional jails up to \$40,000.

3. Additionally, effective July 1, 2021, the Compensation Board shall establish a career progression program which provides an annual \$800 step increase, up to 25 years, contingent on a positive annual evaluation. Upon the creation of the career progression system all eligible sheriff's department/regional jail employees shall be moved to the step matching years of service within the progression program."

Explanation:

(This amendment provides \$90.9 million from the general fund in fiscal year 2022 to increase in the starting pay and implement a career progression program for deputy sheriffs and regional jail officers.)

Chief Patron: Tyler

Item 68 #3h

Administration

FY20-21

FY21-22

Compensation Board

\$0

\$1,466,578

GF

Language:

Page 55, line 45, strike "\$499,752,342" and insert "\$501,218,920".

Page 59, after line 15, insert:

"P. Notwithstanding the provisions of paragraph H. of Item 75 of this act, included in this appropriation is \$1,466,578 in the second year from the general fund to support new staffing associated with an increase in the rated operating capacity resulting from former expansions at the Piedmont Regional Jail that were not previously provided base staffing and related funding by the Compensation Board."

Explanation:

(This amendment provides funding for an additional 47 positions in fiscal year 2022 for the Piedmont Regional Jail, to staff a jail bed capacity of 93 not previously staffed by the Compensation Board, as the previous expansion projects were not approved through the former moratorium exception process, but the increased bed capacity has now been approved by the Board of Corrections. A companion amendment to Item 69 reduces funding currently provided for a partial exemption from the federal inmate cost recovery for which the Piedmont Regional Jail will no longer be eligible once full staffing for existing jail bed capacity is provided. A companion amendment to Item 75 provides respective additional positions in the position count,

Request to Amend House Bill 1800, as Introduced

along with the technical conversion of 13 temporary positions to permanent.)

Chief Patron: LaRock

Item 68 #4h

Administration

FY20-21

FY21-22

Compensation Board

\$8,004,052

\$9,805,897 GF

Language:

Page 55, line 45, strike "\$493,782,962" and insert "\$501,787,014".

Page 55, line 45, strike "\$499,752,342" and insert "\$509,558,239".

Explanation:

(This amendment provides \$8.0 million the first year and \$9.8 million the second year for a total of 258 additional deputy law enforcement positions for sheriffs' offices statewide, based upon population estimates and the provisions of § 15.2-1609.1, Code of Virginia.)

Chief Patron: Wright

Item 69 #1h

Administration

FY20-21

FY21-22

Compensation Board

\$0

(\$252,846) GF

Language:

Page 59, line 17, strike "\$56,649,386" and insert "\$56,396,540".

Page 59, line 21, strike "\$29,962,727" and insert "\$29,709,881".

Explanation:

(This amendment reduces funding currently provided for a partial exemption from the federal inmate cost recovery for which the Piedmont Regional Jail will no longer be eligible once full staffing for existing jail bed capacity is provided. A companion amendment to Item 68 provides funding for an additional 47 positions in fiscal year 2022 for the Piedmont Regional Jail, to staff a jail bed capacity of 93 not previously staffed by the Compensation Board, as the previous expansion projects were not approved through the former moratorium exception process, but the increased bed capacity has recently been approved by the Board of Corrections. A companion amendment to Item 75 provides respective additional positions in the position count, along with the technical conversion of 13 temporary positions to permanent.)

Chief Patron: Tyler

Item 69 #2h

Administration

FY20-21

FY21-22

Compensation Board

\$0

(\$252,846) GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 59, line 17, strike "\$56,649,386" and insert "\$56,396,540".
Page 59, line 21, strike "\$29,962,727" and insert "\$29,709,881".

Explanation:

(This amendment reduces funding currently provided for a partial exemption from the federal inmate cost recovery for which the Piedmont Regional Jail will no longer be eligible once full staffing for existing jail bed capacity is provided. A companion amendment to Item 68 provides funding for an additional 47 positions in fiscal year 2022 for the Piedmont Regional Jail, to staff a jail bed capacity of 93 not previously staffed by the Compensation Board, as the previous expansion projects were not approved through the former moratorium exception process, but the increased bed capacity has recently been approved by the Board of Corrections. A companion amendment to Item 75 provides respective additional positions in the position count, along with the technical conversion of 13 temporary positions to permanent.)

Chief Patron: Hope

Item 69 #3h

Administration

FY20-21

FY21-22

Compensation Board

\$0

\$10,621,759 GF

Language:

Page 59, line 17, strike "\$56,649,386" and insert "\$67,271,145".

Explanation:

(This amendment provides \$10.6 million the second year from the general fund to increase per diem payments for local-responsible and state-responsible inmates held in local and regional jails. The amount reflects the 18.75% increase in the Consumer Price Index since the current rates were set by the 2010 Session of the General Assembly. Jails are expected to incur significant costs in compliance with new standards for behavioral health and medical care that are in the process of being adopted the Board of Local and Regional Jails at the direction of the 2019 Session of the General Assembly.)

Chief Patron: Hudson

Item 73 #1h

Administration

FY20-21

FY21-22

Compensation Board

\$0

\$1,000,000 GF

Language:

Page 66, line 38, strike "\$59,131,556" and insert "\$60,131,556".
Page 69, after line 6, insert:

Request to Amend House Bill 1800, as Introduced

"O.1. The reports to the Governor and General Assembly by the State Compensation Board pursuant to § 19.2-349 section D, Code of Virginia related to fines, costs, forfeitures and penalties shall include data on the assessment and collection of fines, costs, forfeitures, and penalties and disaggregate the data by race, ethnicity, and gender, in addition to the information already required.

2. Out of the amounts in this item, \$1,000,000 in the second year from the general fund is provided to assist in the collection of additional data outlined in paragraph O.1. of this item."

Explanation:

(This amendment adds data elements to the reports required by § 19.2-349, section D, Code of Virginia. It provides an additional \$1.0 million in the second year from the general fund to support infrastructure upgrades in circuit court clerk's offices to collect the additional data.)

Chief Patron: Bulova

Item 74 #1h

Administration

Compensation Board

Language

Language:

Page 70, after line 14, insert:

"D. Notwithstanding the provisions of § 8.01-490, a treasurer, sheriff or other officer distraining or levying upon personal property may employ a licensed auctioneer or auction firm, as defined in § 54.1-600, to sell such property on behalf of the officer, and may transport such property to the site of an auction for such purpose, regardless whether the site is within or without the officer's county or city."

Explanation:

(This amendment clarifies that an officer (such as a treasurer or sheriff) who distrains or levies upon property (for instance, to satisfy delinquent taxes or a recorded judgment) may utilize an auctioneer or auction firm located outside the officer's jurisdiction to sell the property. This allowance may lead to cost efficiencies for the seller and the owner).

Chief Patron: Wright

Item 75 #1h

Administration

Compensation Board

Language

Language:

Page 70, line 46, strike "11,520" and insert "11,573".

Page 70, line 47, strike "808" and insert "815".

Request to Amend House Bill 1800, as Introduced

Page 71, line 3, strike “597” and insert “584”.

Explanation:

(This amendment provides positions in the position count table for an additional 40 corrections officers and 7 medical/treatment positions in fiscal year 2022, along with the technical conversion of 13 temporary corrections officer positions to permanent for the Piedmont Regional Jail, to staff a jail bed capacity of 93 not previously staffed by the Compensation Board, as the previous expansion projects were not approved through the former moratorium exception process, but the increased bed capacity has now been approved by the Board of Corrections. A companion amendment to Item 68 provides funding to support the allocation of these positions. A companion amendment to Item 69 reduces funding currently provided for a partial exemption from the federal inmate cost recovery for which the Piedmont Regional Jail will no longer be eligible once full staffing for existing jail bed capacity is provided.)

Chief Patron: Tyler

Item 75 #2h

Administration

Compensation Board

Language

Language:

Page 70, line 46, strike “11,520” and insert “11,573”.

Page 70, line 47, strike “808” and insert “815”.

Page 71, line 3, strike “597” and insert “584”.

Explanation:

(This amendment provides positions in the position count table for an additional 40 corrections officers and 7 medical/treatment positions in fiscal year 2022, along with the technical conversion of 13 temporary corrections officer positions to permanent for the Piedmont Regional Jail, to staff a jail bed capacity of 93 not previously staffed by the Compensation Board, as the previous expansion projects were not approved through the former moratorium exception process, but the increased bed capacity has now been approved by the Board of Corrections. A companion amendment to Item 68 provides funding to support the allocation of these positions. A companion amendment to Item 69 reduces funding currently provided for a partial exemption from the federal inmate cost recovery for which the Piedmont Regional Jail will no longer be eligible once full staffing for existing jail bed capacity is provided.)

Chief Patron: Austin

Item 78 #1h

Administration

Department of General Services

Language

Request to Amend House Bill 1800, as Introduced

Language:

Page 76, after line 34, insert:

"G. The provisions of § 2.2-4321.2, Code of Virginia, shall be become effective November 1, 2021. The Department shall convene a work group of construction industry professionals, local governments, colleges and others to develop standardized regulations for the provisions of § 2.2-4321.2, Code of Virginia, for all the state and local bodies, and tiered-higher education institutions. The Department of General Services shall enact these regulations on November 1, 2021. Notwithstanding any provision of law, Project Labor Agreements shall not be used on any construction projects below \$80 million until November 1, 2024."

Explanation:

(This amendment delays the enactment of Project Labor Agreements to November 1, 2021. It also requires the Department of General Services to create a work group to develop and enact standardized regulations for Project Labor Agreements by November 1, 2021. It also prohibits the use of Project Labor Agreements on construction projects below \$80 million until November 1, 2024.)

Chief Patron: Helmer

Item 78 #2h

Administration

FY20-21

FY21-22

Department of General Services

\$0

\$5,000,000

GF

Language:

Page 75, line 36, strike "\$66,599,778" and insert "\$71,599,778".

Explanation:

(This amendment provides an additional \$5.0 million in the second year from the general fund to support anticipated increases as a result of legislation under consideration by the 2021 General Assembly that establishes new design and construction standards for state buildings, which includes electric charging stations for fleet vehicles. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Helmer

Item 78 #3h

Administration

FY20-21

FY21-22

Department of General Services

\$0

\$500,000

GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 75, line 36, strike "\$66,599,778" and insert "\$67,099,778".

Explanation:

(This amendment provides \$500,000 in the second year from the general fund to support costs associated with changes to the Virginia Public Procurement Act pursuant to the passage of legislation in the 2021 General Assembly Session. The bill proposes to include a preference for energy-efficient and water-efficient goods. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Guzman

Item 83 #1h

Administration	FY20-21	FY21-22	
Department of Human Resource Management	\$0	\$20,000	GF

Language:

Page 80, line 4, strike "\$109,594,197" and insert "\$109,614,197".

Explanation:

(This amendment provides \$20,000 from the general fund in fiscal year 2022 pursuant to the enactment of House Bill 2140 of the 2021 General Assembly Session, which requires the DHRM to develop an alternative application process to support the hiring of individuals with a disabilities.)

Chief Patron: Ayala

Item 83 #2h

Administration	FY20-21	FY21-22	
Department of Human Resource Management	\$0	\$60,000	GF

Language:

Page 80, line 4, strike "\$109,594,197" and insert "\$109,654,197".

Explanation:

(This amendment provides \$60,000 from the general fund in fiscal year 2022 pursuant to the enactment of House Bill 1891 of the 2021 General Assembly Session, which requires the Department of Human Resource Management to develop an online training module addressing public health and safety, including health and safety during pandemics and requires that all state employees complete the training annually.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Guzman

Item 83 #3h

Administration	FY20-21	FY21-22	
Department of Human Resource Management	\$0 0.00	\$100,000 1.00	GF FTE

Language:

Page 80, line 4, strike "\$109,594,197" and insert "\$109,694,197".

Explanation:

(This amendment provides \$100,000 from the general fund and 1 FTE in fiscal year 2022 to provide administrative funding pursuant to the enactment of House Bill 2228 of the 2021 General Assembly Session, which designates carpal tunnel syndrome and other repetitive motion injuries as an injury by accident under the Workers Compensation Act. A companion amendment under Item 477 provides funding to support the impact of the legislation on the state's Workers Compensation Program.)

Chief Patron: Carter

Item 86 #1h

Administration	FY20-21	FY21-22	
Department of Elections	\$0	\$50,000	GF

Language:

Page 84, line 35, strike "\$16,823,166" and insert "\$16,873,166".

Page 85, after line 48, insert:

"K. Out of the amounts included in this item, \$50,000 in the second year from the general fund is provided to administer changes to Virginia's campaign finance laws pursuant to the passage of legislation in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$50,000 from the general fund in the second year for the Department of Elections to administer changes to Virginia's campaign finance laws pursuant to the passage of legislation by the 2021 General Assembly. The proposed bill will prohibit contributions from for-profit corporations, their PACs, and associated interest groups. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Lopez

Item 86 #2h

Administration	FY20-21	FY21-22	
Department of Elections	\$0	\$60,000	GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 84, line 35, strike "\$16,823,166" and insert "\$16,883,166".

Page 85, after line 48, insert:

"K. Out of the amounts included in this item, \$60,000 in the second year from the general fund is provided to modify the Virginia Election and Registration Information System (VERIS) pursuant to the passage of legislation in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$60,000 from the general fund in the second year for the Department of Elections to modify the Virginia Election and Registration Information System (VERIS) to allow for preregistration of voters 16 years or over and automatically include them on the electronic poll book when they turn 18. This is a one-time cost pursuant to the passage of legislation in the 2021 General Assembly Session. Amounts included in this amendment are from the fiscal impact statement of House Bill 215, 2020 General Assembly.)

Chief Patron: LaRock

Item 86 #3h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$1,000,000

GF

Language:

Page 84, line 35, strike "\$16,823,166" and insert "\$17,823,166".

Page 85, after line 48, insert:

"K.1. Notwithstanding the provisions of § 24.2.712, Code of Virginia, the governing body of each county or city must receive, count, and report results, of absentee ballots cast in the county or city by the voter's designated precinct.

2. Out of the amounts included in this item, \$1,000,000 in the second year from the general fund is provided for the Department of Elections to provide grants to offices of general registrars to assist with this policy change."

Explanation:

(This amendment provides \$1.0 million from the general fund in the second year to assist general registrars' offices with associated costs of requiring all absentee ballots be counted at the voter's designated precinct versus the locality's Central Absentee Precinct. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Price

Item 86 #4h

Administration

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Department of Elections \$50,000 \$50,000 GF

Language:

Page 84, line 36, strike "\$35,593,662" and insert "\$35,643,662".

Page 84, line 35, strike "\$16,823,166" and insert "\$16,873,166".

Page 85, after line 48, insert:

"K. Out of the amounts included in this item, \$50,000 in the first year and \$50,000 in the second year from the general fund is provided to support the creation of regulations for curbside voting pursuant to the passage of legislation in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$50,000 in each year of the biennium from the general fund to support costs at the Department of Elections related to the promulgation of regulations for curbside voting pursuant to the passage of legislation in the 2021 General Assembly Session. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Price

Item 86 #5h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$300,000 GF

Language:

Page 84, line 35, strike "\$16,823,166" and insert "\$17,123,166".

Page 85, after line 48, insert:

"K. Out of the amounts in this item, \$300,000 in the second year from the general fund is provided for voter outreach and education about new voting laws enacted during the 2020 General Assembly Session and 2021 General Assembly Session."

Explanation:

(This amendment provides \$300,000 in the second year from the general fund at the Department of Elections to support voter education and outreach efforts on new voting laws.)

Chief Patron: Samirah

Item 86 #6h

Administration

FY20-21

FY21-22

Department of Elections

\$9,375

\$0 GF

Language:

Page 84, line 36, strike "\$35,593,662" and insert "\$35,603,037".

Page 85, after line 48, insert:

"K. Out of the amounts included in this item, \$9,375 in the first year from the general fund is

Request to Amend House Bill 1800, as Introduced

provided to administer changes to Virginia's campaign finance laws pursuant to the passage of legislation in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$9,375 in the first year from the general fund to support one-time costs the Department of Elections (ELECT) to effectuate the provisions of House Bill 1756 pursuant to its passage in the 2021 General Assembly Session. The bill will prohibit campaign contributions from public service corporations, which will require changes to the state's campaign finance and reporting system managed by ELECT.)

Chief Patron: VanValkenburg

Item 86 #7h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$12,000,000 GF

Language:

Page 84, line 35, strike "\$16,823,166" and insert "\$28,823,166".

Page 85, after line 48, insert:

"K. Out of the amounts in this item, \$12,000,000 in the second year from the general fund is provided to help offices of general registrars in implementing potential changes to Virginia's absentee voting laws. The Commissioner of the Department of Elections shall distribute these funds directly to offices of general registrars based on population or need. General registrars may use grants received through the amounts provided in this paragraph for installation and security of absentee or mail drop-boxes, additional mailing or pre-paid postage costs, and absentee ballot curing."

Explanation:

(This amendment provides \$12 million in the second year from the general fund to provide grants to local offices of general registrars to help cover costs with potential changes to Virginia's absentee voting laws.)

Chief Patron: LaRock

Item 86 #8h

Administration

Department of Elections

Language

Language:

Page 85, after line 48, insert:

"K. Notwithstanding any provision of law, the Department of Elections shall validate the accuracy of voter registration rolls at least two times per year by matching names with death records, postal address changes, name, social security and date of birth records from other

Request to Amend House Bill 1800, as Introduced

states, and eliminate all addresses that cannot be confirmed as genuine, unique citizens eligible to vote in the Commonwealth of Virginia. In addition, the Department shall eliminate voter registration records with addresses identified as being without a valid residential unit from voter registration rolls during this data validation process.

L. Notwithstanding any provision of law, the Department of Elections, offices of general registrars, and any other election official are prohibited from using any funds appropriated in this act for ballot absentee drop boxes, counting absentee votes unless signature verification on the absentee ballot matches the signature on record, counting absentee ballots received after the date of election, or mailing unsolicited absentee ballots to voters."

Explanation:

(This amendment adds language outlining a process for the Department of Elections to sanitize voter registration rolls twice a year. It further prohibits the use of state dollars on select elections related activities.)

Chief Patron: Tyler

Item 87 #1h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$3,514,134 GF

Language:

Page 85, line 51, strike "\$6,275,378" and insert "\$9,789,512".

Page 87, after line 15, insert:

"C. Not withstanding the salaries listed in paragraph A. of this item, effective July 1, 2021 the annual salaries for general registrars shall be adjusted to equal the salaries for Local Treasurers as established under Item 74 of this act."

Explanation:

(This amendment provides \$3.5 million from the general fund the second year to increase the salary scale for general registrars to equal the salary scale for treasurers and restores the funding level for registrars and electoral boards to 100 percent of the cost.)

Chief Patron: Hurst

Item 87 #2h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$3,514,134 GF

Language:

Page 85, line 51, strike "\$6,275,378" and insert "\$9,789,512".

Page 87, after line 15, insert:

Request to Amend House Bill 1800, as Introduced

"C. Notwithstanding the salaries listed in paragraph A. of this item, effective July 1, 2021 the annual salaries for general registrars shall be adjusted to equal the salaries for Local Treasurers as established under Item 74 of this act."

Explanation:

(This amendment provides \$3.5 million from the general fund the second year to increase the salary scale for general registrars to equal the salary scale for treasurers and restores the funding level for registrars and electoral boards to 100 percent of the cost.)

Chief Patron: Tyler

Item 87 #3h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$2,534,575 GF

Language:

Page 85, line 51, strike "\$6,275,378" and insert "\$8,809,953".

Explanation:

(This amendment \$2.5 million from the general fund in funding to restore the full reimbursement for compensation for general registrars and electoral board members that was included in the budget as passed in March 2020, but unallotted in April and was not restored during the 2020 Special Session.)

Chief Patron: Tyler

Item 87 #4h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$5,704,958 GF

Language:

Page 85, line 51, strike "\$6,275,378" and insert "\$11,980,336".

Page 87, after line 15, insert:

"C. Notwithstanding the salaries listed in paragraph A. of this item, effective July 1, 2021 the annual salaries for general registrars shall be adjusted to equal the salaries for Local Treasurers as established under Item 74 of this act."

Explanation:

(This amendment provides \$5.7 million from the general fund the second year to restore the full reimbursement for compensation for general registrars and electoral board members that was included in the budget as passed in March 2020, but unallotted in April and increase the salary scale for general registrars to equal the salary scale for treasurers and restores the funding level for registrars and electoral boards to 100 percent of the cost.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Heretick

Item 87 #5h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$3,514,134 GF

Language:

Page 85, line 51, strike "\$6,275,378" and insert "\$9,789,512".

Page 87, after line 15, insert:

"C. Notwithstanding the salaries listed in paragraph A. of this item, effective July 1, 2021 the annual salaries for general registrars shall be adjusted to equal the salaries for Local Treasurers as established under Item 74 of this act."

Explanation:

(This amendment provides \$3.5 million from the general fund the second year to increase the salary scale for general registrars to equal the salary scale for treasurers and restores the funding level for registrars and electoral boards to 100 percent of the cost.)

Chief Patron: Brewer

Item 87 #6h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$3,514,134 GF

Language:

Page 85, line 51, strike "\$6,275,378" and insert "\$9,789,512".

Page 87, after line 15, insert:

"C. Notwithstanding the salaries listed in paragraph A. of this item, effective July 1, 2021 the annual salaries for general registrars shall be adjusted to equal the salaries for Local Treasurers as established under Item 74 of this act."

Explanation:

(This amendment provides \$3.5 million from the general fund the second year to increase the salary scale for general registrars to equal the salary scale for treasurers and restores the funding level for registrars and electoral boards to 100 percent of the cost.)

Chief Patron: Batten

Item 87 #7h

Administration

FY20-21

FY21-22

Department of Elections

\$0

\$3,514,134 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 85, line 51, strike "\$6,275,378" and insert "\$9,789,512".

Page 87, after line 15, insert:

"C. Notwithstanding the salaries listed in paragraph A. of this item, effective July 1, 2021 the annual salaries for general registrars shall be adjusted to equal the salaries for Local Treasurers as established under Item 74 of this act."

Explanation:

(This amendment provides \$3.5 million from the general fund the second year to increase the salary scale for general registrars to equal the salary scale for treasurers and restores the funding level for registrars and electoral boards to 100 percent of the cost.)

Chief Patron: Fariss

Item 87 #8h

Administration

FY20-21

FY21-22

Department of Elections

\$2,534,575

\$2,534,575

GF

Language:

Page 85, line 51, strike "\$6,275,378" and insert "\$8,809,953".

Page 85, line 51, strike "\$6,275,378" and insert "\$8,809,953".

Explanation:

(This amendment provides \$2.5 million from the general fund in each year to restore funding for the Department of Elections by the 2020 General Assembly, but was unallotted during the veto session in response to concerns about the expected decrease in revenues due to the pandemic. This funding was intended to ensure the Commonwealth pays 100 percent of the compensation of the registrars and electoral boards based on the compensation amounts listed in the Appropriation Act.)

Chief Patron: McQuinn

Item 97 #1h

Agriculture and Forestry

FY20-21

FY21-22

Department of Agriculture and
Consumer Services

\$4,750,000

\$0

GF

Language:

Page 94, line 41, strike "\$23,620,243" and insert "\$28,370,243".

Page 96, line 17, strike "\$1,125,000" and insert "\$6,000,000".

Explanation:

(This amendment increases the first year general fund appropriation for the Virginia Food Access Investment Program from \$1.25 million to \$6.0 million.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Gooditis

Item 97 #2h

Agriculture and Forestry

FY20-21

FY21-22

Department of Agriculture and
Consumer Services

\$0

\$2,000,000

GF

Language:

Page 94, line 41, strike "\$21,892,069" and insert "\$23,892,069".

Page 95, line 46, after "and" strike "\$250,000" and insert "\$2,250,000".

Explanation:

(This amendment provides an additional \$2.0 million the second year from the general fund to the Virginia Farmland Preservation Fund.)

Chief Patron: Bulova

Item 98 #1h

Agriculture and Forestry

FY20-21

FY21-22

Department of Agriculture and
Consumer Services

\$0

\$500,000

GF

0.00

2.00

FTE

Language:

Page 96, line 21, strike "\$1,233,692" and insert "\$1,733,692".

Page 96, after line 34, insert:

"C. Out of the amounts in this item, \$500,000 the second year from the general fund is provided for the Departments efforts to support the International Trade Plan."

Explanation:

(This amendment provides \$500,000 the second year from the general fund and two positions for the Virginia Department of Agriculture and Consumer Services to expand services for Virginia businesses in coordination with the Virginia Economic Development Partnership in implementing the Commonwealth's International Trade Plan. The International Trade Plan was developed by the VDEP Committee on International Trade. Corresponding amendments to VDEP provide related funding and positions.)

Chief Patron: Price

Item 98 #2h

Agriculture and Forestry

FY20-21

FY21-22

Department of Agriculture and
Consumer Services

\$0

\$500,000

GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 96, line 21, strike "\$1,233,692" and insert "\$1,733,692".

Page 96, after line 34, insert:

"C. Out of the amounts in this item, \$500,000 for the establishment and administration of a financial assistance program for Virginia agricultural workers. The Department shall distribute one-time grants to agricultural workers employed in the Commonwealth eligible to receive federal stimulus payments nor small business financial assistance. The Department shall establish guidelines for the administration of the program, including but not limited to the application process for the program, eligibility criteria, and the amount of financial awards made from the program."

Explanation:

(This amendment provides \$500,000 the second year from the general fund for the Department of Agriculture and Consumer Services to provide assistance to agricultural workers who do not qualify for federal stimulus or relief programs.)

Chief Patron: Guzman

Item 99 #1h

Agriculture and Forestry

FY20-21

FY21-22

Department of Agriculture and
Consumer Services

\$0

\$75,000 GF

Language:

Page 96, line 36, strike "\$4,385,658" and insert "\$4,460,658".

Page 96 line 51, after "and" strike "\$125,000" and insert "\$200,000".

Explanation:

(This amendment provides an additional \$75,000 the second year general funds for the Beehive Grant Fund. The Fund provides beehive equipment directly to eligible beekeepers.)

Chief Patron: Hope

Item 107 #1h

Agriculture and Forestry

Department of Forestry

Language

Language:

Page 101, after line 23, insert:

"M. The Department of Forestry shall convene a stakeholder work group for the purpose of developing and providing recommendations to state and local governments related to policies which encourage the conservation of mature trees and tree cover on sites being developed,

Request to Amend House Bill 1800, as Introduced

increase tree canopy cover in communities, and to encourage the planting of trees. The stakeholder work group shall also examine Virginia's existing enabling statutes and their use related to the preservation, planting, and replacement of trees during the land development process, including, but not limited to, § 15.2-960, § 15.2-961, § 15.2-961.1, and § 15.2-961.2, and recommend potential changes to those sections that would enhance the preservation, planting, and replacement of trees during the land development process and incentives for the preservation, planting, or replacement of trees during the land development process. The stakeholder work group shall be composed of representatives of the residential and commercial development and construction industries, agricultural and forestry industry representatives, professional environmental technical experts, representatives of local governments, and other affected parties who the Department of Forestry deems necessary. The Department shall provide a report detailing findings, recommendations, and draft legislation of the work group to the Chair of the House Agriculture, Chesapeake and Natural Resources and Senate Agriculture, Conservation and Natural Resources Committees no later than November 1, 2021, and shall include in the report recommendations for draft legislation to encourage the conservation of tree cover and mature trees, or the planting of trees."

Explanation:

(This amendment directs the Department of Forestry to convene a stakeholder workgroup to provide recommendations for policies which encourage increased tree cover in communities, and the preservation of mature trees and tree cover on sites being developed.)

Chief Patron: Carr

Item 111 #1h

Commerce and Trade

Secretary of Commerce and Trade

Language

Language:

Page 104, after line 47, insert:

"2. In making recommendations for its final September 2021 report, the workgroup shall examine the state's current competitive bid process, and offer potential recommendations for legislation in the 2022 General Assembly Session, that incentivizes positive business behavior by general contractors while at the same time ensuring the procurement process remains competitive for small and minority owned businesses. Additionally, the workgroup shall explore the model currently used by the Virginia Military Institute that requires subcontractors to get authorization prior to outsourcing any work on state contracts, and determine if this model can be deployed on all state capital construction contracts. The workgroup shall provide state fiscal impact estimates by fiscal year and fund source for any recommendation it makes to improve the state's public works contracting process for capital projects, including the concepts identified in this paragraph for further research."

Page 104, line 48, strike "2" and insert "3".

Page 105, line 8, strike "3" and insert "4".

Request to Amend House Bill 1800, as Introduced

Page 105, line 12, strike "April 15, 2021" and insert "September 1, 2021".

Page 105, after line 12, insert:

"F.1. The Secretary of Commerce and Trade, Secretary of Administration and the Chief Workforce Development Advisor shall work the Department of General Services and the Department of Taxation to establish a state government infrastructure to identify and investigate potential worker misclassification issues on large capital outlay construction contracts, as defined by the parties listed in this paragraph. The infrastructure shall include an initial resolution process for state procurement officers to work with the primary contractor, sub contractor, and employee to resolve any disputes. If the matter cannot be resolved with the initial step, it shall be referred to the Department of Taxation for formal investigation. Any state contractor found in violation of the state's worker misclassification law by the Department of Taxation shall be debarred from contracting with all public bodies under the provisions of § 58.1-1902 and § 2.2-4321, Code of Virginia.

2. The Secretary of Commerce and Trade, Secretary of Administration, the Chief Workforce Development Advisor, and the Department of General Services shall ensure any state employee who oversees large capital outlay construction projects, as defined by the parties listed in this paragraph, take an online or face to face course on national and state labor laws related to construction projects by July 1, 2023. The Secretary of Administration, the Chief Workforce Development Advisor, and the Department of General Services shall report to the Governor, Chairs of the House Appropriations Committee, and Senate Finance and Appropriations Committee ongoing costs to support this professional development training on or before September 1, 2021.

G.1. The Secretary of Commerce and Trade, Secretary of Administration, and the Chief Workforce Development Advisor shall convene an interagency taskforce to meet regularly to share data and examine enforcement strategies on worker misclassification and wage theft issues. The taskforce shall include representatives from the Department of Labor and Industry, the Department of Professional and Occupational Regulation, the Virginia Employment Commission, and the Virginia Worker's Compensation Commission. The taskforce may consider signing a data sharing agreement or Memorandum of Understanding to share information on employers who are currently being investigated or found guilty of unlawful business practices, such as wage theft and worker misclassification.

2. The taskforce shall advise the public works process workgroup in paragraph E.1. of this item on topics including the implementation status of Virginia's new labor laws on worker misclassification and wage theft, and other relevant ideas to preventing and enforcing wage theft and worker misclassification on state capital construction projects."

Explanation:

(This amendment extends the report deadline for the public works process workgroup from April 15, 2021 to September 1, 2021. It also establishes a process for the state to identify and resolve issues of worker misclassification on large capital outlay construction projects; an idea originating from the initial work of the public works process workgroup. It further establishes

Request to Amend House Bill 1800, as Introduced

an interagency taskforce to coordinate on the state's new worker misclassification and wage theft laws by sharing data and examining current enforcement strategies. The taskforce has the responsibility to examine worker misclassification and wage theft globally in the state, but it may inform the work of the public works process workgroup, whose scope remains more narrowly focused on remedies to address these issues in the state's capital construction process.)

Chief Patron: Jones J.C.

Item 112 #1h

Commerce and Trade

FY20-21

FY21-22

Economic Development Incentive
Payments

\$2,500,000

\$0 GF

Language:

Page 105, line 19, strike "\$70,491,733" and insert "\$72,991,733".

Page 107, after line 47, insert:

"O. Out of the appropriation in this item, \$2,500,000 in the first year from the general fund shall be provided to the Jamestown-Yorktown Foundation to establish a grant to support the activities of Sail250 Virginia, an event that will celebrate the 250th anniversary of America's independence through convening a flotillas of international ships and military vessels."

Explanation:

(This amendment provides \$2.5 million in the first year from the general fund to support the activities of Sail250 Virginia through the creation of a grant. Sail250 Virginia, scheduled for the Summer of 2026, is an official partner in a national maritime and military project to commemorate the 250th anniversary of America's independence. Along with the ports of New Orleans, Baltimore, Philadelphia, New York and Boston, one of the largest flotillas of international tall ships and military vessels from more than 50 nations will visit the United States to participate in this Semiquincentennial event.)

Chief Patron: Reid

Item 112 #2h

Commerce and Trade

FY20-21

FY21-22

Economic Development Incentive
Payments

\$0

\$2,000,000 GF

Language:

Page 105, line 19, strike "\$58,585,483" and insert "\$60,585,483".

Page 106, line 23, strike "\$3,000,000" and insert "\$5,000,000".

Explanation:

(This amendment provides an additional \$2.0 million from the general fund in the second year

Request to Amend House Bill 1800, as Introduced

to the Governor's Motion Picture Opportunity Fund.)

Chief Patron: Rush

Item 112 #3h

Commerce and Trade

FY20-21

FY21-22

Economic Development Incentive
Payments

\$15,000,000

\$0 GF

Language:

Page 105, line 19, strike "\$70,491,733" and insert "\$85,491,733".

Page 107, after line 47, insert:

"O. Out of the appropriation in this item, \$15,000,000 the first year from the general fund is provided to establish a competitive grant fund for overnight summer camps negatively impacted by the Covid-19 pandemic. Grants shall be administered by the Department of Housing and Community Development and awarded on a competitive basis."

Explanation:

(This amendment provides \$15 million from the general fund to establish a grant specific for overnight summer camps that were forced to close operations in 2020 due to the COVID-19 pandemic.)

Chief Patron: Krizek

Item 113 #2h

Commerce and Trade

FY20-21

FY21-22

Department of Housing and
Community Development

\$0
0.00

\$153,474 GF
1.00 FTE

Language:

Page 108, line 13, strike "\$181,360,089" and insert "\$181,513,563".

Page 110, after line 40, insert:

"K.1. Out of this amounts in this item, \$153,474 in the second year from the general fund is provided to create the Virginia Manufactured Home Park Registry.

2. The Department of Housing and Community Development shall collect a registration and registration fee, which shall not exceed \$100, from each owner of a manufactured home park in the Commonwealth of Virginia no later than December 31, 2021, and every twenty-four months thereafter. Manufactured home park shall be defined according to its definition in Virginia Code § 55.1-1300. The registration shall be submitted to the Department on a form that the Department creates and shall contain the following information:

a. Park information: Park name, Park street address, city/town, ZIP, Locality park is in (city or county), Number of occupied units in park - tenant-owned, Number of occupied units in park -

Request to Amend House Bill 1800, as Introduced

park-owned, Number of vacant units in park, Number of vacant lots in park, Number of pre-HUD code units built before 1976 (if known), Average monthly lot rent, Year established (if known), and Year purchased (by current owner).

b. Owner information: Park owner name (business or individual), Owner type (individual / corp / partnership / LLC / nonprofit / other), Telephone number, Street address, city/town, ZIP, and Email address.

c. Primary contact information (in case of emergency, basically): Primary contact name, Primary contact role (owner / manager / other), Telephone number, Street address, city/town, ZIP, and Email address.

3. The Department shall maintain a database of the information provided pursuant to this item to be known as the Virginia Manufactured Home Park Registry and make the database available to the public free of charge. All fees collected pursuant to this item shall be put toward the payment of costs associated with the Virginia Manufactured Home Park Registry."

Explanation:

(This amendment provides \$153,474 from the general fund in the second year to support the initial costs of establishing a manufactured home park registry. The funding provided here supports one full-time employee and IT costs related to creating the database. It is anticipated that \$30,000 would be raised from the collection of fees beginning in fiscal year 2023, and reduce general fund costs for the program in subsequent years.)

Chief Patron: Lopez

Item 113 #3h

Commerce and Trade

FY20-21

FY21-22

Department of Housing and
Community Development

\$9,300,000

\$15,000,000 GF

Language:

Page 108, line 13, strike "\$168,760,089" and insert "\$178,060,089".

Page 108, line 13, strike "\$181,360,089" and insert "\$196,360,089".

Page 109, line 5, strike "\$70,700,000" and insert "\$80,000,000".

Page 109, line 6, strike "\$55,000,000" and insert "\$80,000,000".

Explanation:

(This amendment adds \$9.3 million in the first year and \$15.0 million in the second year from the general fund for the Virginia Housing Trust Fund.)

Chief Patron: Price

Item 113 #4h

Request to Amend House Bill 1800, as Introduced

Commerce and Trade	FY20-21	FY21-22	
Department of Housing and Community Development	\$50,000	\$50,000	GF

Language:

Page 108, line 13, strike "\$168,760,089" and insert "\$168,810,089".

Page 108, line 13, strike "\$181,360,089" and insert "\$181,410,089".

Page 110, after line 40, insert:

"K. Out of the amounts in this item, \$50,000 in the first year and \$50,000 in the second year from the general fund is provided pursuant to the passage of legislation in the 2021 General Assembly Session that will allow a tenant to use their right of redemption more than once in a 12-month period."

Explanation:

(This amendment corresponds to legislation that would allow a tenant to use their right of redemption to prevent evictions more than once per 12-month period. There are no anticipated costs associated with the potential change to the Code, but this budget amendment is for unforeseen expenses in the absence of a Fiscal Impact Statement.)

Chief Patron: Guzman

Item 113 #5h

Commerce and Trade	FY20-21	FY21-22	
Department of Housing and Community Development	\$0	\$600,000	GF

Language:

Page 108, line 13, strike "\$181,360,089" and insert "\$181,960,089".

Page 110, after line 40, insert:

"K. Out of the amounts in this item, \$600,000 in the first year from the general fund is provided for the Department of Housing and Community Development to create a one-time grant program to assist current emergency shelter providers serving LGBTQ youth."

Explanation:

(This amendment provides \$600,000 in the second year from the general fund to establish a grant program for established emergency shelter providers specialized for LGBTQ youth to receive one-time funding to provide services. The amounts included in this amendment will provide one grant of \$28,500 per health planning district unless certain districts lack applicants for consideration.)

Chief Patron: Scott

Item 114 #1h

Request to Amend House Bill 1800, as Introduced

Commerce and Trade	FY20-21	FY21-22	
Department of Housing and Community Development	\$0	\$1,000,000	GF

Language:

Page 110, line 42, strike "\$128,538,362" and insert "\$129,538,362".
Page 112, line 32 strike "\$2,500,000" and insert "\$3,500,000".
Page 112, line 34, strike "each year" and insert:
"the first year and \$2,000,000 the second year."

Explanation:

(This amendment provides an additional \$1.0 million in the second year for the Virginia Removal or Rehabilitation of Derelict Structures Fund and designates \$2.0 million in the second year from this fund to support the removal, renovation or modernization of port-related buildings and facilities in the cities of Portsmouth, Norfolk, Newport News, Richmond, or Front Royal.)

Chief Patron: Bulova

Item 114 #2h

Commerce and Trade	FY20-21	FY21-22	
Department of Housing and Community Development	\$0	\$294,000	GF

Language:

Page 110, line 42, strike "\$128,538,362" and insert "\$128,832,362".
Page 111, line 11, strike "\$75,971" and insert "\$89,971".
Page 111, line 15, strike "\$75,971" and insert "\$89,971".
Page 111, line 20, strike "\$75,971" and insert "\$89,971".
Page 111, line 22, strike "\$75,971" and insert "\$89,971".
Page 111, line 24, strike "\$75,971" and insert "\$89,971".
Page 111, line 26, strike "\$75,971" and insert "\$89,971".
Page 111, line 28, strike "\$75,971" and insert "\$89,971".
Page 111, line 30, strike "\$151,943" and insert "\$165,943".
Page 111, line 32, strike "\$75,971" and insert "\$89,971".
Page 111, line 34, strike "\$75,971" and insert "\$89,971".
Page 111, line 36, strike "\$75,971" and insert "\$89,971".
Page 111, line 38, strike "\$75,971" and insert "\$89,971".
Page 111, line 40, strike "\$75,971" and insert "\$89,971".
Page 111, line 42, strike "\$75,971" and insert "\$89,971".
Page 111, line 44, strike "\$113,957" and insert "\$127,957".
Page 111, line 46, strike "\$75,971" and insert "\$89,971".

Request to Amend House Bill 1800, as Introduced

Page 112, line 1, strike "\$75,971" and insert "\$89,971".
Page 112, line 3, strike "\$75,971" and insert "\$89,971".
Page 112, line 5, strike "\$75,971" and insert "\$89,971".
Page 112, line 7, strike "\$75,971" and insert "\$89,971".
Page 112, line 9, strike "\$151,943" and insert "\$165,943".

Explanation:

(This amendment restores additional support for Virginia's Planning District Commissions.)

Chief Patron: Edmunds

Item 114 #3h

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 113, line 15, after "requirements;" strike "and".
Page 113, line 17, after "Department", strike "." and, insert:
"; and, (vi) allow for grants to be awarded to projects when there is a 50 percent or less service overlap with current providers providing access to speeds of at least 25/3 mbps within the project area."

Explanation:

(This amendment allows for grants from the Virginia Telecommunications Initiative to be awarded to projects where 50 percent or less of the project area overlaps with the networks of current service providers. Current program guidelines set this threshold at 10 percent.)

Chief Patron: Reid

Item 114 #4h

Commerce and Trade

FY20-21

FY21-22

Department of Housing and
Community Development

\$7,500,000
\$17,500,000
3.00

\$7,500,000 GF
\$17,500,000 NGF
3.00 FTE

Language:

Page 110, line 42, strike "\$129,138,362" and insert "\$154,138,362".
Page 110, line 42, strike "\$128,538,362" and insert "\$153,538,362".
Page 114, after line 46, insert:

“O.1. Out of the amounts provided in this appropriation, \$7,500,000 from the general fund and \$17,500,000 from the nongeneral fund in the first year and \$7,500,000 from the general fund and \$17,500,000 from the nongeneral fund in the second year shall be used to create a special, non-reverting Virginia Community Development Financial Institution (CDFI) Fund. This fund

Request to Amend House Bill 1800, as Introduced

shall be comprised of appropriations, grants and loans from federal, state and private sources, and other types of financial assistance, to provide capital through grants and loans to Virginia-based community development financial institutions (CDFIs), community development enterprises (CDE), or other such similar entities as permitted by law, whose primary purpose is to provide financing in the form of loans, grants or forgivable loans to small businesses or community revitalization real estate projects in Virginia.

2. The Department is hereby authorized to enter into a contractual agreement with an eligible CDFI or similar private entity to make grants and lending to small businesses adversely impacted by the COVID pandemic. An eligible qualifying CDFI shall be a community development bank, community development credit union, or other similar private entity that the Department finds is (i) established to conduct business legally within the Commonwealth; (ii) subject to oversight by federal or state financial institutions or insurance regulatory agencies, as appropriate; and (iii) eligible for certification by the U.S. Department of Treasury as a community development financial institution or other similar charter or principles which require support of small businesses.

3. The community development bank, community development credit union, or other similar organizations is intended to be a source of targeted lending and investment with the capacity to provide a high degree of leveraging for economic development and business support activities within communities throughout the Commonwealth. These activities may include loans and investments to start or expand small businesses, operating and working capital, property renovation or development, and financial services needed by adversely impacted small businesses. The entity may also provide services that help ensure that credit is used effectively, such as technical assistance to small businesses and credit counseling to consumers.

4. On or before December 1 of each year, the Department shall report to the Secretary of Commerce and Trade, the Governor, and the Chairs of the House Committee on Appropriations and the Senate Committee on Finance and Appropriations on such other matters regarding the CDFI Fund as the Department may deem appropriate, including the amount of funding committed to projects from the CDFI Fund, or other items as may be requested by any of the foregoing persons to whom such report is to be submitted."

Explanation:

(This amendment creates and capitalizes the Community Development Financial Institution Fund to provide grants and loans to community lending institutions that will deploy funds to support small business development and community revitalization efforts.)

Chief Patron: Lopez

Item 114 #5h

Commerce and Trade

FY20-21

FY21-22

Department of Housing and
Community Development

\$0

\$25,000 GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 110, line 42, strike "\$128,538,362" and insert "\$128,563,362".

Explanation:

(This amendment provides \$25,000 in the second year from the general fund to support Bridges to Independence that provides programming and services for low-income residents of Arlington during the COVID-19 pandemic.)

Chief Patron: Tyler

Item 114 #6h

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 113, after line 29, insert:

"5. Notwithstanding paragraphs L.1, and L.2. of this item, the Department shall establish a one-year pilot program in the second year in which public broadband authorities may apply directly for Virginia Telecommunications Initiative funds. The applications received by public broadband authorities under this pilot program would not require partnership with or an investment from the private sector. The department shall not make awards under the pilot program exceeding 10 percent of total second year funds appropriated in paragraph L.1. of this item."

Page 113, line 30, strike "5" and insert "6".

Explanation:

(This amendment creates a one-year pilot that will allow public broadband authorities to compete for funds from the Virginia Telecommunications Initiative program.)

Chief Patron: Mugler

Item 114 #7h

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 114, after line 46, insert:

"O. The Commission on Local Government will review the fiscal effects of mandatory property tax exemptions on the capacity of local governments to deliver essential services to the public. As part of the review, the Commission will ascertain the impact of the exemptions on property tax collections, the shift to and reliance on other local revenues to compensate for exempted

Request to Amend House Bill 1800, as Introduced

properties, the additional fiscal stress placed on non-exempted properties and non-exempted local taxpayers, and the ability of local governments to meet spending needs. In addition, the Commission will develop and include in its review potential recommendations to mitigate the fiscal impacts on local governments tied to these state tax exemption initiatives. The Commission will report its findings to the Governor, the Joint Subcommittee on Local Government Fiscal Stress, and the Chairs of the House Committee on Finance, and the House Committee on Appropriations and the Senate Committee on Finance and Appropriations by November 1, 2021."

Explanation:

(This amendment directs the Commission on Local Government to undertake a review of the effects of mandatory property tax exemptions on local government's revenues and services and recommend potential options for mitigating their fiscal impacts.)

Chief Patron: Hodges

Item 114 #8h

Commerce and Trade

FY20-21

FY21-22

Department of Housing and
Community Development

\$100,000

\$20,000 GF

Language:

Page 110, line 42, strike "\$129,138,362" and insert "\$129,238,362".

Page 110, line 42, strike "\$128,538,362" and insert "\$128,558,362".

Page 114, after line 46, insert:

"O. Of the amounts in this item, \$100,000 in the first year and \$20,000 in the second year from the general fund shall be provided to the Middle Peninsula Planning District Commission for the purpose of designing and constructing a pilot elevated septic system to enhance commercial development opportunities in rural coastal Virginia. The department will monitor its ability to protect public health and as a potential strategy for resiliency of recurrent tidal flooding."

Explanation:

(This amendment provides \$120,000 over the biennium from the general fund to fund an elevated specific system pilot program at the Middle Peninsula Planning District Commission. Septic systems in coastal Virginia suffer from a constant threat of sea level rise, storm surges, and chronic flooding which can cause catastrophic failures of in ground septic systems due to water inundation.)

Chief Patron: Runion

Item 114 #9h

Commerce and Trade

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Department of Housing and Community Development	\$0	\$500,000	GF
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Language:

Page 110, line 42, strike "\$128,538,362" and insert "\$129,038,362".

Page 114, after line 46, insert:

"O. Out of the amounts in this item, \$500,000 in the second year from the general fund is provided for the Department to establish a pilot program to expand broadband service to areas of the state without access to download speeds of 1.5 mpbs and the number of serviceable units is at least 10 but less than 25."

Explanation:

(This amendment establishes a new pilot program at the Department of Housing and Community Development focused on extending internet access through small projects.)

Chief Patron: Hurst

Item 114 #10h

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 113, line 2, after "private sector" insert:

", public utility, non-profit organization, public authority, or local government".

Page 113, line 8, strike "the private sector" and insert:

"an eligible party cited in paragraph L.1 of this item".

Page 113, line 11, strike "the private sector" and insert:

"any eligible party".

Page 113, line 15, strike "the private sector partner" and insert:

"the eligible party".

Explanation:

(This amendment would enable a broadband authority, or other public body, or non-profit organization to be eligible to receive Virginia Telecommunication Initiative (VATI) funds and also be the broadband service provider.)

Chief Patron: Aird

Item 114 #11h

Commerce and Trade

FY20-21

FY21-22

Department of Housing and
Community Development

\$0

\$10,000,000 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 110, line 42, strike "\$128,538,362" and insert "\$138,538,362".

Page 114, after line 46, insert:

"O. Out of the amounts in this item, \$10,000,000 the second year from the general fund shall be provided to the City of Petersburg for expenses incurred from the installation of a water tank and associated infrastructure at a chemical plant complex in the city. The water tank and associated infrastructure shall be adequate to ensure the water pressure can support the minimum fire protection and manufacturing needs of a regional pharmaceutical manufacturing cluster. Disbursement of these funds are contingent upon the City of Petersburg executing a loan through the Department of Environmental Quality's Virginia Clean Water Revolving Loan Fund to address sewer improvements at the chemical plant complex. The amount of the loan shall be sufficient to provide water and sewer improvements necessary to sustain a regional pharmaceutical manufacturing cluster, including the construction of a pump station that will substantially increase sewer capacity."

Explanation:

(This amendment provides \$10.0 million in the second year from the general fund to improve a chemical plant complex located in the City of Petersburg; the plant has substantial chemical manufacturing infrastructure that requires a significant upgrade to the water and sewer utilities, once these improvements are made, the plant will be able to serve as the centerpiece of a regional pharmaceutical manufacturing cluster.)

Chief Patron: O'Quinn

Item 114 #12h

Commerce and Trade

FY20-21

FY21-22

Department of Housing and
Community Development

\$0

\$500,000 GF

Language:

Page 110, line 42, strike "\$128,538,362" and insert "\$129,038,362".

Page 114, after line 46, insert:

"O. Out of the amounts in this item, \$500,000 in the second year from the general fund is provided to support the creation of a statewide broadband map pursuant to the passage of legislation in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$500,000 to the Chief Broadband Advisor and the Department of Housing and Community Development to develop a statewide broadband map pursuant to the passage of legislation during the 2021 General Assembly Session. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Jones J.C.

Item 114 #13h

Request to Amend House Bill 1800, as Introduced

Commerce and Trade	FY20-21	FY21-22	
Department of Housing and Community Development	\$50,000	\$50,000	GF

Language:

Page 110, line 42, strike "\$129,138,362" and insert "\$129,188,362".
Page 110, line 42, strike "\$128,538,362" and insert "\$128,588,362".

Explanation:

(This amendment provides \$50,000 in each year from the general fund for the Department of Housing and Community Development's Commission on Local Government related to any costs associated with legislation in the 2021 General Assembly session to amending local siting agreements of solar and energy storage projects. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Reid Item 114 #14h

Commerce and Trade

Department of Housing and Community Development Language

Language:

Page 113, line 15, after "require" insert "a minimum".
Page 113, line 15, after "partner" insert: "of 35 percent of the total grant request".
Page 113, line 15, strike "in the project".
Page 113, line 16, after "fund," strike remainder of the line.
Page 113, line 17, strike "Department".

Explanation:

(This amendment requires a private sector partner to provide a minimum match of 35 percent of the total grant request in order to receive funding from the Virginia Telecommunications Initiative. Current program guidelines set the match requirement at ten percent.)

Chief Patron: Price Item 115 #1h

Commerce and Trade	FY20-21	FY21-22	
Department of Housing and Community Development	\$250,000	\$250,000	GF

Language:

Page 114, line 48, strike "\$14,789,114" and insert "\$15,039,114".

Request to Amend House Bill 1800, as Introduced

Page 114, line 48, strike "\$14,789,114" and insert "\$15,039,114".
Page 114, line 55, strike "\$14,500,000" and insert "\$14,750,000".
Page 114, line 56, strike "\$14,500,000" and insert "\$14,750,000".

Explanation:

(This amendment restores \$250,000 in each year from the general fund for an increase to the Enterprise Zone grant program to help avoid grant proration of real estate awards from the program.)

Chief Patron: Samirah

Item 116 #1h

Commerce and Trade

FY20-21

FY21-22

Department of Housing and
Community Development

\$50,000

\$0 GF

Language:

Page 115, line 21, strike "\$2,981,943" and insert "\$3,031,943".

Explanation:

(This amendment provides \$50,000 in the first year from the general fund for associated costs related House Bill 2052 under consideration by the 2021 General Assembly, regarding the regulation and development of accessory dwelling units on single-family dwelling lots. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Simonds

Item 119 #1h

Commerce and Trade

FY20-21

FY21-22

Department of Labor and Industry

\$0

\$15,000 GF

Language:

Page 116, line 9, strike "\$2,542,650" and insert "\$2,557,650".

Page 116, after line 13, insert:

"A. Out of the amounts in this item, \$15,000 in the second year from the general fund is provided pursuant to the passage of legislation in the 2021 General Assembly Session that requires the Department to study the future needs of apprenticeship program training."

Explanation:

(This amendment provides \$15,000 in the second year from the general fund to effectuate the provisions of legislation under consideration by the 2021 General Assembly that would require the Department of Labor and Industry to study the future needs of apprenticeship program training. This a placeholder amendment until a final impact statement is produced.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Carter

Item 120 #1h

Commerce and Trade

FY20-21

FY21-22

Department of Labor and Industry

\$0

\$50,000

GF

Language:

Page 116, line 14, strike "\$2,520,193" and insert "\$2,570,193".

Page 117, after line 8, insert:

"C. Out of the amounts in this item, \$50,000 in the second year from the general fund is provided pursuant to the passage of House Bill 1755 in the 2021 General Assembly Session."

Explanation:

(This amendment provides an additional \$50,000 from the general fund in the second year for the Department of Labor and Industry to administer House Bill 1755, which would repeal Virginia's Right to Work law. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Krizek

Item 120 #2h

Commerce and Trade

FY20-21

FY21-22

Department of Labor and Industry

\$0

\$204,272

GF

0.00

2.00

FTE

Language:

Page 116, line 14, strike "\$2,520,193" and insert "\$2,724,465".

Page 116, line 18, strike "\$1,343,732" and insert "\$1,548,004".

Page 116, line 21, strike "ten" and insert "twelve".

Explanation:

(This amendment provides \$204,272 in the second year from the general fund and two positions to the Department of Labor and Industry's Wage Enforcement Division.)

Chief Patron: Helmer

Item 120 #3h

Commerce and Trade

FY20-21

FY21-22

Department of Labor and Industry

\$0

\$50,000

GF

Language:

Page 116, line 14, strike "\$2,520,193" and insert "\$2,570,193".

Request to Amend House Bill 1800, as Introduced

Page 117, after line 8, insert:

"C. Out of the amounts in this item, \$50,000 in the second year from the general fund is provided to support costs related to the enforcement of House Bill 1862 to its passage in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$50,000 in the second year from the general fund to support additional costs at the Department of Labor and Industry pursuant to the passage of House Bill 1862 in the 2021 General Assembly. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Guzman

Item 120 #4h

Commerce and Trade

FY20-21

FY21-22

Department of Labor and Industry

\$0
0.00

\$200,000 GF
2.00 FTE

Language:

Page 116, line 14, strike "\$2,520,193" and insert "\$2,720,193".

Page 117, after line 8, insert:

"C. Out of the amounts in this item, \$200,000 in the second year from the general fund is provided pursuant the passage of a paid sick leave bill for essential workers in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$200,000 in each year from the general fund and two positions pursuant to the passage legislation in the 2021 General Assembly session, which requires employers of essential workers to provide paid sick leave.)

Chief Patron: Guzman

Item 124 #1h

Commerce and Trade

FY20-21

FY21-22

Department of Mines, Minerals and
Energy

\$0

\$500,000 GF

Language:

Page 118, line 2, strike "\$29,447,002" and insert "\$29,947,002".

Page 118, after line 42, insert:

"G. Out of this appropriation, \$500,000 the second year from the general fund to study the health and environmental impacts of the mining of gold."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment provides \$500,000 the second year from the general fund for the Department of Mines, Minerals, and Energy to study the health and environmental impacts of mining gold, pursuant to House Bill 2228 considered during the 2021 Session of the General Assembly. This is a placeholder amendment until a final fiscal impact statement for the bill is produced.)

Chief Patron: Reid

Item 125 #1h

Commerce and Trade

FY20-21

FY21-22

Department of Mines, Minerals and Energy

\$5,000,000

\$0 GF

Language:

Page 118, line 44, strike "\$3,689,051" and insert "\$8,689,051".

Explanation:

(This amendment provides \$5.0 million the first year from the general fund for the establishment of the Electronic Vehicle Rebate Program, pursuant to legislation to be considered during the 2021 Session of the General Assembly. The program would provide the purchaser or lessor of an electric vehicle a \$2,500 rebate at the time of purchase, with an additional \$2,000 rebate provided to individuals with a household income of 300 percent or less of the federal poverty level. Motor vehicle dealers would be reimbursed for the amount of the rebate. Funds would be allocated from the sunset of the Coal Employment Production Incentive Tax Credit and the Coalfield Employment Enhancement Tax Credit. The program would expire on July 1, 2026.)

Chief Patron: Jones J.C.

Item 125 #2h

Commerce and Trade

FY20-21

FY21-22

Department of Mines, Minerals and Energy

\$0

\$50,000 GF

Language:

Page 118, line 45, strike "\$4,226,173" and insert "\$4,276,173".

Explanation:

(This amendment provides \$50,000 the second year from the general fund to expand DMME's shared solar program. This amendment is a placeholder until a final fiscal impact statement for the draft legislation is produced.)

Chief Patron: Rasoul

Item 125 #3h

Request to Amend House Bill 1800, as Introduced

Commerce and Trade	FY20-21	FY21-22	
Department of Mines, Minerals and Energy	\$1,000,000	\$1,000,000	GF

Language:

Page 118, line 44, strike "\$3,689,051" and insert "\$4,689,051".

Page 118, line 45, strike "\$4,226,173" and insert "\$5,226,173".

Page 119, after line 42, insert:

"G. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year from the general fund shall provided for the costs of implementing the Green New Deal."

Explanation:

(This amendment provides \$1.0 million each year from the general fund for the costs of implemented the Green New Deal, pursuant to legislation to be considered by the 2021 Session of the General Assembly. This amendment is a placeholder until a final fiscal impact for the introduced legislation is produced.)

Chief Patron: Rasoul

Item 125 #4h

Commerce and Trade	FY20-21	FY21-22	
Department of Mines, Minerals and Energy	\$0	\$1,000,000	NGF

Language:

Page 118, line 45, strike "\$4,226,173" and insert "\$5,226,173".

Page 119, after line 23, insert:

"E. Out of this appropriation, \$1,000,000 from nongeneral funds is provided for administration of the Transitioning Workers Fund."

Explanation:

(This amendment provides \$1.0 million from the non general fund the second year for administration of the Transitioning Workers Fund, pursuant to legislation to be considered by the 2021 General Assembly which would establish the Fund from 20 percent of revenues received from the Green New Deal Act in order provide training and assistance to individuals and communities affected by the transition away from fossil fuel industries. This is a placeholder amendment until a final fiscal impact statement for the bill can be produced.)

Chief Patron: Reid

Item 125 #5h

Commerce and Trade

Request to Amend House Bill 1800, as Introduced

Department of Mines, Minerals and Energy

Language

Language:

Page 119, after line 23, insert:

"E. The Department of Mines, Minerals, and Energy (DMME) shall establish a work group to determine the feasibility and approach of creating a Virginia R-PACE program. The R-PACE work group shall assess the status and readiness of Federal regulations to support an R-PACE program; determine market interest, size, and potential volume for Virginia R-PACE program; recommend draft legislation to facilitate program implementation and administration; and develop draft guidelines governing R-PACE loans in Virginia. DMME shall at least include the following stakeholders: the Virginia PACE Authority; the Virginia Bankers Association and other mortgage originators; the Virginia Realtors Association; PACE capital financing institution representative; solar energy contractor; and a representative of the homebuilding industry representative. Additionally, the R-PACE Work Group shall solicit and evaluate written public comments. The Department shall provide a report detailing its findings and recommendations to the Chairs of the House Appropriations and Senate Finance Committees no later than December 1, 2021."

Explanation:

(This amendment directs the Department of Mines, Minerals, and Energy to establish a work group to assess the feasibility of creating a Virginia Residential Property-Assessed Clean Energy (R-PACE) Program.)

Chief Patron: Jones J.C.

Item 127 #1h

Commerce and Trade

FY20-21

FY21-22

Department of Professional and
Occupational Regulation

\$50,000

\$50,000 NGF

Language:

Page 119, line 48, strike "\$25,028,025" and insert "\$25,078,025".

Page 119, line 48, strike "\$25,026,017" and insert "\$25,076,017".

Explanation:

(This amendment provides \$50,000 in each year from the nongeneral fund for the Department of Professional and Occupational Regulation to cover any anticipated costs with creating an exemption for the certification of elevator mechanics or accessibility mechanics through the passage of legislation in the 2021 General Assembly Session. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Askew

Item 127 #2h

Request to Amend House Bill 1800, as Introduced

Commerce and Trade	FY20-21	FY21-22
Department of Professional and Occupational Regulation	\$0	\$100,000 NGF

Language:

Page 119, line 47, strike "\$25,026,017" and insert "\$25,126,017".

Explanation:

(This amendment provides \$100,000 in the second year from the nongeneral fund for any cost increases experienced by the Real Estate Board pursuant to the passage of House Bill 1824 in the 2021 General Assembly Session. The proposed bill requires disclosure of mold prior to the sale of residential buildings.)

Chief Patron: Samirah Item 127 #3h

Commerce and Trade	FY20-21	FY21-22
Department of Professional and Occupational Regulation	\$50,000	\$0 NGF

Language:

Page 119, line 48, strike "\$25,028,025" and insert "\$25,078,025".

Explanation:

(This amendment provides \$50,000 in the first year from the nongeneral fund to cover any costs for the Real Estate Board to effectuate the provisions of House Bill 2033 under consideration by the 2021 General Assembly that would require real estate agents and real estate websites to provide potential buyers with information on the schools zoned for the home, including links to the schools' websites.)

Chief Patron: Wilt Item 128 #1h

Commerce and Trade	Language
Department of Small Business and Supplier Diversity	

Language:

Page 121, line 29, strike "s B.1. and".

Page 121, after line 37, insert:

"3. In administering the funds allocated in B.2. of Item 479.10 of this act for the Rebuild Virginia program, in paragraph C.1. of this item, or any additional federal or state funding designated for small business, the Department shall give priority to businesses or non-profits

Request to Amend House Bill 1800, as Introduced

that applied for Rebuild Virginia funds prior to December 31, 2020, but did not receive an award due to anticipated time constraints or a lack of available resources. Additionally, the Department shall award the funds provided in paragraph B.2. of Item 479.10, in paragraph C.1. of this item, or any additional federal or state funding designated for small business to businesses or non-profits qualifying under the program's July 28, 2020 guidelines, before funding requests from the expanded program guidelines established in October 28, 2020. In awarding funds, the Department shall not require businesses or non-profits to resubmit an application for a grant award."

Explanation:

(This amendment prioritizes applications that did not receive a grant from the Rebuild Virginia program for funding made with any additional federal or state money designated for small business.)

Chief Patron: Ward

Item 128 #2h

Commerce and Trade

FY20-21

FY21-22

Department of Small Business and
Supplier Diversity

\$1,546,982

\$0 GF

Language:

Page 120, line 44, strike "\$7,030,649" and insert "\$8,577,631".

Page 122, after line 37, insert:

"I. Out of the amounts appropriated in this item, \$1,546,982 in the first year from the general fund is provided for the Small Business and Youth Entrepreneurship Pilot Program in Hampton Roads."

Explanation:

(This amendment provides \$1.5 million in the first year from the general fund to support a comprehensive Small Business Assistance and Youth Entrepreneurship Pilot Program in Hampton Roads. It is a collaboration between Portsmouth Public Schools' Minority and Women Business Enterprise Advisory Committee, the Virginia Community College System, Historically Black Colleges and Universities and the Faith Based Community to provide essential tools in economic development to start, sustain and grow a business.)

Chief Patron: Herring

Item 128 #3h

Commerce and Trade

Department of Small Business and Supplier Diversity

Language

Language:

Request to Amend House Bill 1800, as Introduced

Page 122, after line 37, insert:

"I. The Department shall develop and submit a detailed improvement plan for the Business One Stop. The plan should include the following for each statutory requirement: (i) a description of the purpose and benefit to small businesses, (ii) the cost of fully implementing and maintaining the requirement, (iii) the resources needed beyond those currently available to implement and maintain the requirement, and (iv) the Department's recommendation as to whether the requirement should be kept. The plan should be provided to the House Labor and Commerce, and Appropriations committees; and Senate Commerce and Labor, and Finance and Appropriation committees no later than November 1, 2021."

Explanation:

(This amendment requires the Department of Small Business and Supplier Diversity to develop an improvement plan for the Business One Stop. This is a recommendation from the recent JLARC report on the Operations and Performance of the Department of Small Business and Supplier Diversity.)

Chief Patron: Bulova

Item 130 #1h

Commerce and Trade

FY20-21

FY21-22

Virginia Economic Development
Partnership

\$0
0.00

\$2,470,000 GF
3.00 FTE

Language:

Page 123, line 44, strike "\$40,302,309" and insert "\$42,772,309".

Page 125, after line 4 insert:

"M. Out of the amounts in this item, \$2,470,000 the second year from the general fund is provided to support implementation of Virginia's International Trade Plan. Out of the amounts provided in this paragraph, \$1,500,000 is designated to expand the Virginia Leaders in Export Trade Program and \$570,000 shall be used to support Virginia businesses with supply chain security. The remaining funds shall be used to expand current trade programs managed by VEDP."

Explanation:

(This amendment provides support for VEDP's share of the International Trade Plan (ITP), totaling \$2.5 million in the second year from the general fund. The ITP was developed by VEDP's Advisory Committee on International Trade. A corresponding amendment at the Virginia Department of Agriculture and Consumer Services provides an additional \$500,000 to expand the agency's trade programs.)

Chief Patron: McQuinn

Item 130 #2h

Request to Amend House Bill 1800, as Introduced

Commerce and Trade	FY20-21	FY21-22	
Virginia Economic Development Partnership	\$500,000	\$3,500,000	GF

Language:

Page 123, line 44, strike "\$34,802,309" and insert "\$35,302,309".

Page 123, line 44, strike "\$40,302,309" and insert "\$43,802,309".

Page 124, line 35, strike "\$2,250,000" and "\$2,250,000." and insert: "\$2,750,000" and "\$5,750,000".

Page 124, line 41, strike "\$500,000" and insert "\$1,000,000".

Page 124, line 41, after "remediation" strike remainder of the line.

Page 124, strike lines 42 through 43, and insert:

"\$250,000 for site assessment and include a requirement that sites with potential for redevelopment and economic benefits to the surrounding community, including residential properties on, adjacent, or in close proximity to formal landfill sites be prioritized for consideration of such grants."

Explanation:

(This amendment provides \$4.0 million over the biennium from the general fund for the Virginia Brownfields Restoration and Economic Development Assistance Fund to support redevelopment of public housing projects near former landfill sites. It also increases the maximum grant award for site remediation and adds a second grant category to the program for site assessment.)

Chief Patron: Askew

Item 131 #1h

Commerce and Trade	FY20-21	FY21-22	
Virginia Employment Commission	\$0	\$250,000	GF

Language:

Page 125, line 13, strike "\$574,596,796" and insert "\$574,846,796".

Page 126, after line 19, insert:

"K. Out of the amounts in this item, \$250,000 from the general fund in the second year is provided to support additional costs pursuant to the passage of legislation in the 2021 General Assembly Session that removes the requirement of repayment by an individual that receives an overpayment of benefits due to administrative error from the VEC, but not under an unemployment benefit program of the United States or of any other state."

Explanation:

(This amendment provides \$250,000 from the general fund in the second year to support any additional administrative costs at the Virginia Employment Commission (VEC) pursuant to the

Request to Amend House Bill 1800, as Introduced

passage of legislation by the 2021 General Assembly. The legislation removes the requirement of repayment by an individual that receives an overpayment of benefits due to administrative error from the VEC, but not under an unemployment benefit program of the United States or of any other state. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Hudson

Item 131 #2h

Commerce and Trade

FY20-21

FY21-22

Virginia Employment Commission

\$0

\$250,000 GF

Language:

Page 125, line 13, strike "\$574,596,796" and insert "\$574,846,796".

Page 126, after line 19, insert:

"K. Out of the amounts in this item, \$250,000 from the general fund in the second year is provided to support additional costs pursuant to the passage of House Bill 2040 in the 2021 General Assembly Session that allows the Commission to waive repayment requirements for federal employment programs and outlines criteria eliminating repayment for programs providing benefits not under the jurisdiction of the United States or any other state."

Explanation:

(This amendment provides \$250,000 in the second year from the general fund to support any associated costs for the Virginia Employment Commission pursuant to the passage of House Bill 2040 in the 2021 General Assembly Session concerning the overpayment of benefits.)

Chief Patron: Ayala

Item 133.10 #1h

Commerce and Trade

FY20-21

FY21-22

Virginia Employment Commission

Language:

Page 126, after line 32, insert:

"133.10 Family and Medical Leave Insurance Trust
Fund

\$0

\$0

Fund Sources:

General

\$0

\$0 "

Page 126, after line 32, insert:

"A. Notwithstanding the provisions of § 4-3.02 of this act, the Secretary of Finance shall authorize an interest-free treasury loan for the Virginia Employment Commission to fund start-up costs associated with the implementation of a statewide Paid Family and Medical Leave program pursuant to the passage of legislation in the 2021 General Assembly Session. The

Request to Amend House Bill 1800, as Introduced

treasury loan shall be repaid for these costs from revenues received from premiums assessed to employers and employees. The Secretary of Finance may extend the repayment plan for any such interest-free treasury loan for a period of longer than twelve months. "

Explanation:

(This amendment authorizes a Treasury loan in a new item at the Virginia Employment Commission creating a Paid Family and Medical Leave program. Start-up costs are estimated to be \$55.6 million in fiscal year 2022 and fiscal year 2023. Loans would be repaid from money deposited to the Family and Medical Leave Insurance Trust Fund.)

Chief Patron: Reid

Item 135 #1h

Commerce and Trade

FY20-21

FY21-22

Virginia Innovation Partnership
Authority

\$250,000

\$0 GF

Language:

Page 128, line 27, strike "\$50,700,000" and insert "\$50,950,000".

Page 134, after line 16, insert:

"S.1. Out of the appropriation in this item, VIPA shall provide \$250,000 in the first year from the general fund to the Virginia Nuclear Energy Consortium Authority (VNECA) for the purpose of developing a proposal to create a nuclear research and innovation hub in Virginia. In creating this proposal, VNECA shall convene a workgroup that includes, but is not limited to, the Department of Minerals, Mines and Energy, the Virginia Economic Development Partnership, the Virginia Innovation Partnership Authority, Virginia public colleges and universities, and relevant industry representatives. The amount provided in this paragraph is non-reverting.

2. VNECA shall submit a report that includes planning activities and the final proposal to the Secretary of Commerce and Trade, Secretary of Education, Chairs of the House Appropriations Committee, the House Labor and Commerce Committee, the Senate Finance and Appropriations Committee, and the Senate Commerce and Labor Committee no later than November 1, 2021."

Explanation:

(This amendment provides \$250,000 from the general fund in the first year to the Virginia Nuclear Energy Consortium Authority as a one-time planning grant to develop a nuclear research and innovation hub in Virginia.)

Chief Patron: Aird

Item 135 #2h

Request to Amend House Bill 1800, as Introduced

Commerce and Trade	FY20-21	FY21-22	
Virginia Innovation Partnership Authority	\$400,000	\$2,600,000	GF

Language:

Page 128, line 27, strike "\$50,700,000" and insert "\$51,100,000".

Page 128, line 28, strike "\$40,450,000" and insert "\$43,050,000".

Page 132, line 16, strike "\$925,000" and insert "\$1,925,000".

Page 132, line 21, strike "\$1,100,000" and insert "\$1,700,000".

Page 132, line 29, after "and" strike the remainder of the line.

Page 132, strike lines 30 through 31, and insert:

"(iv) grants to CCAM for seedling research project costs that enable CCAM to market new research programs to prospective and existing industry members. These funds shall not revert back to the general fund at the end of the fiscal year."

Page 132, line 39, after "facility." insert: "These funds shall not revert back to the general fund at the end of the fiscal year."

Page 132, after line 39, insert:

"4. Out of the appropriation in this item, VIPA shall provide \$400,000 the first year and \$1,000,000 the second year from the general fund to CCAM for the purposes of: (i) attracting federal funds for research projects to be conducted at CCAM, including marketing, travel, grant proposal writing, and business development costs; (ii) matching funds for federal research programs; (iii) federal research program costs not reimbursable on federal research awards. These funds shall not revert back to the general fund at the end of the fiscal year."

Page 132, line 40, strike "4" and insert "5".

Page 132, line 42, strike "5" and insert "6".

Page 132, line 48, after "disbursements;" insert:

"(iv) all efforts and costs associated with obtaining federal research grants".

Page 132, line 48, strike "iv" and insert "v".

Explanation:

(This amendment increases general fund appropriations for the Commonwealth Center for Advanced Manufacturing (CCAM) by \$3.0 million over the biennium. It includes increased flexibility on currently appropriated matching funds and provides resources for CCAM to attract federal funds.)

Chief Patron: Carr

Item 135 #3h

Commerce and Trade	FY20-21	FY21-22	
Virginia Innovation Partnership Authority	\$0	\$2,500,000	GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 128, line 28, strike "\$40,450,000" and insert "\$42,950,000".

Page 134, after line 16, insert:

"S. Out of this appropriation, \$2,500,000 the second year from the general fund is provided to establish the Pediatric Cancer Research Fund. The Virginia Innovation Partnership Authority shall establish an independent review committee to accept proposals from pediatric cancer treatment centers related to funding pediatric cancer research. The authority shall make awards based on the recommendations of the independent review committee."

Explanation:

(This amendment provides \$2.5 million from the general fund in the second year to establish a Pediatric Cancer Research Fund to provide grants to pediatric cancer treatment centers in order to promote a greater level of pediatric cancer research in the Commonwealth. The Virginia Innovation Partnership Authority would accept proposals through an independent review committee and then make awards based on those recommendations to treatment centers.)

Chief Patron: Sickles

Item 137 #1h

Education

Department of Education, Central Office Operations

Language

Language:

Page 139, after line 29, insert:

"Q. The Department of Education shall report on its progress in implementing the recommendations identified in the "Feasibility Study of Developing an Early Childhood Mental Health Consultation Program", as directed by House Joint Resolution 51 (2020), and identify legislative, regulatory, budgetary, and other actions necessary to implement recommendations in such study. Such progress report shall be submitted to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees no later than October 1, 2021."

Explanation:

(This amendment directs the Department of Education to submit a report on implementation of an early childhood mental health consultation program, and identify any barriers to implementation that may be addressed through legislative, regulatory or budgetary action.)

Chief Patron: Delaney

Item 137 #2h

Education

FY20-21

FY21-22

Department of Education, Central Office Operations

\$0

\$50,000 GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 135, line 32, strike "\$210,095,373" and insert "\$210,145,373".

Explanation:

(This amendment provides \$50,000 the second year from the general fund to implement the provisions of House Bill 1865 requiring the Department of Education to develop for distribution to school divisions, a list of materials, resources and curriculum programs that are supported by the science of reading.)

Chief Patron: Simonds

Item 137 #3h

Education

FY20-21

FY21-22

Department of Education, Central
Office Operations

\$0

\$208,000 GF

Language:

Page 135, line 32, strike "\$210,095,373" and insert "\$210,303,373".

Explanation:

(This amendment provides \$208,000 the second year from the general fund to replace Virginia's Career and Technical Education (CTE) curriculum database and content management system managed by the Virginia CTE Resource Center. The previous CTE database, VERSO, suffered a crash and is no longer operable. The new system would be integrated into the state's learning management system and provide access for teachers, post-secondary institutions, families and business stakeholders to information including course competencies, credentials, workplace learning guides, career pathways and workplace readiness skills aligned to the Standards of Learning and the Profile of a Virginia Graduate.)

Chief Patron: Simonds

Item 137 #4h

Education

Department of Education, Central Office Operations

Language

Language:

Page 139, after line 29, insert:

"Q. The Department of Education shall perform a comprehensive review of the implementation of the 2017 Computer Science Standards of Learning by school divisions, including implementation of the K-8 standards and alignment of middle and high school courses and pathways. This review shall include implementation processes at the local level and address opportunities for enhanced collaboration with relevant computer science stakeholders to expand

Request to Amend House Bill 1800, as Introduced

computer science education opportunities for all Virginia students, and relevant professional development opportunities for teachers. The review shall also include profiles of successful implementation in select school divisions and information from school divisions about resources and professional development needed to continue enhancing access to computer science education for students and teachers. The Department shall submit its review to the Chairs of the House Appropriations, Senate Finance and Appropriations, House Education, and Senate Education and Health Committees no later than November 1, 2021."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Rush

Item 137 #5h

Education

FY20-21

FY21-22

Department of Education, Central Office Operations

\$0

\$208,000 GF

Language:

Page 135, line 32, strike "\$210,095,373" and insert "\$210,303,373".

Explanation:

(This amendment provides \$208,000 the second year from the general fund to replace Virginia's Career and Technical Education (CTE) curriculum database and content management system managed by the Virginia CTE Resource Center. The previous CTE database, VERSO, suffered a crash and is no longer operable. The new system would be integrated into the state's learning management system and provide access for teachers, post-secondary institutions, families and business stakeholders to information including course competencies, credentials, workplace learning guides, career pathways and workplace readiness skills aligned to the Standards of Learning and the Profile of a Virginia Graduate.)

Chief Patron: Hurst

Item 137 #6h

Education

Department of Education, Central Office Operations

Language

Language:

Page 139, after line 29, insert:

"Q. Out of the amounts awarded through the federal Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (P.L. 116-260), \$10,000,000 of such funds shall be used to create a grant program to prevent further academic harm caused by COVID-19 related school closures. Through this program, school divisions may apply for grants of up to \$500,000

Request to Amend House Bill 1800, as Introduced

to establish robust summer school programs."

Explanation:

(This amendment would establish a grant program ensure that \$10,000,000 of the recently-approved federal Coronavirus relief legislation are reserved to create a \$10.0 million grant program to establish robust summer school programs to aid with COVID-19 related learning loss.)

Chief Patron: Plum

Item 138 #1h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Department of Education shall develop a detailed plan for how it would administer Children's Services Act pool funds to pay for services and supports for Virginia students with disabilities who are at-risk of, or are in, out-of-school placements, as determined by their Individualized Education Plan team, due to the disability's impact on their learning. The plan shall address how the funds will be used to pay for services and supports in public schools to (i) prevent out-of-school placements for students who would otherwise be at risk of such a placement and (ii) transition students who are in out-of-school placements back to their public school. The plan shall also address how the department will make these funds equally accessible to all divisions and how students will be determined eligible for these funds. The department shall submit its plan and recommendations to the House Appropriations and Senate Finance and Appropriations committees by November 1, 2021."

Explanation:

(This amendment requires the Department of Education to develop a plan for how it would administer Children's Services Act funds for students with disabilities, including use of these funds to provide services in public schools. This implements a recommendation from the JLARC report "Review of the Children's Services Act and Private Special Education Day School Costs".)

Chief Patron: Plum

Item 138 #2h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 11, insert:

Request to Amend House Bill 1800, as Introduced

"6. The Department of Education shall collect and publish data annually from each private special education day school, by campus, on (i) the number of teachers who are not fully endorsed in the content that they are teaching; (ii) the number of teachers who have less than one year of classroom experience; (iii) the number of teachers who are provisionally licensed; (iv) the type of academic credentials attained by each teacher and in what subjects; (v) the number of career and technical education credentials conferred by each school on its graduating students in each of the three prior academic years; (vi) each school's accreditation status, including the accrediting body; and (vii) the number of incidents of restraint and seclusion occurring in each of the previous three academic years. The Department shall also publish a list of schools, by campus that do not submit complete data."

Explanation:

(This amendment implements recommendation 8 from the JLARC Report "Review of the Children's Services Act and Private Special Education Day School Costs".)

Chief Patron: Plum

Item 138 #3h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Board of Education shall develop and promulgate regulations for private special education day schools on restraint and seclusion that establish the same requirements for restraint and seclusion as those for public schools."

Explanation:

(This amendment implements a recommendation from the JLARC Report, "Review of the Children's Services Act and Private Special Education Day School Costs".)

Chief Patron: Plum

Item 138 #4h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Department of Education shall develop and implement a clear and comprehensive plan to improve its approach to monitoring Virginia's special education system on an ongoing basis. At a minimum, the plan shall clearly describe the department's procedures for effectively determining whether school divisions are complying with state and federal requirements

Request to Amend House Bill 1800, as Introduced

pertaining to (i) identification and eligibility determination processes; (ii) individualized education program development and implementation; (iii) post-secondary transition planning; (iv) inclusion in academic and non-academic experiences and the use of discipline; and (v) special education staffing. The plan shall also propose actions to increase monitoring capacity and onsite visits with existing resources and by leveraging federal funding. The department shall submit its plan to the Senate Education and Health Committee, the House Education Committee and the Joint Legislative Audit and Review Commission no later than November 1, 2021."

Explanation:

(This amendment implements a recommendation from the JLARC report "K-12 Special Education in Virginia".)

Chief Patron: Plum

Item 138 #5h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Department of Education shall revise its state special education complaint procedures and practices to ensure the department requires and enforces corrective actions that (i) achieve full and appropriate remedies for school divisions' non-compliance with special education laws and regulations, including, at a minimum, requiring school divisions to provide compensatory services to students with disabilities when it determines divisions did not provide legally obligated services; and (ii) ensure relevant personnel understand how to avoid similar non-compliance in the future."

Explanation:

(This amendment implements a recommendation from the JLARC report "Review of K-12 Special Education in Virginia".)

Chief Patron: Plum

Item 138 #7h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Department of Education shall develop clear and simplified guidance, in multiple languages, for families of students with disabilities explaining (i) the limitations of the applied

Request to Amend House Bill 1800, as Introduced

studies diploma; (ii) key curriculum and testing decisions that reduce the likelihood their student will be able to obtain a standard diploma; and (iii) that pursuit of an applied studies diploma may preclude a student's ability to pursue a standard diploma."

Explanation:

(This amendment implements a recommendation from the JLARC report "Review of K-12 Special Education in Virginia".)

Chief Patron: Plum

Item 138 #8h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Department of Education shall conduct structured reviews of a sample of individualized education programs (IEPs) from a sufficiently large sample of school divisions annually to verify that the IEPs are in compliance with state and federal laws and regulations and are of high quality. The department shall provide a summary report of the reviews' findings and required corrective actions to the reviewed divisions' superintendents, special education directors, school board chairs and vice-chairs, and local special education advisory committee."

Explanation:

(This language implements a recommendation from the JLARC report "K-12 Special Education in Virginia".)

Chief Patron: Plum

Item 138 #9h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"The Department of Education shall (i) conduct a one-time targeted review of the transition sections of a random sample of students' individualized education programs (IEPs) in each school division; (ii) communicate its findings to each local school division, school board, and local special education advisory committee; and (iii) ensure local school divisions correct any IEPs that are found out of compliance. By the end of the 2021-22 school year, the Superintendent of Public Instruction shall submit a letter to the Senate Education and Health and the House Education committees certifying that school divisions have corrected all

Request to Amend House Bill 1800, as Introduced

instances of non-compliance identified through these reviews."

Explanation:

(This amendment implements a recommendation from the JLARC report "Review of K-12 Special Education in Virginia.")

Chief Patron: Plum

Item 138 #10h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Board of Education and the Department of Education shall develop and implement statewide standards, such as curriculum standards, for earning the applied studies diploma and require school divisions to implement these standards by the beginning of the 2022-23 school year."

Explanation:

(This amendment implements a recommendation from the JLARC report "Review of K-12 Special Education in Virginia.")

Chief Patron: Plum

Item 138 #12h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Department of Education shall develop and maintain a robust statewide plan for improving (i) its ongoing oversight of local practices related to transition planning and services and (ii) technical assistance and guidance provided for post-secondary transition planning and services. The plan shall articulate how the department will reliably and comprehensively assess the compliance and quality of transition plans for students with disabilities in Virginia on an ongoing basis. The plan shall also articulate how the department will communicate its findings to local school division staff and local school boards. The department shall submit its plan to the House Education and the Senate Education and Health committees no later than December 1, 2022. The department shall update those committees annually on its progress implementing the plan."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment implements recommendations from the JLARC report "Review of K-12 Special Education in Virginia.")

Chief Patron: Plum

Item 138 #13h

Education

Department of Education, Central Office Operations

Language

Language:

Page 141, after line 14, insert:

"I. The Department of Education shall develop a training module for individuals participating in individualized education program (IEP) meetings that comprehensively addresses and explains in detail each team member's respective role in the IEP meeting, the IEP development process, and components of effective IEPs."

Explanation:

(This amendment implements a recommendation from the JLARC report "Review of K-12 Special Education in Virginia." JLARC also recommended that the General Assembly consider amending the Code of Virginia to require all IEP members to complete training on their roles in the IEP team meeting, the IEP development process, and components of effective IEPs, prior to participating in the IEP process and at regular intervals thereafter. This budget language directs the department to develop that training.)

Chief Patron: Coyner

Item 139 #1h

Education

FY20-21

FY21-22

Department of Education, Central Office Operations

\$0

\$3,000,000 GF

Language:

Page 141, line 15, strike "\$39,750,487" and insert "\$42,750,487".

Page 142, after line 3, insert:

"E. Out of this appropriation, \$3,000,000 the second year from the general fund is provided to support the implementation of Standards of Learning assessment growth measures for mathematics and reading, which shall be administered to students multiple times each school year, in grades three through eight."

Explanation:

(This amendment provides \$3.0 million the second year from the general fund to implement assessments to measure student growth in mathematics and reading in grades 3 through 8.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Plum

Item 140 #1h

Education

Department of Education, Central Office Operations

Language

Language:

Page 142, after line 24, insert:

"C. The Department of Education shall develop a plan to implement an effective and appropriately-resourced school improvement program. The plan should specify the activities necessary for its Office of School Quality to provide effective support to school divisions in the school improvement program, and the number of state staff and funding required to effectively implement the planned activities. The plan should also define performance measures that will be used to evaluate the effectiveness of the services its Office of School Quality provides to school divisions and how it will evaluate performance compared to those measures and make changes as needed to ensure ongoing effectiveness. The department shall submit the plan for the state's more effective and appropriately-resourced school improvement program to the Board of Education and the Chairs of the House Education and Appropriations committees and Senate Education and Health and Finance and Appropriations committees no later than November 1, 2021."

Explanation:

(This language implements recommendations from the JLARC report "Operations and Performance of the Virginia Department of Education".)

Chief Patron: Miyares

Item 142 #1h

Education

FY20-21

FY21-22

Department of Education, Central
Office Operations

\$0

\$50,000 GF

Language:

Page 143, line 48, strike "\$2,739,430" and insert "\$2,789,430".

Explanation:

(This amendment provides \$50,000 the second year from the general fund to support revisions to regulations related as required by proposed legislation which would create an alternative route to teacher licensure for teachers with substantial experience teaching in a private school in the Commonwealth.)

Chief Patron: Plum

Item 142 #2h

Education

Department of Education, Central Office Operations

Language

Language:

Page 144, after line 28, insert:

"G. 1. The Board of Education shall review and update its regulations for general education K-12 teacher preparation programs to ensure graduates are required to demonstrate proficiency in (i) differentiating instruction for students depending on their needs; (ii) understanding the role of general education teachers on the Individualized Education Plan (IEP) teams; (iii) implementing effective models of collaborative instruction, including co-teaching; and (iv) understanding the goals and benefits of inclusive education for all students.

2. The Department of Education shall develop training for teachers seeking to renew their teaching license on the instruction of students with disabilities. The training shall include, at a minimum, strategies for differentiating instruction for students with disabilities, the role of the general education teacher in special education, the use of effective models of collaborative instruction, including co-teaching, and the goals and benefits of inclusive education for all students.

3. The Board of Education shall review and update its regulations governing administrator preparation programs to ensure graduates are required to demonstrate comprehension of (i) key special education laws and regulations; (ii) IEP development; (iii) the roles and responsibilities of special education teachers; and (iv) appropriate behavior management practices."

Explanation:

(This amendment implements recommendations from the JLARC report "Review of K-12 Special Education in Virginia." The report also recommended that the General Assembly consider amending the Code of Virginia to require teachers seeking to renew their teaching license to complete training in the instruction of students with disabilities. This budget language, in part, directs the department to develop that training.)

Chief Patron: Plum

Item 142 #3h

Education

Department of Education, Central Office Operations

Language

Language:

Page 144, after line 28, insert:

"G. The Department of Education shall develop and maintain a statewide strategic plan for recruiting and retaining special education teachers. At a minimum, the strategic plan shall (i)

Request to Amend House Bill 1800, as Introduced

use data analyses to determine divisions' specific staffing needs on an ongoing basis; (ii) evaluate the potential effectiveness of strategies for addressing recruitment and retention challenges, including tuition assistance, differentiated pay for special education teachers, and the expansion of special education teacher mentorships; and (iii) estimate the costs of implementing each strategy, including the extent to which federal funds could be used to support implementation. The department shall submit its plan to the Chairs of the House Education Committee and the Senate Education and Health Committee no later than November 1, 2021, and update those committees annually on its progress implementing the plan."

Explanation:

(This amendment implements a recommendation from the JLARC report "Review of K-12 Special Education in Virginia.")

Chief Patron: Plum

Item 143 #1h

Education

FY20-21

FY21-22

Department of Education, Central
Office Operations

\$0
0.00

\$180,000 GF
2.00 FTE

Language:

Page 144, line 30, strike "\$22,466,177" and insert "\$22,646,177".

Page 146, after line 2, insert:

"J. The Department of Education shall develop and implement a pilot program to more comprehensively supervise school division compliance with a subset of key standards by requiring (i) the submission of more comprehensive compliance information, (ii) selective independent verification of compliance, (iii) monitoring of corrective action implementation, and (iv) analysis of compliance trends and issues. The department should conduct the pilot program during the 2021-2022 school year and submit a report on the results to the Board of Education and House Education and Appropriations committees and Senate Education and Health and Finance and Appropriations committees no later than November 30, 2022."

Explanation:

(This amendment implements a recommendation and a policy option from the JLARC report "Operations and Performance of the Virginia Department of Education.")

Chief Patron: McQuinn

Item 144 #1h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$1,000,000 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 146, line 23, strike "\$43,069,426" and insert "\$44,069,426".

Page 147, line 44, strike the second "\$1,750,000" and insert "\$2,175,000".

Page 152, line 29, strike the second "\$1,750,000" and insert "\$2,175,000".

Page 152, line 33, after "schools.", insert:

"In the second year, \$1,000,000 of the funds provided in this paragraph shall be used to increase grants for partnerships between university preparation programs and the Richmond City school division."

Explanation:

(This amendment provides an additional \$1,000,000 the second year from the general fund to increase grants for teacher residency partnerships between university teacher preparation programs and the Richmond City school division to help improve new teacher training and retention for hard-to-staff schools. The grants support a site-specific residency model program to help schools in historically marginalized communities train, recruit and retain highly effective teachers.)

Chief Patron: Hurst

Item 144 #2h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$500,000

GF

Language:

Page 146, line 23, strike "\$43,069,426" and insert "\$43,569,426".

Page 146, line 38, unstrike the second "\$500,000".

Page 146, line 39, strike "\$0".

Page 156, line 32, after "year" insert:

"and \$500,000 the second year".

Explanation:

(This amendment restores \$500,000 the second year from the general fund to support educational programming produced by Blue Ridge PBS.)

Chief Patron: Wampler

Item 144 #3h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$71,699

GF

Language:

Page 146, line 23, strike "\$43,069,426" and insert "\$43,141,125".

Page 147, line 45, strike the second "\$71,849" and insert "\$143,398".

Request to Amend House Bill 1800, as Introduced

Page 148, line 10, strike "\$71,849" and insert "\$143,398".

Explanation:

(This amendment provides an additional \$71,699 the second year from the general fund for the Van Gogh Outreach Program at the William King Museum of Art. These funds would be used to expand the program into three additional school districts and additional grade levels region-wide, providing instruction to 558 second and third grade classrooms. Currently the program provides SOL-based, hands-on art instruction to second- and third-grade students in 12 school districts in Southwest Virginia.)

Chief Patron: Scott

Item 144 #4h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$250,000 GF

Language:

Page 146, line 23, strike "\$43,069,426" and insert "\$43,319,426".

Page 146, line 34, unstrike "Active Learning Grants".

Page 146, line 34, delete "\$0" and insert "\$250,000".

Page 156, after line 31, insert:

"KK. Out of this appropriation, \$250,000.00 the second year from the general fund shall be provided for grants to school divisions for encouraging active-in class, remote and hybrid learning for students in pre-kindergarten through the second grade. School divisions seeking to apply for this grant shall submit a proposal to the Department of Education outlining the intended use of funds and a projected number of students to be served. The Department shall establish criteria for awarding these funds. The funds may be used to purchase a platform featuring on-demand activities that integrate math and English standards of learning content into movement-rich activities that can be used at school, home and on all devices (i.e, computers, tablets and phones)."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: McQuinn

Item 144 #5h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$100,000 GF

Language:

Page 146, line 23, strike "\$43,069,426" and insert "\$43,169,426".

Page 148, after line 1, insert:

Request to Amend House Bill 1800, as Introduced

"African-American Youth Baseball Initiative \$0 \$100,000".

Page 157, after line 31, insert:

"UU. Out of this appropriation, \$100,000 the first year from the general fund shall be provided to support a program to provide the best African-American youth baseball players in the Commonwealth with preparatory assistance in academic and baseball skills. Information about the youth enrolled in the program shall be provided to public universities in the Commonwealth. In addition, the program will include a search of the nation's top African-American baseball coaches, and such names shall be provided to the athletic directors of the Commonwealth's public institutions of higher education. The program will also include a racial equity seminar to be offered to the athletic directors and baseball coaches to emphasize the goals and objectives of the program."

Explanation:

(This amendment is self explanatory.)

Chief Patron: Kory

Item 144 #6h

Education

Direct Aid to Public Education

Language

Language:

Page 148, after line 1, insert:

"School Mental Health Counselor Grants \$0 \$4,700,000".

Page 157, after line 31, insert:

"UU. Out of this appropriation, \$4,700,000 the second year from the general fund is provided to support grants to local school divisions establishing new mental health counselor positions. Grants awarded shall require a local match, based on the local composite index. The Department of Education shall establish criteria for the award of these grants, including prioritization of grant awards to schools based on demonstrated need for such positions."

Explanation:

(This amendment provides \$4.7 million the second year from the general fund for grants to school divisions to establish mental health counselor positions. This amendment, along with a companion amendment in Item 406, would eliminate the \$4.7 million general fund appropriation in the second year for school resource officer / school security officer incentive grants to fund these mental health counselor incentive grants.)

Chief Patron: Askew

Item 144 #7h

Education

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Direct Aid to Public Education \$0 \$1,000,000 GF

Language:

Page 146, line 22, strike "\$43,069,426" and insert "\$44,069,426".

Page 148, after line 1, insert:

"Carbon Monoxide Detectors \$0 \$1,000,000".

Page 157, after line 31, insert:

"UU. Out of this appropriation, \$1,000,000 the second year from the general fund is provided to reimburse school divisions, licensed child day programs or other programs serving preschool age children with the purchase of carbon monoxide detectors as required by House Bill 1823."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: McQuinn

Item 144 #8h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$2,500,000

GF

Language:

Page 146, line 22, strike "\$43,069,426" and insert "\$45,569,426".

Page 147, line 38, strike the second "\$7,763,312" and insert "\$10,263,312".

Page 151, line 9, strike the second "\$7,763,312" and insert "\$10,263,312".

Explanation:

(This amendment provides an additional \$2.5 million the second year from the general fund to expand the Targeted Extended/Enriched School Year and Year-Round School Grants Program to address increasing demand due to COVID-19 related learning loss and academic slide. These additional funds increase the total annual grants available from \$7.8 million to \$10.3 million.)

Chief Patron: Fariss

Item 144 #9h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$332,000

GF

Language:

Page 146, line 23, strike "\$43,069,426" and insert "\$43,401,426".

Page 148, after line 1, insert:

"Holiday Lake 4-H Educational Center \$0 \$332,000".

Page 157, after line 31, insert:

"UU. Out of this appropriation, \$332,000 is provided from the general fund in the first year for

Request to Amend House Bill 1800, as Introduced

improvements to the Holiday Lake 4-H Educational Center in Appomattox County."

Explanation:

(This amendment provides \$332,000 from the general fund in the second year for improvements at the Holiday Lake 4-H Educational Center in Appomattox County, including accessibility upgrades and improvements to: the medical clinic, emergency generators, exterior security lighting, infrastructure and buildings, challenge course, and other equipment. The center is used as an emergency evacuation location for Appomattox County Public Schools.)

Chief Patron: Bell Robert B.

Item 145 #1h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$5,000,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,863,640,121".

Page 159, after line 23, insert:

"Supplemental Special Education Eligibility \$0 \$5,000,000".

Page 188, after line 20, insert:

"d. 1. School boards shall provide one additional year of free appropriate public education, as defined in the federal Individuals with Disabilities Education Act, to students with disabilities who were nineteen years of age or older and enrolled in public school during the 2020-2021 school year.

2. Out of this appropriation, \$5,000,000 the second year from the general fund is provided for (i) the state share of Standards of Quality costs for such students, and (ii) costs that would otherwise been covered under the federal Individuals with Disabilities Education Act."

Explanation:

(This amendment provides one additional year of education for students with disabilities who were 19 years of age or older and enrolled during the 2020-21 school year. The amendment provides \$5.0 million the second year from the general fund to address the state share of per-pupil costs and costs that would not qualify for reimbursement under the federal Individuals with Disabilities Education Act.)

Chief Patron: Carter

Item 145 #2h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$10,000,000 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,868,640,121".

Explanation:

(This amendment provides \$10.0 million from the general fund in the second year to defray additional costs incurred by school boards as a result of strikes and work stoppages by employees of local school boards, as would be authorized by House Bill 1780.)

Chief Patron: Delaney

Item 145 #4h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$25,104,931 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,883,745,052".

Page 170, line 22, strike "10.6" and insert "24.61".

Explanation:

(This amendment adds \$25.1 million the second year from the general fund to restore support position funding to the school divisions in Planning District 8 and other divisions specified in the Appropriation Act that are eligible to receive Cost of Competing Adjustment (COCA) funds. For the nine Planning District 8 school divisions, this action would return the adjustment factor to the historic rate of 24.61 percent from the current rate of 10.6 percent. For the nine adjacent school divisions, this action would return the adjustment factor to the historic rate of 6.15 percent from the current rate of 2.65 percent. The amount provided in this amendment includes expanding COCA to Accomack and Northampton counties, as proposed in the introduced budget.)

Chief Patron: Delaney

Item 145 #5h

Education

Direct Aid to Public Education

Language

Language:

Page 188, line 6, after "c." insert "1."

Page 188, after line 20, insert:

"2. The Board of Education shall make recommendations for (i) appropriate staffing and funding levels necessary for State Operated Programs (SOP) in regional and local detention centers to provide a quality education program; (ii) implementation of appropriate efficiencies in staffing practices in such programs; (iii) statutory and regulatory changes needed to implement the Board's findings; and (iv) appropriate programs to redirect any potential savings

Request to Amend House Bill 1800, as Introduced

realized from implementation of the Board's findings.

In developing such recommendations, the Board shall consider (i) the dramatic decrease in the Average Daily Population in detention centers over the course of two decades without a comparable decrease in state funding; (ii) establishing a system-wide staffing ratio that is comparable to those provided in Regional Alternative Education Programs and aligned with the staffing requirements provided in the federal Prison Rape Elimination Act; (iii) implementing efficiencies, such as sharing SOP instructional staff with participating school divisions, hiring part-time teachers and dually-certified teachers and principals, and utilizing lead teachers in lieu of a full-time principals in programs with a low average daily population; (iv) changes to SOP operating agreements to facilitate more efficient staffing practices and to clarify the role of the state and school divisions in hiring and supervising SOP instructional staff; (v) increasing the use of enhanced distance learning; and (vi) the draft recommendations deliberated by the Commission on Youth from the 2020 study.

The Board shall convene a workgroup to assist in the development of such findings and recommendations and shall include staff members from the Senate Finance and Appropriations Committee, House Appropriations Committee, Department of Planning and Budget, the Virginia Department of Education, the Department of Juvenile Justice, President of the Virginia Juvenile Detention Association or his/her designee, the chair of the Virginia Commission on Youth or his/her designee, and anyone else the Board deems as appropriate to serve on the workgroup. Findings and recommendations shall be reported to the House Appropriations Committee and the Senate Finance and Appropriations Committee by November 1, 2021."

Explanation:

(This amendment directs the Board of Education to develop recommendations for funding state operated programs in local and regional juvenile detention centers, which have experienced a significant decline in population in recent decades without an accompanying adjustment to state funding levels. This is a Commission on Youth recommendation.)

Chief Patron: Kory

Item 145 #6h

Education

Direct Aid to Public Education

Language

Language:

Page 191, line 18, strike "and".

Page 191, line 19, after "meetings", insert:

", and such goals and plan shall be published on the school's website".

Page 191, line 20, after "plan", insert:

", and such report shall be published on the school's website".

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment requires each Academic Year Governor's School to post their diversity goals and implementation plans, and related annual progress reports to their websites. In 2020, language was added to the Appropriation Act requiring Academic Year Governor's Schools to (i) establish diversity goals for its student body and faculty, (ii) to develop a plan to meet such goals, and (iii) provide an annual progress report to the Governor including information about admissions processes, outreach and demographics; however, no requirement was included to make such information easily accessible to the public.)

Chief Patron: Hurst

Item 145 #7h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$10,000,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,868,640,121".

Page 159, after line 23, insert:

"Supplemental Summer School Funding \$0 \$10,000,000".

Page 175, after line 27, insert:

"3) Out of this appropriation, \$10,000,000 the second year from the general fund is provided to provide the state share of supplemental remedial summer school program funding to address learning loss resulting from the COVID-19 pandemic."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Carr

Item 145 #8h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$19,679,785 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,878,319,906".

Page 187, line 42, before "A", insert "a."

Page 187, line 44, strike "18.5 professional instructional positions" and insert:

"English learner teachers as required in paragraph b."

Page 187, strike line 45.

Page 187, line 46, strike:

"students *in the second year* for whom English is a second language."

Page 187, after line 47, insert:

Request to Amend House Bill 1800, as Introduced

"b. Notwithstanding the provisions of subsection F of § 22.1-253.13:2, Code of Virginia, beginning with the 2021-2022 school year, local school boards shall employ teachers for English learner students as follows:

- 1.) For each English language learner identified as proficiency level one, one position per 25 students;
- 2.) For each English language learner identified as proficiency level two, one position per 30 students;
- 3.) For each English language learner identified as proficiency level three, one position per 40 students; and
- 4.) For all other English language learners, one position per 58 students."

Explanation:

(This amendment provides \$19.7 million the second year from the general fund to establish additional English learner teacher positions, and to distribute such positions based on English language proficiency levels for ESL students. Currently, such positions are funded in the second year using a staffing ratio of 20 positions per 1,000 English learner students, regardless of such student's proficiency level. This implements one of the provisions included in the Standards of Quality as prescribed by the Board of Education.)

Chief Patron: Austin

Item 145 #9h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$1,500,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,860,140,121".

Page 159, after line 21, insert:

"Alleghany County - Covington City School Division Consolidation Incentive \$0 \$1,500,000".

Page 197, after line 14, insert:

"42. Alleghany County - Covington City School Division Consolidation Incentive

Out of this appropriation, \$1,500,000 the second year from the general fund is provided as an incentive for the consolidation of the Alleghany County and Covington City school divisions. These funds shall be used to equalize salaries and benefits among the school divisions, to provide an early retirement incentive program, and to cover other costs associated with the consolidation. Such funds shall only be disbursed upon (i) the Board of Supervisors of Alleghany County and the Covington City Council adopting resolutions in support of the consolidation and (ii) the Board of Education's approval of such consolidation pursuant to § 22.1-25 of the Code of Virginia. This incentive payment shall be made following the execution of such consolidation, and such payments shall be provided for no more than five fiscal years, beginning in fiscal year 2022."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment provides \$1.5 million the second year from the general fund as an incentive for the Allegheny County and Covington City school divisions to consolidate. Such payments are intended to be set at this amount for five years, with no adjustments.)

Chief Patron: Reid

Item 145 #10h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$25,104,931 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,883,745,052".

Page 170, line 22, strike "10.6" and insert "24.61".

Explanation:

(This amendment adds \$25.1 million the second year from the general fund to restore support position funding to the school divisions in Planning District 8 and other divisions specified in the Appropriation Act that are eligible to receive Cost of Competing Adjustment (COCA) funds. For the nine Planning District 8 school divisions, this action would return the adjustment factor to the historic rate of 24.61 percent from the current rate of 10.6 percent. For the nine adjacent school divisions, this action would return the adjustment factor to the historic rate of 6.15 percent from the current rate of 2.65 percent. The amount provided in this amendment includes expanding COCA to Accomack and Northampton counties, as proposed in the introduced budget.)

Chief Patron: Willett

Item 145 #12h

Education

Direct Aid to Public Education

Language

Language:

Page 173, line 36, strike, "and"

Page 173, line 36, after "behavioral analysts," insert:

"licensed marriage and family therapists,".

Explanation:

(This amendment adds licensed marriage and family therapists to the list of personnel that may be funded using At-Risk Add-On funds. Marriage and family therapists are trained to work with

families directly and to guide children individually to cope with obstacles that exist outside the family setting.)

Chief Patron: Cox

Item 145 #13h

Education

Direct Aid to Public Education

Language

Language:

Page 198, after line 4, insert:

"45. Reimbursement for Education Access Decisions (READ) Fund

a. In response to the COVID-19 pandemic and to support the students and their families across the state that have been adversely impacted, the Department of Education is directed to provide an amount not to exceed \$9,800,000 from the Reimbursement for Education Access Decisions (READ) Fund to provide funds to school boards that establish a READ program to reimburse parents or legal guardians for eligible costs incurred to provide an alternative education opportunity for their children.

b. School boards that have established such a READ program, will reimburse parents or legal guardians for the state's share of up to \$4,042 for eligible costs incurred for (i) tutoring services; (ii) educational therapies and services for students from a practitioner or provider, including paraprofessionals and educational aides; (iii) tuition and fees for a private online learning program; (iv) fees for a nationally standardized norm-referenced achievement test, an Advanced Placement examination, or any examination taken to gain admission to an institution of higher education; (v) transportation; (vi) computer hardware and software; and (vii) consumable educational supplies and any other education-related goods and services, such as Internet access, that are necessary for the provision of the student's education. School boards may request up to half of the reimbursement amount from the Department via the READ Fund, and may use any other federal and local funds to pay for the remaining portion of the reimbursement.

c. The Governor is hereby authorized to direct an amount not to exceed \$9,800,000 from federal funds provided through the Coronavirus Preparedness and Response Supplemental Appropriations Act (P.L. 116-123), the Families First Coronavirus Response Act (P.L. 116-127), the Coronavirus Aid, Relief, and Economic Security (CARES) Act (P.L. 116-136), Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (P.L. 116-260) or any other federal funding provided through subsequent legislation approved by Congress with regard to the Coronavirus public health emergency, to the Reimbursement for Education Access Decisions (READ) Fund for the purpose of addressing the COVID-19 pandemic impact."

Explanation:

(This amendment provides \$9.8 million from federal COVID-19 relief funds to assist school divisions opting to create Reimbursement for Education Access Decisions (READ) programs to

Request to Amend House Bill 1800, as Introduced

reimburse parents and guardians for certain alternative education opportunities for their children. The local programs would reimburse parents an amount of up to the state share of \$4,042, based on the local composite index, and school divisions could recoup half of that reimbursement amount through the READ fund.)

Chief Patron: O'Quinn

Item 145 #14h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$50,000,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,908,640,121".

Page 160, after line 21, insert:

"School Construction Grants Program Transfer Payment \$0 \$50,000,000".

"43. School Construction Grants Program

Out of the amounts in this item, \$50,000,000 the second year from the general fund shall be deposited to the Virginia School Construction Fund, as established by legislation adopted by the 2021 General Assembly."

Explanation:

(This amendment provides \$50.0 million in the second year from the general fund for an initial deposit to the proposed Virginia School Construction Fund, contingent on the passage of legislation establishing such fund during the 2021 Regular Session.)

Chief Patron: Rush

Item 145 #16h

Education

Direct Aid to Public Education

Language

Language:

Page 169, after line 27, insert:

"31. The Department of Education, with assistance from the Commission on Local Government, shall review and provide recommendations on the process for determining the Local Composite Index (LCI) for the City of Martinsville and Henry County following the completion of a reversion process for the City of Martinsville to town status. This review shall include potential impacts on funding for the regional alternative school, EXCEL Academy, located in Henry County and Piedmont Governor's School, located in Martinsville. These recommendations shall incorporate cost estimates for government and school consolidations and consideration of expected savings and operational benefits. The Department of Education shall complete their work and submit their recommendations to the Chairs of the House Education Committee, the House Appropriations Committee, the Senate Education and Health Committee, and the Senate

Request to Amend House Bill 1800, as Introduced

Finance and Appropriations Committee no later than September 1, 2021."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Aird

Item 145 #17h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$504,144,641

GF

0.00

18.00

FTE

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$8,362,784,762".

Explanation:

(This amendment provides \$504.1 million the second year from the general fund to implement the Standards of Quality as prescribed by the Board of Education in October 2019 and September 2020, and embodied in House Bill 1929.)

Chief Patron: Aird

Item 145 #18h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$418,405,630

GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$8,277,045,751".

Page 172, strike lines 7 through 14.

Explanation:

(This amendment provides \$418.4 million the second year to eliminate the support cap methodology that was first implemented in 2009 to limit the number of support positions funded by the Standards of Quality. This proposal was adopted by the Board of Education as part of its biennial Standards of Quality review.)

Chief Patron: O'Quinn

Item 145 #19h

Education

Direct Aid to Public Education

Language

Language:

Request to Amend House Bill 1800, as Introduced

Page 196, after line 46, insert:

"The Governor shall include in his introduced budget for consideration by the 2022 General Assembly, and in each successive introduced budget, no loss funding to ensure that no school division experiences a loss of state funding between two successive fiscal years."

Explanation:

(This amendment directs the Governor to include no loss funding for school divisions in future introduced budgets, beginning with the introduced 2022-24 biennial budget.)

Chief Patron: VanValkenburg

Item 145 #20h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$7,900,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,866,540,121".

Page 165, after line 42, insert:

"h. Notwithstanding the provisions of subsection H of § 22.1-253.13:2, Code of Virginia, beginning with the 2021-2022 school year, local school boards shall employ one full-time principal in every elementary school."

Explanation:

(This amendment provides \$7.9 million the second year from the general fund to require one full time principal be provided in elementary schools with 299 or fewer students. Currently, such elementary schools are only provided one half-time principal. This implements one of the provisions included in the Standards of Quality as prescribed by the Board of Education.)

Chief Patron: Gooditis

Item 145 #21h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$5,930,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,864,570,121".

Page 165, after line 42, insert:

"h. Notwithstanding the provisions of subsection H of § 22.1-253.13:2, Code of Virginia, beginning with the 2021-2022 school year, local school boards shall employ one full-time librarian in every school."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment provides \$5.9 million the second year from the general fund to require one full-time librarian be provided in every school with 299 or fewer students. Currently, such schools are provided one part-time librarian.)

Chief Patron: Delaney

Item 145 #22h

Education

Direct Aid to Public Education

Language

Language:

Page 186, strike lines 43 through 55, and insert:

"c. These payments are available to any school division that certifies to the Department of Education that an intervention program will be offered to such students and that each student who receives an intervention will be assessed again at the end of that school year. At the beginning of the school year, local school divisions shall partner with the parents of those third grade students in the division who demonstrate reading deficiencies, discussing with them a developed plan for remediation and retesting. Such intervention programs shall be evidence-based and aligned with the science of reading and structured literacy approaches and shall include (i) the components of effective reading instruction and (ii) explicit, systematic, sequential, and cumulative instruction. Such intervention programs, at the discretion of the local school division, may be administered through the use of: reading specialists; trained aides; full-time early literacy tutors; trained volunteers under the supervision of a certified teacher; computer-based reading tutorial programs; aides to instruct in-class groups while the teacher provides direct instruction to the students who need extra assistance; or extended instructional time in the school day or year for these students. Localities receiving these payments are required to match these funds based on the composite index of local ability-to-pay."

Explanation:

(This amendment aligns the requirements pertaining to the use of Early Reading Intervention funds with the provisions of House Bill 1865, which requires reading intervention programs to be evidence-based and aligned with the science of reading and structured literacy approaches.)

Chief Patron: Gooditis

Item 145 #24h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$13,400,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,872,040,121".

Page 165, after line 42, insert:

"h. Notwithstanding the provisions of subsection J of § 22.1-253.13:2, Code of Virginia,

Request to Amend House Bill 1800, as Introduced

beginning with the 2021-2022 school year, local school boards shall employ two full-time equivalent positions per 750 students in grades kindergarten through 12, one to provide technology support and one to serve as an instructional technology resource teacher."

Explanation:

(This amendment provides \$13.4 million the second year from the general fund to provide additional technology support positions and instructional technology resource teachers. Currently, the Standards of Quality provide two full-time equivalent positions per 1,000 students in grades kindergarten through 12, one to provide technology support and one to serve as an instructional technology resource teacher. The proposed amendment would amend the staffing standard for these positions from two positions per 1,000 students to two positions per 750 students.)

Chief Patron: Hurst

Item 145 #25h

Education

Direct Aid to Public Education

Language

Language:

Page 169, after line 27, insert:

"31. Beginning in the second year, any school division that enrolls students in a full-time multidivision online provider (MOP) program, as defined in § 22.1-212.3 of the Code of Virginia, shall establish a separate school for such students and enroll such students in the separate school. Students who are not enrolled full-time in a MOP program shall not be enrolled in the same school as students enrolled in a full-time MOP program."

Explanation:

(This amendment provides that students enrolled in full-time MOP programs shall be enrolled in a separate public school for public reporting purposes, effective with the 2021-22 school year. Currently, school divisions are permitted to enroll full-time MOP students in a traditional public school for public reporting purposes, although though these students typically do not receive instruction from the staff of the school, and reside outside of the enrolling school division. This would ensure that the public reporting information for traditional public schools reflects the student body that physically attends such traditional public schools.)

Chief Patron: McQuinn

Item 145 #27h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$120,000 GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,858,760,121".

Page 159, after line 22, insert:

"Albuterol and Valved Holding Chambers \$0 \$120,000".

Page 198, after line 4, insert:

"45. Out of this appropriation, \$120,000 the second year from the general fund is allocated to support the purchase of albuterol and valved holding chambers in the public schools of the Commonwealth."

Explanation:

(This amendment provides \$120,000 the second year from the general fund to support the purchase of albuterol and spacers for public schools in Virginia. This allocation is provided to assist with the implementation of House Bill 2019.)

Chief Patron: Bourne

Item 145 #28h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$4,700,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,863,340,121".

Page 158, line 47, strike "\$133,057,800" and insert "\$137,757,800".

Page 173, line 14, strike "\$133,057,800" and insert "\$137,757,800".

Page 173, line 24, strike "26.0" and insert "26.5".

Explanation:

(This amendment provides \$4.7 million the second year from the general fund to supplement At-Risk Add-On funds. This has the impact of increasing the maximum range of the Add-On from 26.0 percent to 26.5 percent. A companion amendment in the Department of Criminal Justice Services reduces the School Resource Officer and Security Officer Incentive Grant Fund by \$4.7 million in the second year.)

Chief Patron: Ayala

Item 145 #29h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$12,600,000 GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,871,240,121".

Page 158, strike line 43, and insert:

Request to Amend House Bill 1800, as Introduced

"Compensation Supplement \$0 \$92,052,600".

Page 174, after line 50, insert:

"4) Out of the appropriation included in paragraph C.38. of this item, \$260,471 the second year from the Lottery Proceeds Fund are provided for a compensation supplement payment equal to 2.0 percent of base pay on July 1, 2021, for Regional Alternative Education Program instructional and support positions, as referenced in paragraph C. 38. of this item."

Page 175, strike lines 8 through 12.

Page 191, after line 16, insert:

"h. Out of the appropriation included in paragraph C. 38. of this item, \$354,951 the second year from the general fund is provided in the Academic Year Governor's School funding allocation to increase the per pupil amount the second year as an add-on for a compensation supplement payment equal to 2.0 percent of base pay on July 1, 2021, for Academic Year Governor's School instructional and support positions."

Page 191, strike lines 26 through 30.

Page 195, after line 38, insert:

"38. Compensation Supplement

a. Out of this appropriation, \$92,052,600 the second year from the general fund and \$260,471 the second year from the Lottery Proceeds Fund are provided for the state share of a payment of the following salary increases for funded SOQ instructional and support positions. Funded SOQ instructional positions shall include the teacher, school counselor, librarian, instructional aide, principal, and assistant principal positions funded through the SOQ staffing standards for each school division in the biennium. This amount includes \$354,941 the second year from the general fund referenced in paragraph C. 27. h. for the Academic Year Governor's Schools for the state share of a payment of the following salary increases for instructional and support positions, and this amount includes \$260,471 the second year from the Lottery Proceeds Fund referenced in paragraph C. 9. f. 4) for Regional Alternative Education Programs for the state share of a payment equivalent to a 2.0 percent salary increase effective July 1, 2021, for SOQ instructional and support positions.

b. It is the intent that the instructional and support position salaries are increased in school divisions throughout the state by at least an average of 2.0 percent during the second year. Sufficient funds are appropriated in this act to finance, on a statewide basis, the state share of a 2.0 percent salary increase the second year for funded SOQ instructional and support positions, effective July 1, 2021, to school divisions that certify to the Department of Education that salary increases of a minimum average of 2.0 percent have been or will have been provided during the 2020-2022 biennium, either in the first year or in the second year or through a combination of the two years, to instructional and support personnel, excluding any increases referenced in paragraph 2. The state funds for which the division is eligible to receive shall be matched by the local government, based on the composite index of local ability-to-pay, which shall be calculated using an effective date of July 1, 2021, as the basis for the local match requirement for both funded SOQ instructional and support positions.

c. This funding is not intended as a mandate to increase salaries."

Page 197, strike lines 33 through 52.

Request to Amend House Bill 1800, as Introduced

Page 198, strike lines 1 through 4.

Explanation:

(This amendment provides \$92.1 million the second year from the general fund and \$260,471 the second year from the Lottery Proceeds fund to provide a 2.0 percent salary increase for SOQ-recognized instructional and support positions, to become effective July 1, 2021. This represents an addition of \$12.6 million the second year to provide a two percent salary increase in lieu of the two percent bonus that was proposed in the budget as introduced.)

Chief Patron: Kilgore

Item 145 #30h

Education

Direct Aid to Public Education

Language

Language:

Page 196, after line 46, insert:

"The Governor shall include in his introduced budget for consideration by the 2022 General Assembly, and in each successive introduced budget, no loss funding to ensure that no school division experiences a loss of state funding between two successive fiscal years."

Explanation:

(This amendment directs the Governor to include no loss funding for school divisions in future introduced budgets, beginning with the introduced 2022-24 biennial budget.)

Chief Patron: Guzman

Item 145 #31h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

\$3,960,000

GF

Language:

Page 157, line 33, strike "\$7,858,640,121" and insert "\$7,862,600,121".

Page 188, after line 20, insert:

"d. Out of this appropriation, \$3,960,000 the second year from the general fund are provided to support local funding of special education coordinators or administrators."

Explanation:

(This amendment provides \$3.9 million the second year from the general fund to fund special education coordinator or administrator positions to help with the administration, compliance and accountability for special education services in the Commonwealth.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Runion

Item 150 #2h

Higher Education

FY20-21

FY21-22

State Council of Higher Education for
Virginia

\$0

\$9,500,000

GF

Language:

Page 200, line 26, strike "\$105,568,934" and insert "\$115,068,934".

Page 201, line 18, strike "\$4,000" and insert "\$4,500".

Page 202, line 10, strike "are not eligible to receive awards" and insert:
"are eligible to receive awards up to \$2,250".

Explanation:

(This amendment requests additional general fund to increase the tuition assistance grant (VTAG) award to \$4,500 and to reinstate student eligibility for a VTAG award for online and distance education programs at an amount reflective of the lower cost to deliver such programs.)

Chief Patron: Reid

Item 150 #3h

Higher Education

FY20-21

FY21-22

State Council of Higher Education for
Virginia

\$250,000

\$750,000

GF

Language:

Page 200, line 26, strike "\$92,448,559" and insert "\$92,698,559".

Page 200, line 26, strike "\$105,568,934" and insert "\$106,318,934".

Page 202, line 26, strike "\$1,980,000" and insert "\$2,230,000".

Page 202, line 26, strike "\$1,980,000" and insert "\$2,730,000".

Explanation:

(This amendment requests additional funding for the Virginia Military Survivors and Dependent Education Program (VMSDEP) for projected participation levels.)

Chief Patron: Lopez

Item 150 #4h

Higher Education

FY20-21

FY21-22

State Council of Higher Education for
Virginia

\$0

\$1,000,000

GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 200, line 26, strike "\$105,568,934" and insert "\$106,568,934".

Explanation:

(This amendment requests additional general fund in order to cover the expansion of Tuition Assistance Grants to all students eligible for in-state tuition, including undocumented students as directed by forthcoming legislation.)

Chief Patron: Carr

Item 150 #5h

Higher Education

FY20-21

FY21-22

State Council of Higher Education for
Virginia

\$0

\$600,000 GF

Language:

Page 200, line 26, strike "\$105,568,934" and insert "\$106,168,934".

Page 202, line 10, strike "are not eligible to receive awards" and insert:
"are eligible to receive awards up to \$2,000".

Explanation:

(This amendment requests additional general fund to increase the tuition assistance grant (VTAG) award to reinstate student eligibility for a VTAG award for online and distance education programs at an amount reflective of the lower cost to deliver such programs.)

Chief Patron: Hurst

Item 152 #1h

Higher Education

FY20-21

FY21-22

State Council of Higher Education for
Virginia

\$0

\$250,000 GF

Language:

Page 205, line 6, strike "\$18,335,818" and insert "\$18,585,818".

Page 208, unstrike lines 1 through 3.

Page 208, line 1, strike "\$250,000 the first year and".

Explanation:

(This amendment requests restoration of funds to implement the Guidance to Postsecondary Success (GPS) program to increase college access and student success.)

Chief Patron: Coyner

Item 152 #2h

Request to Amend House Bill 1800, as Introduced

Higher Education	FY20-21	FY21-22	
State Council of Higher Education for Virginia	\$0	\$100,000	GF

Language:

Page 205, line 6, strike "\$18,335,818" and insert "\$18,435,818".

Page 208, after line 36, insert:

"U. 1. The State Council of Higher Education, in coordination with the University of Virginia and Virginia State University, shall conduct a pilot cost study and analysis to determine the effectiveness of detailed cost analysis in achieving greater financial efficiencies and mitigating the need for tuition increases.

2. In conducting the pilot study, the Council shall collect from the pilot institutions financial data on their expenditures at the program and discipline level. The Council, in coordination with the pilot institutions, shall identify opportunities for mitigating costs and increasing financial efficiencies.

3. By November 1, 2022, the State Council of Higher Education for Virginia shall report to the General Assembly its findings and recommendations regarding (i) whether a study or survey of institutional expenditures at the program and discipline level allows for greater financial analysis for improved cost efficiencies, (ii) what opportunities for improved cost efficiencies were identified throughout the study, (iii) whether any identified opportunities for improved cost efficiencies have been implemented, or are expected to be implemented, as a result of this study, (iv) any observed funding discrepancies between comparable programs or disciplines of the pilot institutions, (v) any successful methods used in conducting the pilot that may be utilized by other institutions of higher education in Virginia, and (vi) whether expanding the pilot study into an annual review conducted at all public institutions of higher education in Virginia would require any changes or adjustments made to the process and its oversight."

Explanation:

(This amendment requests funding for SCHEV to conduct a pilot cost analysis in effort to achieve greater financial efficiencies and mitigate the need for tuition increases.)

Chief Patron: Hurst

Item 152 #3h

Higher Education	FY20-21	FY21-22	
State Council of Higher Education for Virginia	\$0	\$400,000	GF

Language:

Page 205, line 6, strike "\$18,335,818" and insert "\$18,735,818".

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment requests funding to restore funding in the second year for the virtual library.)

Chief Patron: Carr

Item 152 #4h

Higher Education

FY20-21

FY21-22

State Council of Higher Education for
Virginia

\$0

\$300,000

GF

Language:

Page 205, line 6, strike "\$18,335,818" and insert "\$18,635,818".

Page 208, unstrike lines 4 through 27.

Page 208, line 4, strike "\$150,000 the first year and \$150,000" and insert:
"\$300,000".

Page 208, line 24, strike "2020" and insert "2021".

Page 208, line 27, strike "2020" and insert "2021".

Page 208, line 27, strike "2021" and insert "2022".

Explanation:

(This amendment restores funding for the requested cost study to be conducted by SCHEV.)

Chief Patron: Mullin

Item 156 #1h

Higher Education

FY20-21

FY21-22

Christopher Newport University

\$0

\$1,019,000

GF

\$0

\$651,500

NGF

0.00

19.00

FTE

Language:

Page 209, line 30, strike "\$81,019,468" and insert "\$82,689,968".

Explanation:

(This amendment requests on-going support for operations and maintenance (O&M) costs related to the opening of the new Fine Arts Center.)

Chief Patron: Mullin

Item 156 #2h

Higher Education

FY20-21

FY21-22

Christopher Newport University

\$0

\$2,800,000

GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 209, line 30, strike "\$81,019,468" and insert "\$83,819,468".

Explanation:

(This amendment requests the continuation of the Affordable Access funds issued in fiscal year 2021, as well as an increase of \$400,000 for CNU over fiscal year 2021 funds to bring the total support to \$2.8million.)

Chief Patron: Mullin

Item 157 #1h

Higher Education

FY20-21

FY21-22

Christopher Newport University

\$0

\$750,000

GF

Language:

Page 210, line 23, strike "\$10,141,930" and insert "\$10,891,930".

Explanation:

(This amendment requests an increase of \$750,000 in undergraduate need-based financial aid.)

Chief Patron: Jones J.C.

Item 160 #1h

Higher Education

FY20-21

FY21-22

The College of William and Mary in
Virginia

\$0
0.00

\$1,500,000
6.00

GF
FTE

Language:

Page 211, line 24, strike "\$227,490,351" and insert "\$228,990,351".

Explanation:

(This amendment requests additional funding at the College of William and Mary to help grow the pipeline of underrepresented minority faculty and postdoctoral researchers in the data science field. Growth of a diverse faculty is essential to the program meeting its full potential to advance social mobility in Virginia in this high impact field. William and Mary recognizes that the key to improving diversity throughout the data science field lies with focused investments in underrepresented minority faculty and researchers. The university's strong growth potential in data science is amplified by its interest and intent to work with partners like the Virginia Economic Development Partnership to meet the growing demands of industry and government stakeholders within the Commonwealth. A diverse faculty will stimulate innovation and embolden study by low-income and first-generation students, students of color, veterans, and others long excluded from technology industries.)

Chief Patron: Carr

Item 164 #1h

Higher Education

Richard Bland College

Language

Language:

Page 214, strike line 47, and insert:

"In order to advance the goals of The Commonwealth of Virginia, The Virginia Plan for Higher Education and Richard Bland College,".

Page 214, line 48, strike "education,".

Page 214, line 50, strike "experiential learning, stackable credentials," and insert: "work-based learning".

Page 214, line 51, after "competency-based programs" strike the remainder of the line and insert:

"that lead to high-demand fields and industries critical to the economic development of the Petersburg region and Virginia. In addition, Richard Bland College may:".

Page 214, strike line 52.

Page 215, strike lines 1 through 5.

Page 215, after line 5, insert:

"1. Identify higher education partners to pursue shared services and other options for cost reduction and increased efficiencies for any non-core business functions of the college. Unitization of shared services functions with other institutions in the areas of Collections, Enterprise Resource Program (ERP), Procurement, and Accounts Payable will reduce overhead expenses and enable re-investment in the College's core business;

2. Identify higher education partners to strategically merge and align academic programming to advance the credential and completion goals outlined in the Virginia Plan for Higher Education;".

Page 215, line 6, strike "1." and insert "3."

Page 215, strike lines 14 through 22.

Page 215, strike lines 33 through 41.

Explanation:

(This amendment updates and makes some technical revisions to the authority Richard Bland College has to explore innovative partnerships and solutions in order to enhance educational opportunities for traditional and non-traditional students.)

Chief Patron: Jones J.C.

Item 168 #1h

Higher Education

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Virginia Institute of Marine Science	\$0	\$450,000	GF
	0.00	5.00	FTE

Language:

Page 216, line 38, strike "\$27,010,448" and insert "\$27,460,448".

Explanation:

(This amendment requests \$450,000 and 5 FTEs at the Virginia Institute of Marine Science (VIMS) in an effort to grow the pipeline of underrepresented minority faculty by hiring postdoctoral researchers in marine science. Postdoctoral researchers work alongside faculty to assist with expanding our knowledge of fish in the Chesapeake Bay, managing aquatic diseases that impact shellfish, exploring the benefits of submerged aquatic vegetation, and understanding the effects of harmful algal blooms on people and marine life. This newly created postdoctoral program is essential to VIMS meeting its objective of advancing social mobility in a field that has a global impact on the prosperity of coastal communities. VIMS recognizes that the key to improving diversity in the marine sciences lies with focused investments in underrepresented minority faculty, more specifically with postdoctoral researchers. Faculty diversity increases innovation on campus, promotes dynamic problem solving and fosters an atmosphere that enhances VIMS' mission and overall excellence.)

Chief Patron: Hodges

Item 168 #2h

Higher Education	FY20-21	FY21-22	
Virginia Institute of Marine Science	\$225,000	\$225,000	GF
	2.20	2.20	FTE

Language:

Page 216, line 38, strike "\$26,825,448" and insert "\$27,050,448".

Page 216, line 38, strike "\$27,010,448" and insert "\$27,235,448".

Explanation:

(This amendment requests funding to provide science-based guidance on the management of existing and emerging disease threats to critical fishery and aquaculture resources in the Commonwealth and Chesapeake Bay region.)

Chief Patron: Hodges

Item 168 #3h

Higher Education	FY20-21	FY21-22	
Virginia Institute of Marine Science	\$250,000	\$250,000	GF
	2.70	0.00	FTE

Language:

Request to Amend House Bill 1800, as Introduced

Page 216, line 38, strike "\$26,825,448" and insert "\$27,075,448".

Page 216, line 38, strike "\$27,010,448" and insert "\$27,260,448".

Explanation:

(This amendment requests funding to provide scientific data for the management of saltwater fisheries in the Commonwealth of Virginia.)

Chief Patron: Carr

Item 175 #1h

Higher Education

FY20-21

FY21-22

James Madison University

\$0

\$5,000,000 GF

Language:

Page 222, line 41, strike "\$343,368,529" and insert "\$348,368,529".

Explanation:

(This amendment requests additional general fund to support in-state undergraduate enrollment growth and address the disparities of general fund support per in-state student relative to other public institutions.)

Chief Patron: Askew

Item 183 #1h

Higher Education

FY20-21

FY21-22

Norfolk State University

\$0

\$2,500,000 GF

Language:

Page 227, line 13, strike "\$100,293,110" and insert "\$102,793,110".

Explanation:

(This amendment requests \$2,500,000 in the second year from the general fund is designated for the development and operation of a joint School of Public Health in partnership with Old Dominion University and Norfolk State University.)

Chief Patron: Hayes

Item 183 #2h

Higher Education

FY20-21

FY21-22

Norfolk State University

\$0

\$262,500 GF

Language:

Page 227, line 13, strike "\$100,293,110" and insert "\$100,555,610".

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment requests funding to increase capacity to deliver both in-person and telehealth counseling.)

Chief Patron: Askew

Item 187 #1h

Higher Education

FY20-21

FY21-22

Old Dominion University

\$0

\$2,500,000 GF

Language:

Page 230, line 6, strike "\$326,951,395" and insert "\$329,451,395".

Explanation:

(This amendment requests \$2,500,000 in the second year from the general fund is designated for the development and operation of a joint School of Public Health in partnership with Old Dominion University and Norfolk State University.)

Chief Patron: Hurst

Item 191 #1h

Higher Education

FY20-21

FY21-22

Radford University

\$0

\$10,000,000 GF

Language:

Page 233, line 41, strike "\$135,081,721" and insert "\$145,081,721".

Explanation:

(This amendment requests additional funding for operating support to further reduce tuition and fees for Virginians attending RUC to close the differential gap in tuition between the two campus sites. Increased investment by the Commonwealth would provide additional accessibility and affordability for Virginians enrolled in high-demand, high-paying health professions programs, and increase the number of health care professionals living and working in Southwest Virginia.)

Chief Patron: Cole J.

Item 196 #1h

Higher Education

FY20-21

FY21-22

University of Mary Washington

\$5,550,814

\$5,550,814 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 236, line 10, strike "\$80,597,650" and insert "\$86,148,464".

Page 236, line 10, strike "\$80,597,650" and insert "\$86,148,464".

Explanation:

(This amendment requests funding to support increased operating costs associated with the COVID-19 pandemic. These additional costs include 1) entry, exit and surveillance testing; 2) extraordinary services and supplies through UMW's health center; 3) equipment, materials, and software to support distance learning; 4) PPE and additional cleaning supplies and services; 5) equipment and other supplies to support teleworking; 6) costs to support social distancing protocols, including tents and outdoor seating; 7) supplies and rental expenses supporting isolation and quarantine spaces; and, 8) signage and other communications related to campus health and safety practices and protocols for students, faculty and staff. CARES Act funding supported only fall 2020 expenses.)

Chief Patron: Cole J.

Item 196 #2h

Higher Education

FY20-21

FY21-22

University of Mary Washington

\$0

\$665,000 GF

Language:

Page 236, line 10, strike "\$80,597,650" and insert "\$81,262,650".

Explanation:

(This amendment requests general fund support for the University of Mary Washington's Workforce Development Initiative. The UMW Workforce Development Initiative partners three K-12 school districts, a community college, a public liberal arts university, and industry to develop a curriculum that accelerates time to degree, lowers cost of attendance, eliminates the skills gap that exists between educational experiences and work, reduces the reliance on student loan debt to finance both the degree competencies required to compete in the 21st century, and produces career-ready graduates whose experiences will empower them both socially and economically into their futures.)

Chief Patron: Cole J.

Item 196 #3h

Higher Education

FY20-21

FY21-22

University of Mary Washington

\$0

\$3,300,000 GF

Language:

Page 236, line 10, strike "\$80,597,650" and insert "\$83,897,650".

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment requests continuation of the general fund provided under the maintain Affordable Access initiative from the 2020 Special Session I.)

Chief Patron: Sickles

Item 205 #1h

Higher Education	FY20-21	FY21-22	
University of Virginia	\$0	\$5,000,000	GF

Language:

Page 241, line 48, strike "\$578,028,122" and insert "\$583,028,122".

Page 242, line 12, strike the second "\$4,162,634" and insert "\$9,162,634".

Explanation:

(This amendment requests additional funding to support cancer research at the University of Virginia.)

Chief Patron: Rasoul

Item 210 #1h

Higher Education	FY20-21	FY21-22	
University of Virginia's College at Wise	\$0	\$810,912	GF

Language:

Page 244, line 6, strike "\$30,619,387" and insert "\$31,430,299".

Explanation:

(This amendment requests funds to expand the UVA Wise Nursing Program and provide expedited access to additional highly skilled health care providers. UVA Wise is proposing to partner with the University of Virginia's College of Nursing to bring their Family Nurse Practitioner (FNP) program to Wise. By delivering this program jointly it will expedite quicker program implementation, and bring a nationally renowned program in a "hands-on" rural setting at a less expensive cost than developing this needed program independently.)

Chief Patron: Carr

Item 214 #1h

Higher Education	FY20-21	FY21-22	
Virginia Commonwealth University	\$0	\$5,000,000	GF

Language:

Page 246, line 8, strike "\$661,732,918" and insert "\$666,732,918".

Request to Amend House Bill 1800, as Introduced

Page 247, line 15, after "G.", insert "1."

Page 247, after line 17, insert:

"2. Out of this appropriation, \$5,000,000 the second year from the general fund is designated for the L. Douglas Wilder School of Government and Public Affairs at Virginia Commonwealth University to support the Research Institute for Social Equity (RISE) addressing issues of racism and racial equity in public policy."

Explanation:

(This amendment requests additional funding to confront racial equity and social justice work in public affairs. Specifically this investment will include; 1) enhancing racial equity research and analysis; 2) expanding social equity training and expanding career professionals dedicated to anti-racism work in public policy with a focus on the fields of criminal justice and emergency management; 3) expanding our Minority Political Leadership Institute; 4) the development of racial equity and social justice tools for government and non-profit agencies, advocacy groups and community members; and 5) expanding our collaboration with Virginia Union University.)

Chief Patron: Carr

Item 220 #1h

Higher Education

FY20-21

FY21-22

Virginia Community College System

\$296,314

\$296,314 GF

Language:

Page 251, line 14, strike "\$933,248,443" and insert "\$933,544,757".

Page 251, line 14, strike "\$939,748,443" and insert "\$940,044,757".

Page 254, after line 11, insert:

"AA. Out of this appropriation, \$296,314 each year from the general fund is designated for Southside Virginia Community College to implement the Solar Hands-On Instructional Network of Excellence (SHINE) workforce program."

Explanation:

(This amendment requests funding for Southside Virginia Community College to implement the Solar Hands-On Instructional Network of Excellence (SHINE) initiative. The initiative is a public-private partnership that provides training for for those seeking employment opportunities in the solar industry. The program identifies the timing and location of solar project development in Virginia and uses that information to focus its training toward job openings as they become available. This targeted approach to workforce training/development maximizes SHINE's ability to connect program graduates with sought-after jobs upon completion of the program.)

Chief Patron: Austin

Item 220 #2h

Request to Amend House Bill 1800, as Introduced

Higher Education	FY20-21	FY21-22	
Virginia Community College System	\$0	\$413,689	GF

Language:

Page 251, line 14, strike "\$939,748,443" and insert "\$940,162,132".

Page 254, unstrike lines 2 through 6.

Page 254, line 2, strike "\$385,177" and insert "\$413,689".

Explanation:

(This amendment provides funding for two programs that have transferred to Virginia Western Community College as a result of the merger of Radford University and the Jefferson College of Health Sciences authorized in Chapter 60 of the 2019 Acts of Assembly.)

Chief Patron: Austin

Item 220 #3h

Higher Education	FY20-21	FY21-22	
Virginia Community College System	\$0	\$2,500,000	GF

Language:

Page 251, line 14, strike "\$939,748,443" and insert "\$942,248,443".

Page 254, after line 11, insert:

"AA. Out of this appropriation, \$2,500,000 the second year from the general fund is designated for health science and technology education at Virginia Western, New River and Dabney S. Lancaster Community Colleges."

Explanation:

(This amendment provides funding to support expansion of a program between Roanoke City, Roanoke County and Botetourt County Public Schools, Virginia Western Community College, Dabney S. Lancaster Community College, New River Community College, Radford University Carilion, and regional healthcare employers that creates a pipeline of high school students to address employer needs. All school divisions in the service region of each community college are participating in this program's curriculum.)

Chief Patron: Poindexter

Item 221 #1h

Higher Education	FY20-21	FY21-22	
Virginia Community College System	\$0	(\$34,500,000)	GF

Language:

Page 254, line 15, strike "\$125,404,661" and insert "\$90,904,661".

Request to Amend House Bill 1800, as Introduced

Page 254, strike lines 44 through 53.
Page 258, strike lines 37 through 53.
Page 259, strike lines 1 through 39.

Explanation:

(This amendment defers the implementation of the proposed new G-3 initiative at the community colleges.)

Chief Patron: Sickles

Item 221 #2h

Higher Education

Virginia Community College System

Language

Language:

Page 258, after line 53, insert:

"d. 1) In addition, healthcare workers, first responders and other essential workers as defined under Phase 1a and 1b of the Center for Disease Control (CDC) and Virginia Department of Health (VDH) and that are serving in the frontline of the COVID-19 pandemic shall be eligible for programs offered under the G-3 initiative that enhance or upgrade their skills at no cost during the period that is covered under the state of emergency and for two years thereafter."

Explanation:

(This amendment provides training and programs under the G3 initiative free to healthcare workers, first responders and other essential workers as defined under Phase 1a and 1b of the Center for Disease Control (CDC) and Virginia Department of Health (VDH) and that are serving in the frontline of the COVID-19 pandemic while Virginia remains in a state of emergency for the pandemic and for two years thereafter.)

Chief Patron: Hurst

Item 233 #1h

Higher Education

FY20-21

FY21-22

Virginia Polytechnic Institute and
State University

\$0

\$25,000,000 GF

Language:

Page 267, line 43, strike "\$353,801,687" and insert "\$378,801,687".

Explanation:

(This amendment requests funding to Virginia Tech/Carilion Medical School to conduct medical research directly associated with the advent of treatments for the long term effects of the COVID-19 virus.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Byron

Item 233 #2h

Higher Education

FY20-21

FY21-22

Virginia Polytechnic Institute and
State University

\$0

\$100,000 GF

Language:

Page 267, line 42, strike "\$353,801,687" and insert "\$353,901,687".

Page 268, after line 29, insert:

"E. Out of this appropriation, \$100,000 the second year from the general fund is designated for Virginia Polytechnic Institute and State University to conduct an assessment of the factors impacting the risk of electric shock drowning at Smith Mountain Lake, Virginia. Virginia Polytechnic Institute and State University shall collaborate with the Department of General Services, AEP Appalachian Power, and other state agencies as necessary in conducting this assessment. Virginia Polytechnic Institute and State University shall report its findings and any recommendations to the Governor and General Assembly by November 1, 2021."

Explanation:

(This amendment requests funding to allow Virginia Tech to conduct an assessment of electric shock drowning at Smith Mountain Lake, Virginia.)

Chief Patron: Hurst

Item 234 #1h

Higher Education

FY20-21

FY21-22

Virginia Polytechnic Institute and
State University

\$0

\$385,368 GF

Language:

Page 268, line 30, strike "\$2,757,350" and insert "\$3,142,718".

Explanation:

(This amendment requests additional general fund to address funding per cadet difference at the Virginia Tech Corps of Cadets compared to VMI.)

Chief Patron: Bulova

Item 236 #1h

Higher Education

FY20-21

FY21-22

Virginia Cooperative Extension and
Agricultural Experiment Station

\$0

\$1,920,000 GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 269, line 15, strike "\$93,864,832" and insert "\$95,784,832".

Page 269, after line 47, insert:

"F. Out of this appropriation, \$1,920,000 the second year from the general fund is designated to support extension programs including \$1,050,000 for equipment and technology upgrades, \$470,000 to phase in addition of extension agents and specialists, and \$400,000 for compensation adjustments. Funding for the equipment and technology upgrades will enhance the quality of research and extension programming at the Agricultural Research and Extension Centers."

Explanation:

(This amendment requests funding to support extension programs. This request is centered around four primary elements: Internet Connectivity, Modernization of Research Equipment, Critical Personnel, and Market Competitiveness. Building resilience in our communities across the Commonwealth is fundamental to the mission of the Virginia Cooperative Extension and Agricultural Experiment Station (VCE/VAES). Supporting the economic prosperity, furthering research and discovery, and educating our citizens leads to greater prosperity in communities that have struggled to keep pace in an innovation-based economy.)

Chief Patron: McQuinn

Item 244 #1h

Other Education

FY20-21

FY21-22

Jamestown-Yorktown Foundation

\$0

\$471,820 GF

Language:

Page 275, line 8, strike "\$19,920,791" and insert "\$20,392,611".

Explanation:

(This amendment requests funding to support frontline personnel engaged in direct service delivery of museum and educational programming. The employees are currently employed in interpretation, on-site education, outreach education, and support services. These funds provide a competitive base salary and hourly rate for these employees relative to the local market and partially addresses retention challenges.)

Chief Patron: Plum

Item 244 #2h

Other Education

FY20-21

FY21-22

Jamestown-Yorktown Foundation

\$0

\$412,484 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 275, line 8, strike "\$19,920,791" and insert "\$20,333,275".

Explanation:

(This amendment requests funding to enhance digital marketing and social media capabilities to more closely align with the agency's mission, direct marketing dollars to support key marketing strategies, and the development, promotion and maintenance of a new, re-focused website. Marketing funds support non-general fund revenue generation that has historically provided 50 percent of the agency operating budget.)

Chief Patron: Carr

Item 247 #1h

Other Education

FY20-21

FY21-22

The Library Of Virginia

\$0

\$1,000,000

GF

Language:

Page 276, line 31, strike "\$17,233,584" and insert "\$18,233,584".

Explanation:

(This amendment requests funding to restore state aid to local public libraries eliminated in the introduced budget.)

Chief Patron: Jones J.C.

Item 254 #1h

Higher Education

FY20-21

FY21-22

Eastern Virginia Medical School

\$625,000

\$625,000

GF

Language:

Page 280, line 22, strike "\$30,365,881" and insert "\$30,990,881".

Page 280, line 22, strike "\$30,365,881" and insert "\$30,990,881".

Explanation:

(This amendment provides additional funding for increased faculty support and curriculum development.)

Chief Patron: Cox

Item 262.70 #1h

Education: Higher Education

FY20-21

FY21-22

In-State Undergraduate Tuition

\$0

\$90,234,100

GF

Moderation

Request to Amend House Bill 1800, as Introduced

Language:

Page 287, after line 9, insert:

"262.70 Tuition Moderation Incentive Fund	\$0	\$90,234,100
Fund Sources: General	\$0	\$90,234,100 "

Page 287, after line 9, insert:

"A.1. Out of this appropriation, \$90,234,100 the second year from the general fund is designated for In-State Undergraduate Affordability with allocations to public colleges and universities as follows:

Institution	Annual Amount
Christopher Newport University	\$1,765,800
College of William and Mary	3,434,400
George Mason University	8,483,900
James Madison University	5,270,000
Longwood University	3,750,000
University of Mary Washington	1,740,000
Norfolk State University	1,250,000
Old Dominion University	5,870,000
Radford University	2,455,700
University of Virginia	7,700,000
University of Virginia's College at Wise	1,250,000
Virginia Commonwealth University	13,710,000
Virginia Military Institute	1,250,000
Virginia Polytechnic Institute & State University	10,610,000
Virginia State University	1,250,000
Richard Bland College	1,250,000
Virginia Community College System	19,194,300
Total	\$90,234,100

2. Allocations listed in paragraph A.1. of this item shall be granted to public colleges and universities in fiscal year 2022 so long as they maintain tuition and mandatory Educational and General (E & G) fee charges including tuition differentials for in-state undergraduate students to fiscal year 2021 levels.

3. The State Council of Higher Education for Virginia (SCHEV) shall certify whether each public college and university has met the tuition freeze requirements of this fund. SCHEV shall report its findings to the Governor, the Chairs of the House Appropriations and Senate Finance and Appropriations Committees, and the Director of the Department of Planning and Budget by July 1, 2021.

Request to Amend House Bill 1800, as Introduced

4. Upon certification by SCHEV that the requirements in paragraph A.2. have been met, the Director, Department of Planning and Budget, shall transfer the amounts listed above to each of the certified institutions. The amounts transferred to each institution shall not revert and shall become part of the institution's fiscal year 2022 base for subsequent biennia.

5. If an institution elects to increase tuition and mandatory E & G fees for in-state undergraduate students in fiscal year 2022 above the fiscal year 2021 levels, the institution shall not be eligible for an allocation from the fund.

6. The Rector, Board of Visitors of institutions choosing to forego allocations from this item and electing to increase tuition and mandatory E & G fees for in-state undergraduate students in fiscal year 2022 shall communicate the Board Resolution certifying that decision to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by August 1, 2021.

7. All unallocated funds shall be transferred to Item 275, the Revenue Cash Reserve by September 1, 2021."

Explanation:

(This amendment provides general fund in order to freeze in-state undergraduate tuition for the 2021-2022 academic year at Virginia public colleges and universities.)

Chief Patron: Carr

Item 262.80 #1h

Higher Education

FY20-21

FY21-22

Maintain Affordable Access

\$34,500,000

\$138,783,000 GF

Language:

Page 287, line 16, strike "\$60,000,000" and insert "\$94,500,000".

Page 287, line 16, strike "\$0" and insert "\$138,783,000".

Page 287, strike lines 20 through 22 and insert:

"A. Out of this appropriation, \$60,000,000 the first year and \$73,500,000 the second year from the general fund is designated to maintain affordable access to public colleges and universities. Institutions may use these funds for operational support, to enhance financial aid, or to address the impacts of the COVID-19 pandemic. For purposes of base budget development, these appropriated funds shall be transferred to the individual institution. Allocations from this item are as follows:

Institution

**FY 2021
Allocation**

**FY 2022
Allocation**

Christopher Newport University

\$2,400,000

\$2,400,000

College of William and Mary

3,500,000

3,500,000

Request to Amend House Bill 1800, as Introduced

George Mason University	0	9,000,000
James Madison University	5,700,000	5,700,000
Longwood University	1,500,000	1,500,000
University of Mary Washington	3,300,000	3,300,000
Norfolk State University	2,000,000	2,000,000
Old Dominion University	0	4,500,000
Radford University	4,900,000	4,900,000
University of Virginia	3,000,000	3,000,000
University of Virginia's College at Wise	1,000,000	1,000,000
Virginia Commonwealth University	10,000,000	10,000,000
Virginia Military Institute	1,000,000	1,000,000
Virginia Polytechnic Institute & State University	4,000,000	4,000,000
Virginia State University	1,700,000	1,700,000
Richard Bland College	1,000,000	1,000,000
Virginia Community College System	15,000,000	15,000,000
Total	\$60,000,000	\$73,500,000"

Page 287, strike lines 23 through 39.

Page 287, strike lines 40 through 41 and insert:

"B. Out of this appropriation, \$34,500,000 the first year from the general fund is provided for the costs of conducting COVID-19 tests at Virginia's public colleges and universities. Any unexpended balances shall be carried over to the second year of the biennium.

C. Out of this appropriation, \$65,283,000 the second year from the general fund is provided to Virginia's public colleges and universities as a base adjustment to enable institutions to address affordability given unavoidable cost increases. For purposes of base budget development, these appropriated funds shall be transferred to the individual institution.

Institution	FY 2022 Allocation
Christopher Newport University	\$1,461,709
College of William and Mary	2,246,550
George Mason University	6,629,255
James Madison University	4,099,290
Longwood University	1,102,048
University of Mary Washington	1,206,451
Norfolk State University	1,376,665
Old Dominion University	4,582,208
Radford University	2,171,532
University of Virginia	5,714,761

Request to Amend House Bill 1800, as Introduced

University of Virginia's College at Wise	516,952
Virginia Commonwealth University	7,932,754
Virginia Military Institute	395,861
Virginia Polytechnic Institute & State University	8,026,990
Virginia State University	1,065,974
Richard Bland College	273,003
Virginia Community College System	16,480,997
Total	\$65,283,000

D. To provide additional operational relief to institutions of higher education, the following reporting and procurement policies shall be modified accordingly:

1. Reporting requirements on intercollegiate athletic revenues and expenses, specifically related to the share of athletic revenues from school funds and student fees, as set out in § 23.1-1309, Code of Virginia, shall be temporarily suspended for fiscal years 2020, 2021, and 2022. For future reporting on fiscal year 2023 and beyond, fiscal years 2020, 2021, and 2022 shall be excluded from the calculated five-year rolling average of the change in generated revenue and student fees also outlined in § 23.1-1309, Code of Virginia.

2. Pursuant to Item 128 of this act, the Department of Small Business and Supplier Diversity shall create and streamline pathways for Virginia businesses to become and continue to be certified as Small, Women-owned, or Minority-owned Businesses, including but not limited to including vendors that meet federal or other states' designations, modifying income tax return disclosure requirements for sole proprietors, and streamlining and/or automating the recertification process.

3. Consistent with the 2019 updates to the Virginia Public Procurement Act, institutions of higher education that have entered into memoranda of understanding or management agreements with the state are permitted to conform their Request for Proposal advertising rules to that of § 2.2-4302.2.A.2.”

Explanation:

(This amendment addresses the funding needs of Virginia’s public colleges and universities to meet the challenges of the COVID-19 pandemic, support operations, and address access and affordability.)

Chief Patron: Sickles

Item 264 #1h

Finance

Secretary of Finance

Language

Language:

Request to Amend House Bill 1800, as Introduced

Page 291, line 12, after "B." insert "1."

Page 291, after line 20, insert:

"2. The Secretaries of Finance and Administration shall convene a workgroup to study and provide recommendations to the Governor and General Assembly related to the establishment of collective bargaining rights for consumer directed Medicaid reimbursed home care workers. The workgroup shall review similar actions implemented by other states and associated costs as well as outlining steps to establishing collective bargaining rights for consumer directed Medicaid reimbursed home care workers. The group will include staff from the Department of Human Resource Management, Department of Medicaid Assistance, Services Department of Labor and Industry, two consumer-direct home care workers, one consumer of consumer-direct home care services, and a representative of a worker organization representing home health care workers. The workgroup shall submit a report on its findings and recommendations to the Governor, Chairs of the House Committee on Appropriations, House Committee on Labor and Commerce, and the Chairs of the Senate Committee on Commerce and Labor and Senate Committee on Finance and Appropriations on or before December 31, 2021."

Explanation:

(This amendment creates a workgroup to examine the establishment of collective bargaining rights for consumer directed home health care workers.)

Chief Patron: McQuinn

Item 273 #1h

Finance

FY20-21

FY21-22

Department of Accounts Transfer
Payments

\$0

\$20,000,000 GF

Language:

Page 295, line 48, strike "\$583,895,000" and insert "\$603,895,000".

Page 296, after line 54, insert:

"F. Notwithstanding the provisions of §§ 58.1-816.A, 58.1-816.B, and 33.2-2600.1.B, Code of Virginia, and Item 452 B.1 of the 2020 Virginia Acts of Assembly \$20,000,000 in the second year in state recordation tax revenues not deposited into the Hampton Roads Regional Trust Fund, not collected from localities in Planning District 8, and not set aside under the provisions of § 58.1-816.1. shall be apportioned and distributed quarterly to each county or city except for those counties or cities located in Planning District 8 or counties and cities in a transportation district in Hampton Roads created pursuant to Virginia Code § 33.2-1903, by the Comptroller by multiplying the amount to be distributed by a fraction in which the numerator is the amount of the taxes imposed under §§ 58.1-801 through 58.1-809 and actually paid into the state treasury which are attributable to deeds and other instruments recorded in the county or city and the denominator is the amount of taxes imposed under §§ 58.1-801 through 58.1-809 actually paid into the state treasury. All distributions pursuant to clause (ii) shall be made on a quarterly basis within 30 days of the end of the quarter. Such quarterly distribution shall equal one quarter

Request to Amend House Bill 1800, as Introduced

of the annual distribution amount set forth in subsection A available after the distribution required by clause (i). Each clerk of the court shall certify to the Comptroller, within 15 days after the end of the quarter, all amounts collected under §§ 58.1-801 through 58.1-809 and actually paid into the state treasury which are attributable to deeds and other instruments recorded in such county or city.”

Explanation:

(This amendment offsets the \$20 million distribution that was redirected to Hampton Roads Transit (HRT) with a use of general funds generated from state recordation tax revenues to hold harmless localities not served by HRT previously receiving this distribution. This does not impact distribution to the Hampton Roads Regional Trust Fund.)

Chief Patron: Tran

Item 282 #1h

Finance

Department of Taxation

Language

Language:

Page 304, line 51, strike ";" and insert:

". Such fee shall not apply to such requests submitted on or after July 1, 2021. 2. Notwithstanding any other provision of law, effective July 1, 2017, the Department of Taxation shall charge a fee of".

Page 305, line 2, strike "2" and insert "3".

Page 305, line 6, strike "3" and insert "4".

Explanation:

(This amendment removes the requirement that the Department of Taxation (TAX) charge a filing fee of \$275 for a ruling letter or advisory opinion starting July 1, 2021. This amendment will have a revenue impact as these filing fees are deposited by TAX into the general fund, estimated at \$5,000.)

Chief Patron: Heretick

Item 285 #1h

Finance

FY20-21

FY21-22

Department of the Treasury

\$0

\$303,004

GF

Language:

Page 307, line 42, strike "\$35,394,705" and insert "\$35,697,709".

Page 308, after line 45, insert:

"J. Out of the amounts for this item shall be paid \$303,004 the first year from the general fund

Request to Amend House Bill 1800, as Introduced

as a lump sum payment within 60 days of signing the release for the relief of Ms. Esther Thorne, pursuant to the passage of legislation in the 2021 General Assembly. \$15,000 shall be deducted from this award total and repaid to the Criminal Fund under the provisions provided in subsection C. of § 8.01-195.11 of the Code of Virginia."

Explanation:

(This amendment provides compensation for the wrongful incarceration of Mr. Esther Thorne.)

Chief Patron: Avoli

Item 288 #1h

Finance

Treasury Board

Language

Language:

Page 312, after line 23, insert:

"Middle River Regional Jail-Expansion and Renovation \$24,125,430".

Page 312, line 30, strike "\$50,278,483" and insert "\$74,403,913".

Explanation:

(This amendment adds the Middle River Regional Jail expansion project to the current list of local and regional jail capital projects for which the Commonwealth will provide 25 percent reimbursement of eligible costs as approved by the Department of Corrections.)

Chief Patron: Samirah

Item 291 #1h

Health and Human Resources

FY20-21

FY21-22

Secretary of Health and Human
Resources

\$0

\$175,000 GF

Language:

Page 317, line 3, strike "\$878,064" and insert "\$1,053,064".

Explanation:

(This amendment provides \$175,000 from the general fund the second year for the Secretary of Health and Human Resources to contract for a study of options for financing universal health care in the Commonwealth pursuant to House Bill 2271 introduced in the 2021 Session.)

Chief Patron: Sickles

Item 292 #1h

Health and Human Resources

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Children's Services Act \$0 \$2,336,431 GF

Language:

Page 319, line 4, strike "\$384,786,416" and insert "\$387,122,847".

Page 321, line 25, after "2007 base.", insert:

“Beginning July 1, 2021, no local match shall be required for the portion of Medicaid residential costs that would have been reimbursed previously through Title IV-E funds.”

Explanation:

(This amendment adds \$2.3 million the second year from the general fund and language exempting local governments from providing the local match for costs that heretofore have been funded through Title IV-E, which is a state-federal partnership, and are being shifted to Medicaid, which requires a local match.)

Chief Patron: Reid

Item 292 #2h

Health and Human Resources

Children's Services Act

Language

Language:

Page 323, strike lines 6 through 14.

Explanation:

(This amendment removes language that would allow localities to adjust daily or monthly rates for the 2020-2021 school year for virtual or distance learning provided by a private school serving students with disabilities under the Children's Services Act.)

Chief Patron: Plum

Item 293 #1h

Health and Human Resources

Children's Services Act

Language

Language:

Page 324, after line 6, insert:

"D. All local CSA programs shall serve children who meet criteria established by the Office of Children's Services and the State Executive Council for the “non-mandated” eligibility category. Services for these children shall be paid with both state CSA funds set aside each year by the State Executive Council from the CSA pool of funds and local government matching funds."

Explanation:

(This amendment adds language implementing recommendation number 11 from the Joint

Request to Amend House Bill 1800, as Introduced

Legislative Audit and Review Commission (JLARC) report, Review of the Children's Services Act (CSA) and Private Special Education Day School Costs. The JLARC review found that about half of localities do not use CSA funds to serve non-mandated children who could benefit from CSA-funded services.)

Chief Patron: Plum

Item 293 #2h

Health and Human Resources

Children's Services Act

Language

Language:

Page 324, after line 6, insert:

"D. The Office of Children's Services (OCS) shall develop and submit a plan to modify its staffing and operations to ensure effective local implementation of the Children's Services Act. The plan should detail how OCS will (i) regularly monitor local performance measures and child and family outcomes; (ii) use audit, performance, and outcomes data to identify local programs that need technical assistance; and (iii) work with local programs that are consistently underperforming to develop corrective action plans. The plan should include any new or different staff positions required, how those positions will be used to monitor and improve effectiveness, and the estimated cost of implementing these changes. The plan should be submitted to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees no later than November 1, 2021, in advance of the 2022 General Assembly session."

Explanation:

(This amendment adds language implementing recommendation number 15 from the Joint Legislative Audit and Review Commission (JLARC) report Review of the Children's Services Act and Private Special Education Day School Costs. JLARC also recommended that the General Assembly consider amending the Code of Virginia to grant OCS the responsibility and authority to regularly monitor local programs' performance, and work with local programs that underperform to strengthen their operations.)

Chief Patron: Plum

Item 293 #3h

Health and Human Resources

Children's Services Act

Language

Language:

Page 324, after line 6, insert:

"D. The Office of Children's Services (OCS) shall shall work with the Department of General Services to determine (i) the benefits and feasibility of statewide contracts for children's

Request to Amend House Bill 1800, as Introduced

services to be used by localities in their administration of the Children's Services Act program and (ii) the types of children's services and service providers that would be included. The Office of Children's Services shall work with the Office of the Attorney General to develop contracts to be made available to all local Children's Services Act programs where beneficial and feasible."

Explanation:

(This amendment adds language implementing recommendation number 18 from the Joint Legislative Audit and Review Commission (JLARC) report, Review of the Children's Services Act and Private Special Education Day School Costs. The JLARC review found that the decentralized approach to provider contracting is inefficient and costly. Further, smaller localities cannot effectively negotiate service rates with providers.)

Chief Patron: Plum

Item 293 #5h

Health and Human Resources

Children's Services Act

Language

Language:

Page 324, after line 6, insert:

"D. No private special education day school in Virginia shall receive Children's Services Act (CSA) pool funding unless it has been licensed by the Virginia Department of Education (VDOE) and provide VDOE and the Office of Children's Services a report of the current tuition rates and other fees charged for it's services, by campus, by July 1 of each year. Schools shall report this information using a standardized format developed by the Office of Children's Services. The Office of Children's Services and the Virginia Department of Education shall publish on their websites each school's tuition and fees, and this published information shall be updated annually."

Explanation:

(This amendment adds language implementing recommendation number 1, 2, and 7 from the Joint Legislative Audit and Review Commission (JLARC) report, Review of the Children's Services Act and Private Special Education Day School Costs.)

Chief Patron: Reid

Item 293 #6h

Health and Human Resources

FY20-21

FY21-22

Children's Services Act

\$0

(\$100,000) GF

Language:

Page 323, line 16, strike "\$2,059,796" and insert "\$1,959,796".

Request to Amend House Bill 1800, as Introduced

Page 323, strike lines 25 through 55.

Page 324, strike lines 1 through 6.

Explanation:

(This amendment removes language and funding that (i) continues a study by the Office of Children's Services on the current rates paid by localities to special education private day programs and (ii). authorizes additional funding for the Office of Children's Services to contract for assistance in implementing rate setting for private day special education rates effective July 1, 2022. The Joint Legislative Audit and Review Commission's 2020 CSA report studied these rates and concluded that this process was unnecessary and implementing rate setting for these services could result in increase costs.)

Chief Patron: Reid

Item 293 #8h

Health and Human Resources

Children's Services Act

Language

Language:

Page 323, strike lines 1 through 5.

Explanation:

(This amendment eliminates the annual 2% rate cap on increase that localities may pay for private day special services under the Children's Services Act. The 2020 JLARC report "Review of the Children's Services Act and Private Special Education Day School Costs" found that this tuition increase limit did not appear to result in any downward pressure on private day school costs.)

Chief Patron: Carr

Item 295 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$1,600,000

\$1,600,000

GF

Language:

Page 325, line 25, strike "\$885,000" and insert "\$2,485,000".

Page 325, line 25, strike "\$985,000" and insert "\$2,585,000".

Page 326, unstrike lines 8 through 36.

Explanation:

(This amendment restores funding and language that was provided in Chapter 1289, 2020 Acts of Assembly, to establish the Behavioral Health Loan Repayment Program. Funding for this item was unallotted in April, 2020 and eliminated in Chapter 56, 2020 Special Session I Acts of

Request to Amend House Bill 1800, as Introduced

Assembly. The program, which was established to address the severe shortage of behavioral health practitioners, would increase the number of Virginia behavioral health practitioners through the establishment of an educational loan repayment incentive that complements and coordinates with existing efforts to recruit and retain Virginia behavioral health practitioners. The program would allow for a variety of behavioral health practitioners to receive a student loan repayment award from the Commonwealth in exchange for providing service to Virginia communities that are otherwise underserved. Practitioners would receive loan repayment for up to 25 percent of student loan debt for each year of health care service provided to the Commonwealth. Maximum loan repayment amounts per year are dependent upon the type of behavioral health professional applying and shall not exceed the total student loan debt. Participating practitioners will have an initial two-year minimum participation obligation and may renew for a third and fourth year. This provides the practitioner with the opportunity to fully pay off their student loan debt while providing four years of service to the Commonwealth.)

Chief Patron: Hayes

Item 295 #2h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$500,000 GF

Language:

Page 325, line 25, strike "\$985,000" and insert "\$1,485,000".

Page 326, unstrike lines 37 through 52.

Explanation:

(This amendment restores \$500,000 the second year from the general fund to the Virginia Department of Health to establish a Nursing Preceptor Incentive Program. The funding and language establishing this program was contained Chapter 1289, 2020 Session Acts of Assembly, but was subsequently unallotted and eliminated in Chapter 56, 2020 Special Session I Acts of Assembly.)

Chief Patron: Reid

Item 296 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Health

0.00

30.00 FTE

Language:

Explanation:

(This amendment adds 30 full-time positions funded through nongeneral funds in the Virginia Department of Health's Office of Emergency Medical Services (OEMS). These positions would

Request to Amend House Bill 1800, as Introduced

backfill the loss of positions based on implementation of the agency's shared business services. However, the positions are needed to enable the Office to work directly with the Regional Emergency Medical Services (EMS) Councils. Each Council maintains a Board of Directors but they are staffed by OEMS. In addition, the OEMS will have responsibility for directly managing two regional EMS councils (Shenandoah and Rappahannock). Funding will be shifted within the Office to cover the cost of the added positions.)

Chief Patron: Sickles

Item 296 #2h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$12,000,000 GF

Language:

Page 326, line 54, strike "\$49,751,484" and insert "\$61,751,484".

Explanation:

(This amendment adds \$12.0 million the second year from the general fund to the Trauma Center Fund. The Fund has been greatly reduced due to statutory changes related to the reinstatement of motor vehicle licenses. This additional funding will help in defraying the costs of providing emergency medical care to victims of trauma and to offset uncompensated care losses, including readiness costs. Trauma patients are those with severe, multisystem injuries that require complex critical care resulting in additional costs for coordinated care and trauma center readiness. These additional costs are not reimbursed by public or private payers.)

Chief Patron: McGuire

Item 296 #3h

Health and Human Resources

Department of Health

Language

Language:

Page 327. line 20, after "organizations.", insert:

"The Virginia Department of Health shall develop and implement a plan to ensure timely quarterly distributions of Four for Life funding to the Virginia Association of Volunteer Rescue Squads beginning in May 2021, September 2021, January 2022 and May 2022."

Explanation:

(This amendment adds language ensuring the timely distribution of Four for Life funding to the Virginia Association of Volunteer Rescue Squads (VAVRS) for the remainder of fiscal year 2021 and through fiscal year 2022. This past year, receipt of these funds has been inconsistent due to the adoption of the new Shared Business Services at the Department of Health, resulting in difficulties with cash flow for the VAVRS.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Carr

Item 297 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$300,000 GF

Language:

Page 328, line 3, strike "\$16,001,106" and insert "\$16,301,106".

Page 328, after line 12, insert:

"The Department of Health shall establish a working group in the Office of the Chief Medical Examiner to plan for the creation of a Fetal and Infant Mortality Review Team pursuant to House Bill 1950."

Explanation:

(This amendment adds \$300,000 the second year from the general fund and language for the Department of Health to establish a working group plan to plan for the creation of a fetal and infant mortality review (FIMR) team in the Office of the Chief Medical Examiner, pursuant to House Bill 1950. The FIMR will provide an evidence-based process for the identification and analysis of factors that contribute to fetal and infant death through chart review and interview of individual cases. It complements other studies of infant death but uses an approach that is community-based, action-oriented, and designed to bring together local health providers, consumers, advocates and leaders. The FIMR identifies strengths and areas for improvements in overall service systems and community resources for women, children and families. The FIMR also provides direction towards the development of new policies to safeguard them. Funding would allow the Department of Health to hire contract staff to assist the work group in completing a five-year plan and coordinate the work of the FIMR team.)

Chief Patron: Delaney

Item 299 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$750,000 NGF

Language:

Page 328, line 35, strike "\$213,178,894" and insert "\$213,928,894".

Explanation:

(This amendment adds \$750,000 the second year from nongeneral funds for the purchase of naloxone or other opioid antagonists for uninsured hospital patients discharged from emergency departments following an opioid overdose. The source of the nongeneral funds is the additional funding provided in the Substance Abuse Block Grant contained in the recently passed federal Coronavirus Relief and Response Supplemental Appropriations Act. This funding is contingent

Request to Amend House Bill 1800, as Introduced

upon the passage of legislation proposed in the 2021 Session.)

Chief Patron: McQuinn

Item 301 #2h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$1,195,000

\$1,195,000 GF

Language:

Page 332, line 13, strike "\$167,067,937" and insert "\$168,262,937".

Page 332, line 13, strike "\$163,353,397" and insert "\$164,548,397".

Page 332, line 40, after "C." insert "1."

Page 332, after line 44, insert:

"2. Out of this appropriation, \$1,195,000 the first year and \$1,195,000 the second year from the general fund is provided to establish a comprehensive adult program for sickle cell disease."

Explanation:

(This amendment adds \$1.2 million each year from the general fund for a comprehensive adult sickle cell disease (SCD) program.. Historically Virginia has funded SCD care for children but not for adults, although a portion of \$305,000 in the children's funds can be targeted for services for transitioning youth to adult services This amendment would establish a comprehensive adult program for sickle cell disease within the Office of Family Health Services and would create a model of care based on the structure of existing pediatric care models. Two-thirds of SCD patients are adults and the disease disproportionately impacts African Americans. This would bring the total funding in this item for SCD services to \$1,500,000, including the funding for children's services.)

Chief Patron: Herring

Item 301 #3h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$750,000 GF

Language:

Page 332, line 13, strike "\$163,353,397" and insert "\$164,103,397".

Page 333, unstrike lines 11 through 13.

Explanation:

(This amendment restores \$750,000 the second year from the general fund for the Virginia Sexual and Domestic Violence Prevention Fund, established in Chapters 912 and 913 of the 2020 Virginia Acts of Assembly. The Fund will be used to develop and support programs that prevent sexual and domestic violence through strategies that (i) promote healthy practices related to relationships, sexuality, and social-emotional development and (ii) counteract the

Request to Amend House Bill 1800, as Introduced

factors associated with the initial perpetration of sexual and domestic violence. Funding for this item was provided in Chapter 1289, 2020 Acts of Assembly, unallotted in April, 2020 and eliminated in Chapter 56, 2020 Special Session I Acts of Assembly.)

Chief Patron: Miyares

Item 301 #4h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$2,560,000 GF

Language:

Page 332, line 13, strike "\$163,353,397" and insert "\$165,913,397".

Explanation:

(This amendment provides \$2.6 million from the general fund the second year to include Krabbe disease in newborn screening. Funding would cover the start up costs of the testing by the Department of General Services Division of Consolidated Laboratory Services (DCLS) and a nurse educator at the Virginia Department of Health to work with clinicians and parents on the coordination of screening and education services. Funding for DCLS lab testing and the Department of Health's coordination and education services are recovered from a fee charged to medical providers for each screening test conducted by DCLS. Chapter 416, 2020 Acts of Assembly required the Department of Health to review this disease and provide recommendations to the Board of Health on whether to include it in the core panel or heritable disorders and genetic diseases for which newborn screening is conducted. Data provided to the Krabbe Disease Workgroup addressed concerns with the screening tests for Krabbe disease and the cost to add this disease to newborn screening, which is much less than the fiscal impact statement provided during the 2020 Session on the proposed legislation.)

Chief Patron: Hayes

Item 302 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$20,865

\$21,490 GF

Language:

Page 333, line 20, strike "\$280,625,627" and insert "\$280,646,492".

Page 333, line 20, strike "\$292,637,694" and insert "\$292,659,184".

Explanation:

(This amendment provides \$20,865 the first year and \$21,490 the second year for the state's share of leased space for the Chesapeake Health Department. The local health department leases

Request to Amend House Bill 1800, as Introduced

space in a new facility owned by the City of Chesapeake. This increase covers the added state share of the lease costs in fiscal year 2021 and provides a 3% increase for costs and services for the maintenance of the facility in fiscal year 2022. Additional costs for local health department leases were included in Chapter 1289, 2020 Acts of Assembly, subsequently unallotted and then eliminated in Chapter 56, 2020 Special Session I. Those amounts did not include added lease costs for Chesapeake's local health department as the facility was not ready for occupancy at that time. However the health department will begin to occupy the new facility in February 2021.)

Chief Patron: Hudson

Item 302 #2h

Health and Human Resources

Department of Health

Language

Language:

Page 336, line 13, after "revisions," strike the remainder of the line.

Page 336, strike line 14, and insert:

"The increase in local matching funds for those localities that will experience a decrease in general fund support upon full implementation of the revised rate formula shall be phased in over the next biennium, such that affected localities contribute half of the required increase in fiscal year 2023 and the full required increase in fiscal year 2024. The".

Page 336, line 16, after "years." insert:

"The report shall also be submitted to the Chairs of the House Appropriations and Health, Welfare and Institutions Committees and to the Chairs of the Senate Finance and Appropriations and Education and Health Committees prior to the convening of the General Assembly in the years the Virginia Department of Health reports its analysis to the Governor."

Explanation:

(This amendment adds language phasing in the increase in local matching funds for the updates to the local health department cooperative funding formula and requires periodic reporting to relevant legislative committees.)

Chief Patron: Fariss

Item 302 #3h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$7,000,000

\$0 GF

Language:

Page 333, line 20, strike "\$280,625,627" and insert "\$287,625,627".

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment adds \$7.0 million from the general fund the first year to facilitate local governments, and state and federally funded health care facilities to set up and administer COVID-19 vaccinations. This funding is provided in addition to and/or in advance of the receipt of federal funding for this effort.)

Chief Patron: Hayes

Item 303 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$6,200,000 GF

Language:

Page 336, line 19, strike "\$21,849,583" and insert "\$28,049,583".

Page 340, after line 30, insert:

"X. Out of this appropriation, \$6,200,000 the second year from the general fund shall be provided to contract with Chesapeake Regional Healthcare to establish a 20-bed acute, inpatient psychiatric unit."

Explanation:

(This amendment provides \$6.2 million the second year from the general fund to build a 20-bed acute, inpatient psychiatric unit by Chesapeake Regional Healthcare. This facility is the only locally owned hospital in the Commonwealth. Funding would be used for architectural and engineering fees, site preparation costs, equipment and furnishings and roughly \$4.2 million for construction. These additional beds would provide critically needed acute psychiatric services in Chesapeake and the surrounding localities.)

Chief Patron: Aird

Item 303 #2h

Health and Human Resources

Department of Health

Language

Language:

Page 338, after line 13, insert:

"4. In the event new federal funding is approved by Congress through legislation and distributed to Virginia for the purpose of responding to the Coronavirus public health emergency, the General Assembly shall consider the appropriation of such funds to support expenses incurred by Virginia's free and charitable clinics in a manner that is consistent with the provisions of state and federal law. The Virginia Association of Free and Charitable Clinics shall provide an estimate of all allowed expenses as defined by federal law and shall be reimbursed for such expenses by any date required by federal law."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment adds language for the consideration of any applicable federal relief funding provided during the COVID-19 pandemic for use by the free clinics to support their expenses.)

Chief Patron: Aird

Item 303 #3h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$5,000,000

\$5,000,000 GF

Language:

Page 336, line 19, strike "\$22,839,583" and insert "\$27,839,583".

Page 336, line 19, strike "\$21,849,583" and insert "\$26,849,583".

Page 337, after line 44, insert:

"4. Out of this appropriation, \$5,000,000 the first year and \$5,000,000 each year from the general fund shall be provided to the Virginia Association of Community Healthcare Association to distribute to the community and migrant health centers to fund the impact of COVID-19 pandemic related services and costs and other necessary costs."

Explanation:

(This amendment adds \$5.0 million each year from the general fund for community and migrant health centers to provide services to uninsured persons and those at or below 200% of the federal poverty level as a result of the impacts of the COVID-19 pandemic and to address other necessary costs. Funding shall be used for services, equipment and infrastructure needs related to the pandemic such as telehealth equipment and communication services, structural needs and other needs.)

Chief Patron: Sickles

Item 303 #4h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$350,000 GF

Language:

Page 336, line 19, strike "\$21,849,583" and insert "\$22,199,583".

Page 340, after line 30, insert:

"X. Out of this appropriation, \$350,000 the second year from the general fund shall be provided to support the fiscal impact House Bill 2007 introduced in the 2021 Session to ensure prescription drug price transparency, which requires the development of a new data collection program. The department shall establish a contract for this service."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment provides \$350,000 the second year from the general fund to support the fiscal impact of House Bill 2007 introduced in the 2021 Session to ensure prescription drug price transparency, which requires the development of a new data collection program. The data would be used in combination with data already submitted to the Virginia All Payer Claims Database (APCD) to develop an annual online report that analyzes drivers of prescription drug prices. The legislation requires information that cannot be collected using the existing APCD layout and data fields. Costs decrease in the outyears to \$275,000 annually after subtracting one-time costs for the development.)

Chief Patron: Kilgore

Item 303 #5h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$845,000

GF

Language:

Page 336, line 19, strike "\$21,849,583" and insert "\$22,694,583".

Page 339, line 35, after "N.", insert "1."

Page 339, after line 38, insert:

"2. Out of this appropriation, \$845,000 the second year from the general fund shall be provided for the purchase and renovation of a facility to meet the clinical and administrative work space needs for the Health Wagon."

Explanation:

(This amendment provides \$845,000 the second year from the general fund to provide one-time assistance to the Health Wagon to support the purchase and renovation of a building to expand services in order to meet the healthcare needs of people in Southwest Virginia.)

Chief Patron: Willett

Item 303 #6h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$125,000

\$125,000

GF

Language:

Page 336, line 19, strike "\$22,839,583" and insert "\$22,964,583".

Page 336, line 19, strike "\$21,849,583" and insert "\$21,974,583".

Page 339, line 12, strike "\$105,000" and insert "\$205,000".

Page 339, line 13, strike "\$105,000" and insert "\$205,000".

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment provides an additional \$100,000 each year from the general fund to the Virginia Health Care Foundation for the Rx Partnership. The Rx Partnership's In fiscal year 2020, the Rx Partnership's generic medication programs provided an average of 3,300 generic prescriptions a month for a total of nearly 8,000 unduplicated patients at 27 health safety net clinics serving 82 jurisdictions throughout the Commonwealth. Funding is needed to support the existing programs and to expand utilization by 20 percent in fiscal year 2022, based upon the growth and success of the existing programs, significant additional patients due to COVID-19, the loss of access to key brand medications and the increasing cost of generic medications.)

Chief Patron: Reid

Item 303 #7h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$40,000

GF

Language:

Page 336, line 19, strike "\$21,849,583" and insert "\$21,889,583".

Page 340, line 24, strike "\$20,000" and insert "\$60,000".

Explanation:

(This amendment provides an additional \$40,000 the second year from the general fund for the Special Olympics Virginia Healthy Athlete Program. The introduced budget provided an additional \$10,000 to the existing appropriation of \$10,000 for fiscal year 2022. With the additional funding in this amendment, the program will receive \$60,000 in fiscal year 2022.)

Chief Patron: Ward

Item 303 #8h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$10,000,000

GF

Language:

Page 336, line 19, strike "\$21,849,583" and insert "\$31,849,583".

Page 340, unstrike lines 21 through 23.

Page 340, line 21, strike "\$1,500,000 the first year and \$1,500,000", and insert: "\$10,000,000".

Page 340, line 23, after "activities", insert :

", and COVID-19 testing, vaccination and research efforts".

Explanation:

(This amendment restores \$1.5 million the second year from the general fund for the Hampton University Proton Therapy Foundation that was provided in Chapter 1289, 2020 Acts of

Request to Amend House Bill 1800, as Introduced

Assembly, allotted in the Spring of 2020 and subsequently eliminated in Chapter 56, 2020 Special Session I Acts of Assembly. In addition, it adds \$8.5 million the second year from the general fund for the Hampton University Proton Therapy Institute to (i) establish a magnetic resonance imaging (MRI) laboratory to apply advanced quantitative imaging and artificial intelligence (AI) research to advance proton therapy treatment delivery and quality assurance; (ii) assist in developing precision medicine infrastructure development and advance the research and medical workforce development components of the Institute; (iii) establish a Healthcare and Industry Radiation Effects Science Cancer Center to conduct basic scientific cancer research and clinical translational applied research and treatment pediatric cancers; (iv) establish the nation's first Hadron Center of Center of Excellence Center for Veterans, retired military and active duty personnel supporting quantitative imaging and infectious disease on the East Coast; and (v) increase funding for the Hampton University Proton Therapy Cancer Center to continue to provide cancer care and COVID-19 testing and vaccinations centers; (vi) continue to develop a robust research involving the development of machine learning models to analyze multimodal medical images for the early diagnosis of cancer and COVID-19 virus; (vii) support the continuing development of the Hampton University COVID-19 Testing Center and the proposed Hampton University COVID-19 Vaccine project; and (viii) support the development of the Hampton University Proton Therapy Institute Center for Healthcare Disparities.)

Chief Patron: Murphy

Item 307 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$50,000 GF

Language:

Page 341, line 27, strike "\$38,204,545" and insert "\$38,254,545".

Explanation:

(This amendment provides \$50,000 from the general fund the second year for the establishment of the Rare Disease Advisory Council pursuant to House Bill 1995 proposed in the 2021 Session.)

Chief Patron: Guzman

Item 307 #2h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$60,000

\$60,000 GF

Language:

Page 341, line 27, strike "\$34,810,621" and insert "\$34,870,621".

Page 341, line 27, strike "\$38,204,545" and insert "\$38,264,545".

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment provides \$60,000 from the general fund each year for the work of the Virginia Department of Health Office of Drinking Water to continue its study of the occurrence of perfluorooctanoic acid (PFOA), perfluorooctane sulfonate (PFOS), and other perfluoroalkyl and polyfluoroalkyl substances (PFAS) in the Commonwealth's public drinking water and to develop recommendations for specific maximum contaminant levels for PFOA, PFOS, and other PFAS for inclusion in regulations of the Board of Health applicable to waterworks.)

Chief Patron: Mullin

Item 307 #3h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$50,000 GF

Language:

Page 341, line 27, strike "\$38,204,545" and insert "\$38,254,545".

Explanation:

(This amendment adds \$50,000 the second year from the general fund for the Virginia Department of Health to develop a registry of H-2B employer-provided housing mandated by legislation proposed in the 2021 Session.)

Chief Patron: Herring

Item 307 #4h

Health and Human Resources

FY20-21

FY21-22

Department of Health

\$0

\$20,000 GF

Language:

Page 341, line 27, strike "\$38,204,545" and insert "\$38,224,545".

Explanation:

(This amendment provides \$20,000 from the general fund the second year for the fiscal impact of House Bill 2111 proposed in the 2021 Session, which requires the State Health Commissioner to establish a Task Force on Maternal Health Data and Quality Measures for the purpose of evaluating maternal health data collection to guide policies in the Commonwealth to improve maternal care, quality, and outcomes for all birthing people in the Commonwealth. The Task Force shall report its findings and conclusions to the Governor and General Assembly by December 1 of each year regarding its activities and shall conclude its work by December 1, 2023. The funding included in this amendment is contingent on the passage of this legislation.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Aird

Item 307 #5h

Health and Human Resources

Department of Health

Language

Language:

Page 341, after line 10, insert:

"I. The Commissioner of Health (VDH) shall establish a task force to assist with the promulgation of regulations and the certification process of doulas, as well as to serve as an informational resource for policy related matters for the Virginia Department of Health (VDH). The task force will include private provider organizations such as Birth in Color RVA, Urban Baby Beginnings, Motherhood Collective and any other organization or agency representatives deemed appropriate by VDH."

Explanation:

(This amendment adds language requiring the Commissioner of Health to develop a task force on Doula certification, regulations and other related issues.)

Chief Patron: Adams D.

Item 309 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Health Professions

0.00

3.00 FTE

Language:

Page 343, after line 51, insert:

"C. The Department of Health Professions shall have the authority to increase fees for the Board of Pharmacy for the sum sufficient amount needed to employ up to three positions to administer the operations of the pharmaceutical processor program pursuant to House Bill 1988 introduced in the 2021 Session. The department shall have the authority to promulgate emergency regulations to implement this change by July 1, 2021."

Explanation:

(This amendment directs the Department of Health Professions to with the authority to increase fees for the Board of Pharmacy to add up to three positions pursuant to House Bill 1988 proposed in the 2021 Session to administer the operations of the pharmaceutical processor program.)

Chief Patron: Hayes

Item 309 #2h

Health and Human Resources

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Department of Health Professions \$0 \$500,000 NGF

Language:

Page 343, line 34, strike "\$36,027,084" and insert "\$36,527,084".

Page 343, after line 51, insert:

"C. The Department of Health Professions shall have authority to increase fees from permitted pharmaceutical processors to provide \$500,000 the second year from nongeneral funds for the implementation of botanical cannabis legislations proposed during the 2021 Session."

Explanation:

(This amendment provides \$500,000 the second year from nongeneral funds and language providing the Department of Health Professions with the authority to increase fees from permitted pharmaceutical processors pursuant to the implementation of botanical cannabis proposed legislation.)

Chief Patron: Gooditis

Item 309 #3h

Health and Human Resources

FY20-21

FY21-22

Department of Health Professions

\$0

\$60,000

NGF

0.00

1.00

FTE

Language:

Page 343, line 34, strike "\$36,027,084" and insert "\$36,087,084".

Explanation:

(This amendment provides \$60,000 from nongeneral funds and one position in the Department of Health Professions for the establishment of a new license category for certified midwives (CMs), pursuant to House Bill 1953 introduced during the 2021 Session. The establishment of this new category of licensure would be similar to that of certified nurse-midwives, which have been licensed in Virginia since 1975. Certified midwives (CM) will increase access to maternal health care. CM education programs attract candidates from diverse backgrounds and professions, broadening the midwifery profession. Shenandoah University supports adding a CM program that would attract students and provide a pathway within the Commonwealth. Licensure of certified midwives increases the women's health workforce and increases access to high quality maternal, gynecologic, and primary care.)

Chief Patron: Carter

Item 309 #4h

Health and Human Resources

Request to Amend House Bill 1800, as Introduced

Department of Health Professions

Language

Language:

Page 343, after line 51, insert:

"C. Notwithstanding any other provisions of law, the Board of Pharmacy shall have the authority to allow pharmacists to dispense a short-term supply of insulin products without a valid prescription if they determine that a visit with a physician is not feasible for the patient."

Explanation:

(This amendment adds language allowing pharmacists to dispense insulin products without a valid prescription in certain circumstances.)

Chief Patron: Guzman

Item 312 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$11,136,631 GF
\$20,682,315 NGF

Language:

Page 344, line 38, strike "\$250,286,516" and insert "\$282,105,462".

Page 345, after line 37, insert:

"H. The Department of Medical Assistance Services shall amend the Virginia Family Access to Medical Insurance Security (FAMIS) State Plan to allow the payment for prenatal care for all children regardless of the expectant mother's status, pursuant to provisions in Title XXI of the federal 2009 CHIP Reauthorization Act that includes care of all children who upon birth will be U.S. citizens, U.S. nationals, or qualified aliens. The Department shall have the authority to implement this change effective July 1, 2021, or consistent with the effective date in the State Plan Amendment approved by the Centers for Medicare and Medicaid Services (CMS), and prior to completion of any regulatory process."

Explanation:

(This amendment adds \$11.1 million from the general fund and \$20.7 million from federal matching funds and language extending the provision for the payment of prenatal care for pregnant women through the Virginia Family Access to Medical Insurance Security (FAMIS) program regardless of the expectant mother's status, pursuant to provisions in Title XXI of the federal 2009 CHIP Reauthorization Act that includes care of all children without regard for an expectant mother's citizenship status who would otherwise be eligible under state requirements. A companion amendment in the Medicaid program (Item 313) reduces expenditures by \$13.4 million general fund and \$13.4 million in matching federal Medicaid funds based on the adoption of this change. Consequently, the provision of these services results in a savings of \$2,292,083 to the general fund and the receipt of \$7,253,601 more from matching federal funds for the CHIP program, which has a higher federal match rate than the Medicaid program.)

Chief Patron: Sickles

Item 312 #2h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 345, after line 37, insert:

"H. The Department of Medical Assistance Services shall, pursuant to Section 214 of CHIPRA of 2009, increase the age limit for FAMIS eligibility for legally residing immigrant children from age 19 to age 21. The department shall have the authority to promulgate emergency regulations to implement these amendments within 280 days or less from the enactment of this act."

Explanation:

(This amendment adds \$xx million from the general fund and \$xx million from federal matching funds and language to increase the age limit for "legally residing" immigrant youth to retain their health insurance through the Family Access to Medical Insurance Security (FAMIS) program. Currently Virginia covers these children until their 19th birthday after which many lose health care coverage. Some may continue to receive Medicaid in a different category, such as expansion coverage for low-income adults, or coverage through the ACA Marketplace (which requires much higher out-of-pocket costs). By increasing the age limit, Virginia would ensure continuity of health care for these young adults. A companion amendment in Item 313 provides this coverage for children in the Medicaid program.)

Chief Patron: Carr

Item 313 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$493,097
\$493,097

\$506,903 GF
\$506,903 NGF

Language:

Page 345, line 39, strike "\$16,291,925,668" and insert "\$16,292,911,862".

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,937,121".

Page 374, unstrike lines 24 through 32.

Explanation:

(This amendment restores funding each year and language for funding nursing facilities that provide services to special populations. Funding for this item was provided in Chapter 1289, 2020 Acts of Assembly, unallotted in April, 2020 and eliminated in Chapter 56, 2020 Special Session I Acts of Assembly. Currently, only one nursing facility, the Virginia Home, would

Request to Amend House Bill 1800, as Introduced

meet the criteria to qualify for additional funding pursuant to the reimbursement methodology change.)

Chief Patron: Carr

Item 313 #2h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services is authorized to amend the State Plan under Title XIX of the Social Security Act to add coverage for the current procedural terminology (CPT) codes for Applied Behavior Analysis that were added to the CPT list in January, 2019, or any future updates to this code set. The Department of Medical Assistance Services (DMAS) shall have the authority to implement related programmatic changes to service definitions, prior authorization and utilization review criteria, provider qualifications, and reimbursement rates for the Behavioral Therapy Program. The department shall have the authority to implement these changes effective July 1, 2022, and prior to completion of any regulatory process to effect such changes."

Explanation:

(This amendment adds Medicaid coverage for Applied Behavioral Analysis services that were added to current procedural terminology costs in January 2019 and provides authority to the Department of Medical Assistance Services to make changes based on future updates, including necessary changes to rates, service definitions, and other programmatic requirements.)

Chief Patron: Carr

Item 313 #3h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$382,823 GF
\$478,712 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,784,850".

Page 382, after line 17, insert:

"AAAAAA.1. The Department of Medical Assistance Services shall reimburse mobile vision clinics providing comprehensive vision care services to children in a school-based setting. To cover these services for children enrolled with a Medicaid managed care organization (MCO), the Department shall revise its MCO contracts to provide for direct reimbursement to such clinics by the MCO at the fee-for-service rate. For children not enrolled with a Medicaid MCO, the Department shall directly reimburse the clinic for services provided at the fee-for-service

Request to Amend House Bill 1800, as Introduced

rate.

2. Mobile vision services shall be reimbursed in full for necessary comprehensive vision services including, at a minimum, an eye exam, lenses, frames, and fitting. In order to be eligible for reimbursement for mobile vision clinic services, a clinic shall have a written agreement with the school or school division where such services are provided. The agreement shall establish (i) how children will be referred for school-located vision services, (ii) a mechanism for ensuring parental or legal guardian notification, and (iii) a referral process for children needing follow up care. Such services shall be provided by a Virginia-licensed optometrist employed by or under contract with the mobile vision clinic.

3. To demonstrate the impact that school-based mobile vision clinic services have on Medicaid and FAMIS-enrolled children, such mobile vision clinics shall report annually by September 1 to the Board of Medical Assistance Services and the Medicaid Managed Care Organization Workgroup on the number of children it has served through the mobile vision clinic model, the rate of children obtaining vision care after being identified as needing vision care through an in-school vision screening or other school-based referral, and the number of children served through the mobile vision clinic model who are referred for further care. Mobile vision clinics shall comply with all relevant federal, state, and DMAS provider requirements. The Department of Medical Assistance Services shall have the authority to promulgate emergency regulations to implement such changes within 280 days or less from the enactment of this act."

Explanation:

(This amendment provides \$382,823 from the general fund and \$478,712 from matching federal Medicaid funds the second year to expand Medicaid/FAMIS coverage of mobile vision clinics serving schools by removing restrictions that limit access to this service. Eye exams and glasses provided at "bricks and mortar" optometry practices are currently covered by Medicaid and FAMIS. This budget amendment establishes an alternative delivery model to provide currently covered services in a way that increases access for children, timely utilization of these services and increases in the academic success of Virginia's children.)

Chief Patron: Lopez

Item 313 #4h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$1,500,000
\$1,500,000

\$5,000,000 GF
\$5,000,000 NGF

Language:

Page 345, line 39, strike "\$16,291,925,668" and insert "\$16,294,925,668".

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,504,923,315".

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services shall expand emergency Medicaid services for individuals subject to 42 U.S.C. §1396b(v) to cover COVID-19 testing, vaccinations

Request to Amend House Bill 1800, as Introduced

and treatment. The department shall have the authority to implement such changes effective upon passage of this Act, and prior to the completion of any regulatory process undertaken in order to effect such changes."

Explanation:

(This amendment provides \$1.5 million the first year and \$5.0 million the second year from the general fund and \$1.5 million the first year and \$5.0 million the second year from federal Medicaid matching funds to expand emergency Medicaid services for financially eligible immigrants who do not qualify for full coverage for COVID-19 testing, vaccinations and treatment.)

Chief Patron: Adams D.

Item 313 #5h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 381, line 46, after "patients", insert:

", and remote patient monitoring services for the following conditions: (i) high-risk pregnant persons; (ii) medically complex infants and children; (iii) transplant patients; (iv) patients who have undergone surgery, for up to three months following the date of such surgery; (v) patients with a chronic health condition who have had two or more hospitalizations or emergency department visits related to such chronic health conditions in the previous 12 months."

Explanation:

(This amendment adds clarifies Medicaid requirements for remote patient monitoring services provided via telemedicine for certain Medicaid recipients with medically complex conditions. Remote patient monitoring (RPM) services means the use of digital technologies to collect medical and other forms of health data from patients in one location and electronically transmit that information securely to health care providers in a different location for assessment and recommendations. These services include monitoring of clinical patient data such as weight, blood pressure, pulse, pulse oximetry, blood glucose and other patient physiologic data, treatment adherence monitoring and interactive videoconferencing with or without digital image upload. These conditions are high-cost and can be treated more efficiently and cost effectively with RPM, ultimately saving the commonwealth substantially by reducing hospital admissions and ED visits. The Medicaid program has greatly increased the use of telemedicine services during the COVID-19 pandemic and this language simply clarifies services to be provided.)

Chief Patron: Hope

Item 313 #6h

Health and Human Resources

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Department of Medical Assistance	\$0	\$57,210	GF
Services	\$0	\$57,210	NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,037,735".
Page 376, unstrike lines 29 through 34.

Explanation:

(This amendment restores \$57,210 from the general fund and \$57,210 from nongeneral funds the second year to increase the eligibility requirement for Virginians with disabilities to participate in the Medicaid Works program to 138 percent of the federal poverty level. Funding for this item was provided in Chapter 1289, 2020 Acts of Assembly, unallotted in April, 2020 and eliminated in Chapter 56, 2020 Special Session I Acts of Assembly.)

Chief Patron: Hope

Item 313 #7h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance	\$45,000,000	\$0	GF
Services			

Language:

Page 345, line 39, strike "\$16,291,925,668" and insert "\$16,336,925,668".
Page 382, after line 17, insert:

"AAAAAA. Out of this appropriation, \$45,000,000 the first year from the general fund shall be provided for monthly retainer payments to Medicaid Developmental Disability Waiver providers of in-home support services and supported employment services for the period of January 1 to June 30, 2021. The Department of Medical Assistance Services shall determine payment based on 65% of each individual provider's service authorizations effective February 1, 2020. The department shall have the authority to implement this change prior to the completion of the regulatory process necessary to implement such change."

Explanation:

(This amendment adds \$45.0 million from the general fund to provide monthly retainer payments to Medicaid Developmental Disability (DD) Waiver providers of in-home support services and supported employment services for the period of January 1 to June 30, 2021. Payments help support the stabilization of providers during COVID-19 and will help to retain community service capacity after the pandemic ends. Providers of Medicaid DD Waiver in-home support and supported employment services have not received any support to sustain their operations during the COVID-19 pandemic.)

Chief Patron: Aird

Item 313 #8h

Request to Amend House Bill 1800, as Introduced

Health and Human Resources	FY20-21	FY21-22	
Department of Medical Assistance	\$0	\$196,851,282	GF
Services	\$0	\$204,456,875	NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,896,231,472".

Page 375, strike line 57 and insert:

"2. Effective July 1, 2021, the Department of Medical Assistance Services (DMAS) shall increase the average reimbursement rate for personal care, respite and companionship services provided in waiver programs to \$22.00 per hour for agency-directed care and \$14.80 for consumer-directed care. This increase is necessary to ensure the integrity of the safety net during the first and second scheduled increases in the minimum wage on May 1, 2021 to \$9.50 per hour and January 1, 2022 to \$11.00 per hour. The department shall have the authority to implement these changes prior to completion of any regulatory process undertaken in order to effect such change."

Page 376, strike lines 1 through 5.

Explanation:

(This amendment adds \$196.9 million from the general fund and \$204.5 million in federal Medicaid matching funds the second year to increase provider rates for personal care, respite care, and companionship services provided in Medicaid waiver programs effective July 1, 2021. This rate increases will supplement those increases provided in Chapter 1289, 2020 Acts of Assembly, which provided a five percent increase beginning July 1, 2020 and a scheduled two percent increase on July 1, 2021. These rate increases enable providers to cover the direct costs for hourly care and ensure the safety of the patients and compliance with minimum wage increases scheduled to go into effect.)

Chief Patron: Sickles

Item 313 #9h

Health and Human Resources	FY20-21	FY21-22	
Department of Medical Assistance	\$0	\$3,000,000	GF
Services	\$0	\$3,000,000	NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,500,923,315".

Page 382, after line 17, insert:

"AAAAAA. Out of this appropriation, \$3,000,000 from the general fund the second year and \$3,000,000 from nongeneral funds is provided to develop a program to reduce the over utilization of hospital emergency departments by Medicaid members. The Department of Medical Assistance Services shall work with the Medicaid managed care organizations, the Virginia Hospital and Healthcare Association (VHHA), the Medical Society of Virginia, the

Request to Amend House Bill 1800, as Introduced

Department of Behavioral Health and Developmental Services, the Virginia Association of Community Services Boards, and the Virginia Department of Health (VDH) to develop the parameters for the program including how to identify appropriate candidates for the program, coordination of case management, interventions and community services to prevent avoidable emergency room visits and the use of multi-disciplinary teams to work with Medicaid patients with complex care needs. The department shall determine what existing resources could be used to facilitate the development of the program. The department shall have the authority to implement such changes to the Medicaid program as may be necessary to implement this program and the authority to promulgate emergency regulations prior to the completion of any regulatory process undertaken in order to effect such changes."

Explanation:

(This amendment adds funding and language for the Department of Medical Assistance Services to develop a program to prevent the inappropriate over utilization of hospital emergency departments(EDs) by Medicaid members. This program would identify Medicaid members who are high utilizers of ED services with complex care needs. The upfront cost of \$3.0 million from the general fund and \$3.0 million from nongeneral funds would be used to set up and staff five teams across the commonwealth, each responsible for managing a certain number of the estimated 1,500 enrollees per year, which could result in state savings of approximately \$36.0 million per year. A contractor could be used to coordinate efforts with payers and existing community resources, such as the new VDH/VHHA partnership with Unite Us, a resource tool, with a focus on the following five areas of proven success with complex cases: (i) direct patient engagement, (ii) community resource coordination, partnering with Unite Us, (iii) customized care plan development using the current EDIE program, (iv) community multi-disciplinary team development, and (v) community controlled substance monitoring.)

Chief Patron: Price

Item 313 #10h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$1,500,000
\$500,000

\$3,000,000 GF
\$1,000,000 NGF

Language:

Page 345, line 39, strike "\$16,291,925,668" and insert "\$16,293,925,668".

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,498,923,315".

Page 382, after line 17, insert:

"AAAAA. Out of this appropriation, \$1,500,000 the first year and \$3,000,000 the second year from the general fund and \$500,000 the first year and \$1,000,000 the second year from nongeneral funds shall be provided to cover the costs of a reproductive health care program providing reimbursement for medically necessary reproductive health care services, drugs, devices, products, and procedures for individuals in the Medicaid and the state's children's

Request to Amend House Bill 1800, as Introduced

health insurance programs, and Virginia residents who would otherwise be eligible for medical assistance but for their status as a non-qualified alien pursuant to 8 U.S.C §§ 1611 and 1612. The Department of Medical Assistance Services shall make any necessary changes to the State Plan for Medical Assistance to effect such changes."

Explanation:

(This amendment provides \$1.5 million the first year and \$3.0 million the second year from the general fund and \$500,000 the first year and \$1.0 million the second year from nongeneral funds and language to require the Department of Medical Assistance Services to cover comprehensive reproductive services for Medicaid and Family Access to Medical Insurance Security (FAMIS) members, and Virginia residents who would otherwise be eligible for medical assistance but for their status as a non-qualified alien for purposes of receiving federal public benefits pursuant to 8 U.S.C §§ 1611 and 1612, pursuant to House Bill 1922, 2021 Session. The majority of the services specified are currently covered for the Medicaid and FAMIS populations, including certain legal permanent residents. No fiscal impact is estimated for currently covered services for these populations. Additional costs are estimated for services not covered currently, and some reproductive services for populations not covered currently. The proposed legislation mirrors that of House Bill 1445 (2020 Regular Session) which was studied in a workgroup by the House Health, Welfare and Institutions Committee following the 2020 Regular Session.)

Chief Patron: Sickles

Item 313 #11h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services (DMAS) , in coordination with the Department of Behavioral Health and Developmental Services (DBHDS), shall submit a request to U.S. Centers for Medicare and Medicaid (CMS) to amend its 1915(c) Home & Community-Based Services (HCBS) waivers to allow telehealth and virtual and/or distance learning as a permanent service option and accommodation for individuals on the Community Living, Family and Individual Services and Building Independence Waivers. The amendment, at a minimum, shall include all services currently authorized for telehealth and virtual options during the COVID-19 pandemic. The Departments shall actively work with the established DMAS Developmental Disability (DD) Waiver Advisory Committee and other appropriate stakeholders in the development of the amendment including service elements & rate methodologies. The Department shall have the authority to implement these changes prior to the completion of the regulatory process."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment adds language the Department of Medical Assistance Services to request amendments from the federal CMS to the Home and Community Based Services Waivers to permanently continue telehealth and virtual and/or distance learning as service options for disabled individuals receiving these waiver services.)

Chief Patron: Sickles

Item 313 #12h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$175,000 GF
\$175,000 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,273,315".

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services (DMAS), in coordination with the Department of Behavioral Health and Developmental Services (DBHDS), shall review all current Medicaid Developmental Disability (DD) Waiver provider rates and rate methodologies to ensure an adequate network of quality DD Waiver providers. DMAS shall submit a rate rebase report with recommendations to the Chairs of the House Appropriations and Senate Finance and Appropriation Committees by August 1, 2021. At a minimum, the report shall include a thorough review and alignment of each service rate methodology to reflect current service definitions and documentation requirements, the impact of minimum wage increases, Bureau of Labor Statistics wage percentiles and appropriate rate differentials for high cost areas of Virginia. All rate assumptions shall be based on the level of need. The Department shall actively work with the established DBHDS Provider Issue Resolution Workgroup in the development of its report."

Explanation:

(This amendment adds funding and language to requiring Department of Medical Assistance Services in coordination with the Department of Behavioral Health and Developmental Services to review all current current Medicaid Developmental Disability (DD) Waiver provider rates and rate methodologies to ensure an adequate network of quality DD Waiver providers. The agency is required to report on its findings by August 1, 2021 to the Chairs of the money committees.)

Chief Patron: Guzman

Item 313 #13h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0

\$11,000,000 GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,505,923,315".

Explanation:

(This amendment provides \$11.0 million the second year from the general fund to pay for the cost of a paid sick days program for consumer-directed and agency-directed Medicaid personal care attendants as well as substitute care hours and administrative costs to establish the program pursuant to House Bill 2137 proposed in the 2021 Session.)

Chief Patron: Hope

Item 313 #14h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$35,000,000

\$0 GF

Language:

Page 345, line 39, strike "\$16,291,925,668" and insert "\$16,326,925,668".

Page 382, after line 17, insert:

"AAAAAA. The Department of Medicaid Assistance Services shall make monthly retainer payments to Medicaid Developmental Disability Waiver Day Support providers for the period of January 1 to June 30, 2021. DMAS shall determine the monthly retainer payment based on each individual provider's average monthly retainer payment made by Medicaid for services between April 1 and July 31, 2020. Retainer payments made by DMAS were based on 65% of each individual provider's service authorizations per month."

Explanation:

(This amendment adds \$35.0 million from the general fund to provide monthly retainer payments to Medicaid Developmental Disability Waiver providers of day support services for the period of January 1 to June 30, 2021. Payments help support the stabilization of providers during COVID-19 and will retain community service capacity after the pandemic ends.)

Chief Patron: Tran

Item 313 #15h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$515,930 GF
\$519,496 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,958,741".

Request to Amend House Bill 1800, as Introduced

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services shall request an amendment from the federal Centers for Medicare and Medicaid to allow individuals enrolled in a 1915 c waiver Home and Community Based Waiver to receive personal care services in an acute care hospital setting for up to 30 days of a hospital stay in accordance with federal requirements and pending federal approval."

Explanation:

(This amendment adds \$515,930 the second year from the general fund and \$519,496 in matching federal Medicaid funds and language to allow individuals who receive Medicaid home and community-based waiver services to have their personal care attendant accompany them during their hospital stays for up to 30 days, pending federal approval.)

Chief Patron: Guzman

Item 313 #16h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

(\$13,428,714) GF
(\$13,428,714) NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,468,065,887".

Explanation:

(This amendment captures savings of \$13.4 million from the general fund and \$13.4 million from federal matching Medicaid funds from extending the provision for the payment of prenatal care for pregnant women through the Medicaid program regardless of the expectant mother's status, pursuant to provisions in Title XXI of the federal 2009 CHIP Reauthorization Act that includes care of all children without regard for an expectant mother's citizenship status who would otherwise be eligible under state requirements. A companion amendment in the FAMIS program (Item 312) adds language and funding for this initiative. The provision of these services results in a savings of \$2,292,083 to the general fund and the receipt of \$7,253,601 more from matching federal funds for the CHIP program, which has a higher federal match rate than the Medicaid program.)

Chief Patron: Murphy

Item 313 #18h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Request to Amend House Bill 1800, as Introduced

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services (DMAS) shall research the implications of eliminating restrictive Medicaid eligibility requirements through a "1634 agreement" with the Social Security Administration (SSA) which will allow for automatic enrollment of Supplemental Security Income (SSI) recipients into Virginia's Medicaid program as categorically eligible individuals. DMAS shall report on its findings, including cost and programmatic changes that would be necessary to effect such changes by October 1, 2021 to the Governor and General Assembly."

Explanation:

(This amendment adds language requiring DMAS to research and report on the costs and program changes which would be necessary to allow all Supplemental Security Income recipients to become automatically enrolled in the Medicaid program. Currently, Medicaid enrollment is not automatic for this population and they must meet income and resource requirements to become eligible for Medicaid.)

Chief Patron: Watts

Item 313 #19h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$17,126,623 GF
\$17,126,623 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,529,176,561".

Explanation:

(This amendment adds \$17.1 million from the general fund and \$17.1 million in matching federal Medicaid funds the second year or the fiscal impact of House Bill 2156 proposed in the 2021 Session which creates direct care staffing standards for nursing homes and would result in the need for additional staffing.)

Chief Patron: Sickles

Item 313 #20h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$2,850,000 GF
\$2,850,000 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,500,623,315".

Page 346, line 18, strike "\$8,497,374" and insert "\$10,047,344".

Page 346, line 19, strike "\$27,686,133" and insert "\$29,236,133".

Request to Amend House Bill 1800, as Introduced

Page 346, line 27, strike "\$16,408,501" and insert "\$17,708,501".

Page 346, line 28, strike "\$31,123,279" and insert "\$32,423,279".

Page 346, after line 53, insert:

"5. Indigent care policy for state reimbursement for Type One hospitals shall include all hospital and physician costs for individuals with income below 200 percent of the federal poverty level and with assets less than \$50,000 (excluding a home and lot not to exceed 3.99 acres, and one vehicle) and who are not otherwise eligible for Medicaid. Nothing in this subparagraph precludes Type One hospitals from implementing charity care policies beyond what is reimbursed through Medicaid."

Explanation:

(This amendment adds \$2.9 million from the general fund the second year and a like amount of matching federal Medicaid funds to update the eligibility requirements for the state indigent care program as it pertains to the two state teaching hospitals. Language is added to eliminate the distinction between patients with incomes between 0-100 percent of the federal poverty level (indigent patients) and 100-200 percent of the federal poverty level (medically indigent patients). Historically, the Department of Medical Assistance Services (DMAS) has reimbursed the State University Teaching Hospitals for care provided to indigent patients but provided only partial reimbursement for the medically indigent, based on a sliding pay scale. Language also updates the asset test for indigent and medically indigent patients which have not been changed since 1985.)

Chief Patron: Hayes

Item 313 #21h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 364, after line 2, insert:

"9. The department shall amend the State plan for Medical Assistance to implement a supplemental inpatient payment for Lake Taylor Transitional Care Hospital based on the difference between Medicaid reimbursement and the inpatient Upper Payment Limit for non-state government owned hospitals. The department shall include in its contracts with managed care organizations a percentage increase for Lake Taylor Transitional Care Hospital consistent with the fee for service supplemental payment percentage increase. The department shall adjust capitation payments to Medicaid managed care organizations to fund this percentage increase. Both the contract changes and capitation rate adjustments shall be compliant with 42 C.F.R. 438.6(c)(1)(iii) and subject to CMS approval. Prior to submitting the State Plan Amendment or making the managed care contract changes, Lake Taylor Transitional Care Hospital shall enter into an agreement with the department to transfer the non-federal share for these payments. The department shall have the authority to implement these reimbursement changes consistent with the effective date(s) approved by the Centers for Medicare and Medicaid (CMS). No payments

Request to Amend House Bill 1800, as Introduced

shall be made without CMS approval. The originating funding for this program will come entirely from Lake Taylor for Lake Taylor."

Explanation:

(This amendment adds language to allow Lake Taylor Transitional Care Hospital, a non-state government operated hospital located in Norfolk, Virginia, to provide the Commonwealth's share of funding through an intergovernmental transfer process to procure supplemental payments from the Medicaid program. This transfer plan is similar to the one being used by Chesapeake Regional Hospital.)

Chief Patron: McQuinn

Item 313 #22h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0

\$2,000,000 GF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,496,923,315".

Page 382, after line 17, insert:

"AAAAAA.1. Out of this appropriations, \$2,000,000 the second year from the general fund is provided to support the Produce Rx pilot program, pursuant to House Bill 2065 proposed in the 2021 Session. Funding may be used to match any available federal funding for such purposes. The Department of Medical Assistance Services shall transfer such funds as needed to the Department of Social Services for the implementation of the pilot program.

2. The department, in cooperation with the Virginia Department of Social Services, shall identify additional sources of federal funding that may be available to assist with the implementation of the Produce Rx pilot program and its sustainability. The department shall report on the availability of federal funds and any necessary changes to the design and implementation of the program needed to access such funds to the Department of Social Services. Such information shall be included in the required report on the pilot program to the Governor and the General Assembly by December 1 annually."

Explanation:

(The amendment adds \$2.0 million the second year from the general fund and language to support the Produce Rx pilot program pursuant to House Bill 2065 proposed in the 2021 Session, which can be used as matching funds for any federal funding that may be available. The Department of Medical Assistance Services (DMAS) is directed to transfer such funds to DSS as needed to support the pilot program. This amendment also adds language requiring the DMAS to identify additional sources of federal funding for the Produce Rx pilot program. Language requires DMAS to work with the Department of Social Services (DSS), which has responsibility for establishing the pilot program, advise DSS on any necessary design and

Request to Amend House Bill 1800, as Introduced

implementation changes in order to access additional federal funds. and to include such information to DSS for reporting purposes. Title IV of the federal Agriculture Improvement Act of 2018 included authorization for the Produce Prescription Program (PPP), which provides limited funding for pilot projects for nonprofit organizations or State/local agencies to partner with healthcare providers to (i) provide fresh fruits and vegetables to low-income individuals suffering from or at risk of developing diet-related health conditions, and (ii) evaluate the impact of these types of projects on dietary health, food security, and health care use and costs.)

Chief Patron: Aird

Item 313 #23h

Health and Human Resources	FY20-21	FY21-22	
Department of Medical Assistance	\$0	\$53,247	GF
Services	\$0	\$103,361	NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,079,923".

Page 382, after line 17, insert:

"AAAAAA. Effective July 1, 2021, the Department of Medical Assistance Services shall implement an orientation program for Medicaid personal care attendants."

Explanation:

(This amendment adds \$\$53,247 the second year from the general fund and \$103,361 in nongeneral funds from federal Medicaid matching dollars for the Department of Medical Assistance Services to develop and implement orientation training for Medicaid personal care attendants. Funding assumes lower training costs in fiscal year 2022 since it will occur primarily through electronic means. Annual costs in the next biennium would be higher if training is conducted in person at \$338,432 from the general fund and \$656,956 from the nongeneral fund.)

Chief Patron: Aird

Item 313 #24h

Health and Human Resources	FY20-21	FY21-22	
Department of Medical Assistance	\$0	\$50,000	GF
Services	\$0	\$50,000	NGF
	0.00	1.00	FTE

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,023,315".

Page 382, after line 17, insert:

"AAAAAA. Effective July 1, 2021, the Department of Medical Assistance Services shall implement an orientation program for Medicaid personal care attendants."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment adds \$100,000 the second year and a position from the general fund for the Department of Medical Assistance Services to develop and implement a provider training program for Doula service providers to learn how to explain patient access and bill for Medicaid benefits.)

Chief Patron: Sickles

Item 313 #25h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$55,526,740 GF
\$55,526,740 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,605,976,795".

Page 380, line 10, after "LLLLL." insert "1."

Page 380, line 11, strike "2021" and insert "2022".

Page 380, after line 17, insert:

"2. The Department of Medical Assistance Services in cooperation with the Office of the Secretary of Health and Human Resources, nursing facility representatives designated by the Virginia Health Care Association, LeadingAge Virginia, the Virginia Hospital and Healthcare Association and the staff of the House Appropriations and Senate Finance and Appropriations Committee, shall develop Medicaid reimbursement reform proposals designed to address the funding of Medicaid-covered nursing facility services, recognize infrastructure needs and modern building configurations, and incentivize quality improvement. Rate reforms considered shall include, but are not limited to: an increased percentage of Medicaid days with cost coverage; modification/elimination of outdated minimum occupancy requirements; recognition of private rooms through capital reimbursement; incentivizing building renovations for older infrastructure; and, elimination of outdated payment policy such as the Medicaid allowable limits for dual eligible Medicaid Part A crossover claims. The department shall also consider the development of an additional Medicaid payment for nursing facilities based on progressing toward or meeting quality improvement metrics. These reforms would apply to both the managed care and fee-for-service programs.

3. The department shall develop cost estimates of proposals which shall be completed by October 31, 2021 to allow for consideration by the Governor and General Assembly for inclusion in the Governor's introduced 2022-24 biennial budget.

4. It is intended that nursing facility payment reforms resulting from this process would be implemented upon the cessation of the \$20 per diem payment as provided in paragraph LLLL.1. above.

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment adds \$55.5 million the second year from the general fund and a like amount of federal Medicaid matching funds to continue the \$20 per day add-on through the current biennium while the Department of Medical Assistance Services works with the Office of the Secretary of Health and Human Resources, nursing facility and hospital representatives, aging services organizations, and staff of the money committees on more permanent reimbursement reforms to be considered for implementation in the 2022-24 biennium. The reforms to be considered should address dated funding policies which negatively impact the provision of high quality services and encourage reinvestment by nursing facilities in both facilities and quality improvement.)

Chief Patron: Sickles

Item 313 #26h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 380, line 10, after "LLLLL." insert "1."

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services shall defer the next scheduled nursing facility rate rebasing for one year in order to utilize the calendar year 2021 cost reports as the base year. The deferred year's rates would reflect the prior year rates inflated according to the existing reimbursement regulations. The department shall have the authority to implement these changes effective July 1, 2021 and prior to the completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment adds language directing the Department of Medical Assistance Services to defer nursing home rebasing until it is able to use 2021 cost reports in the rebasing process. Under the current rebasing schedule, cost reports ending in calendar year (CY) 2020 will be the basis of the next nursing facility rate rebasing. Due to the COVID-19 pandemic, the 2020 base year cost reports will contain significant variable data that reflects a mixture of increased costs (some permanent, others temporary) and reduced occupancy. It is possible that the department would determine a "need" to make artificial adjustments to that data, though there is little certainty and potential disagreement over what those adjustments might be. Given the COVID-19 vaccination program, it is expected that the 2021 cost reports would not be as affected by the increased costs associated with the COVID-19 pandemic, and would better reflect ongoing Medicaid costs as a basis for the next rebasing.)

Chief Patron: Reid

Item 313 #27h

Request to Amend House Bill 1800, as Introduced

Health and Human Resources	FY20-21	FY21-22	
Department of Medical Assistance Services	\$0	\$175,000	GF
	\$0	\$175,000	NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,273,315".

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services, in coordination with the Department of Behavioral Health and Disability Services, shall review the Medicaid reimbursement rate structure for targeted case management services, including early intervention, developmental disability, intellectual disability and mental health case management services, in order to assess whether the rate structure is appropriate for such services. In conducting the review, the departments shall seek input from community services boards and behavioral health authorities that provide these services. The departments shall assess whether the current rates and the current disparity in rates for these services are appropriate, considering among other things, the nature of the services and the relative levels of education and skill set requirements for case management staff providing the various services. The department shall provide a report with its assessment and any recommended changes to the rate structure to the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee no later than the November 1, 2021."

Explanation:

(This amendment adds language requiring the Department of Medical Assistance Services and the Department of Behavioral Health and Developmental Services to study the current rate structure for providing targeted case management and recommend changes based on current regulatory expectations and skill requirements.)

Chief Patron: Sickles

Item 313 #28h

Health and Human Resources

Department of Medical Assistance Services Language

Language:

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services shall, pursuant to Section 214 of CHIPRA of 2009, increase the age limit for Medicaid eligibility for legally residing immigrant children from age 19 to age 21. The department shall have the authority to promulgate emergency regulations to implement these amendments within 280 days or less from the enactment of this act."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment adds \$xx from the general fund and \$xx from federal matching funds and language to increase the age limit for "legally residing" immigrant youth to retain their health insurance through the Medicaid program. Currently Virginia covers these children until their 19th birthday, and then many lose coverage. Some may continue to receive Medicaid in a different category, such as expansion coverage for low-income adults, or coverage through the ACA Marketplace (which requires much higher out-of-pocket costs). By increasing the age limit, Virginia would ensure continuity of health care for these young adults. A companion amendment in Item 312 provides this coverage for children in the FAMIS program.)

Chief Patron: Sickles

Item 313 #29h

Health and Human Resources	FY20-21	FY21-22	
Department of Medical Assistance	\$0	\$7,026,950	GF
Services	\$0	\$7,026,950	NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,508,977,215".

Page 349, line 46, strike "455" and insert "480".

Explanation:

(This amendment provides \$7.0 million the second year from the general fund and \$7.0 million in federal matching Medicaid funds to increase the number of Family and Individual Support (FIS) waiver slots by 425 in the second year bringing the total number of FIS slots funded to 880.)

Chief Patron: Sickles

Item 313 #30h

Health and Human Resources	FY20-21	FY21-22	
Department of Medical Assistance	\$0	\$1,817,511	GF
Services	\$0	\$3,567,494	NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,500,308,320".

Explanation:

(This amendment adds \$1.8 million from the general fund and \$3.6 million from enhanced federal matching funds to continue funding for the Emergency Department Care Coordination (EDCC) Program and complete several enhancements which should result in cost savings to the Commonwealth and higher quality care for Medicaid and FAMIS beneficiaries. The 2017

Request to Amend House Bill 1800, as Introduced

General Assembly established the EDCC program to provide a single, statewide technology solution that connects all hospital emergency departments in the Commonwealth to facilitate real-time communication and collaboration among physicians, other healthcare providers and other clinical and care management personnel for patients receiving services in hospital emergency departments for the purpose of improving the quality of patient care services. The program also integrates the state's Prescription Monitoring Program and the Advance Healthcare Directive Registry. To date, 100% of hospital Emergency Departments and health plans participate in the EDCC Program, and 74% of physicians. The program has been successful in supporting a reduction in opioid overdoses since its implementation and has been critical in coordinating responses to the COVID-19 pandemic. The program has been funded through federal HITECH funding which provides a 90% federal match rate, but the federal funding will end on September 30, 2021. However, Medicaid Management Information Systems funding could be used to assist in leveraging additional federal dollars to complete the system enhancements at a 75% federal match rate.)

Chief Patron: Webert

Item 313 #31h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$119,955
\$119,955

\$119,955 GF
\$119,955 NGF

Language:

Page 345, line 39, strike "\$16,291,925,668" and insert "\$16,292,165,578".
Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,163,225".
Page 374, unstrike lines 17 through 23.

Explanation:

(This amendment restores \$119,995 from the general fund each year and a like amount of matching federal Medicaid funds and language to require the Department of Medical Assistance Services to modify nursing facility capital reimbursement for a nursing facility that lost its status as a hospital-based nursing facility because a replacement hospital was built in a different location and it becomes a free-standing facility. Funding for this item was provided in Chapter 1289, 2020 Acts of Assembly, unallotted in April, 2020 and eliminated in Chapter 56, 2020 Special Session I Acts of Assembly.)

Chief Patron: Sickles

Item 313 #32h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$354,766 GF
\$354,766 NGF

Request to Amend House Bill 1800, as Introduced

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,495,632,847".

Page 376, unstrike lines 20 through 28.

Page 376, line 27, strike "2020" and insert "2021".

Explanation:

(This amendment restores \$354,766 the second year from the general fund and a like amount of federal Medicaid matching funds to increase supplemental physician payments for physicians employed at Children's National, a freestanding children's hospital serving the Northern Virginia region. Funding for this item was provided in Chapter 1289, 2020 Acts of Assembly, unallotted in April, 2020 and eliminated in Chapter 56, 2020 Special Session I Acts of Assembly.)

Chief Patron: Krizek

Item 313 #33h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$1,886,000 GF
\$5,661,904 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,502,471,219".

Page 372, unstrike lines 32 through 37.

Page 376, line 32, strike "July 1, 2021" and insert "April 1, 2022".

Explanation:

(This amendment restores funding the second year for a Medicaid home visiting benefit for pregnant and postpartum women and children at risk of poor health outcomes effective April 1, 2022. Funding for this benefit was included in Chapter 1289, 2020 Acts of Assembly, but was subsequently unallotted and eliminated in Chapter 56, 2020 Special Session I Acts of Assembly.)

Chief Patron: Poindexter

Item 313 #34h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 382, strike lines 16 and 17.

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment eliminates language in the introduced budget which provides the Department of Medical Assistance Services with the authority to modify agency policy manuals to affirm coverage of services related to gender dysphoria for Medicaid members.)

Chief Patron: Sickles

Item 313 #35h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$14,459,101 GF
\$26,791,327 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,536,173,743".

Page 376, strike lines 53 through 56.

Page 377. strike lines 1 through 6.

Explanation:

(This amendment adds \$14.5 million the second year from the general fund and \$26.8 million in federal matching funds to eliminate the emergency room utilization program that was adopted by the 2020 General Assembly as a means of avoiding inappropriate emergency room costs in the Medicaid program. The amendment eliminates language implementing the program. Instead, a companion amendment in this item provides language for an alternative method for reducing emergency room utilization by Medicaid patients by addressing the needs of the complex care patients who are "super utilizers" to get the appropriate care they need and reduce associated costs of care for the Commonwealth.)

Chief Patron: Carter

Item 313 #36h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0

\$3,100,000 GF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,498,023,315".

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services shall develop and implement a program to provide insulin products for uninsured patients effective July 1, 2021."

Explanation:

(This amendment provides \$3.1 million from the general fund the second year for the Department of Medical Assistance Services to begin a program to supply insulin products to uninsured patients beginning in fiscal year 2022.)

Chief Patron: Hayes

Item 313 #37h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 382, after line 17, insert:

"AAAAAA. The Department of Medical Assistance Services shall analyze utilization of Transportation Network Company (TNC) Type II Non Emergency Medicaid Transportation (NEMT) providers by the Medicaid fee-for-service program and the department's contracted Medicaid managed care organizations. The department shall identify any barriers to patient access to TNC Type II NEMT services. In its review of barriers to accessing TNC Type II NEMT benefits, the department shall identify any gaps in TNC Type II service contracting between the department's contracted MCOs, or their transportation brokers and TNC Type II NEMT providers. Additionally, the department shall examine the eligible patient population for TNC Type II NEMT services to ensure all clinically indicated Medicaid beneficiaries are eligible for TNC Type II NEMT services. Further, the department shall examine the necessity of TNC Type II operating requirements and identify any extraneous service requirements limiting TNC Type II services. The department shall report its findings and recommendations to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by October 1, 2021."

Explanation:

(This amendment adds language requiring the Department of Medical Assistance Services to analyze utilization of Non Emergency Medicaid Transportation Transportation Network Company Type II providers in the Medicaid fee-for-service and managed care programs to determine if barriers to access exist, if contracts result in service gaps, and if any existing requirements limit the provision of these types of services to eligible Medicaid beneficiaries. The agency is required to report findings and recommendation by October 21, 2021 to the Chairs of the money committees.)

Chief Patron: Jones J.C.

Item 313 #38h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance Services

\$0
\$0

\$4,500,000 GF
\$4,500,000 NGF

Language:

Page 345, line 39, strike "\$17,494,923,315" and insert "\$17,503,923,315".

Page 382, after line 17, insert:

Request to Amend House Bill 1800, as Introduced

"AAAAAA. The Department of Medical Assistance Services shall have the authority to amend the State Plan for Medical Assistance to adjust the formula for indirect medical education (IME) reimbursement for managed care discharges for freestanding children's hospitals with greater than 50 percent Medicaid utilization in 2009 by increasing the case mix adjustment factor to 3.2962. This increased case mix index (CMI) factor shall take precedence over future rebasing. Total payments for IME in combination with other payments for freestanding children's hospitals with greater than 50 percent Medicaid utilization in 2009 may not exceed the federal uncompensated care cost limit that disproportionate share hospital payments are subject to. The department shall have the authority to implement these changes prior to completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment adds funding and language directing the Department of Medical Assistance Services to adjust the formula used to calculate indirect medical education reimbursement for managed care discharges at Children's Hospital of the King's Daughters (CHKD). This change would restore CHKD's case mix index (CMI) factor to the fiscal year (FY) 2019 level, which had been reduced unexpectedly in FY 2020 without regard to other critical factors. The change is intended to stabilize CHKD's IME funding levels so the hospital is not subject to dramatic fluctuations in future Medicaid payments that occur with rebasing and changes in federal policy, and would be consistent with historic levels of state support. The IME payments are a matched by the federal government on a 50/50 basis. Using FY 2019 as a more typical year for CHKD (pre-COVID), the general fund impact would be an estimated \$4.5 million, with a nongeneral fund impact of \$4.5 million.)

Chief Patron: Krizek

Item 317 #1h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 391, after line 24, insert:

"II. The Department of Medical Assistance Services shall convene a workgroup to research and recommend strategies for the financing of health care services for undocumented immigrant children. The workgroup will (i) identify the number of children who would qualify and their geographic location, (ii) demonstrate the impact a lack of health care coverage has on these children, (iii) determine the financial burden carried by hospital systems and other healthcare facilities that currently provide care for these children, (iv) identify the existing barriers these children face when trying to access essential medical services in a timely manner, (v) identify the long-term health impacts to children who do not have health care coverage and the future cost the Commonwealth will incur as a result, and (vi) recommend options for providing health care coverage to these children and the approximate cost to the Commonwealth."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment adds language to require the Department of Medical Assistance Services to establish a workgroup on strategies to provide health care services for undocumented immigrant children.)

Chief Patron: Sickles

Item 320 #1h

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 398, line 17, strike "non-narcotic," and insert "appropriate".

Explanation:

(This amendment eliminates language requiring the use of non-narcotic, long-acting injectable prescription drug treatment regimens used for drug treatment court programs. Instead, it requires the use of appropriate long-acting injectable prescription drug treatment regimens. Injectable narcotic long-acting prescription drugs can be effective and easily controlled by the service provider so as to prevent any potential abuse by the individual obtaining treatment services.)

Chief Patron: Reid

Item 321 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Behavioral Health and
Developmental Services

\$0

(\$8,774,784) GF

Language:

Page 399, line 42, strike "\$61,270,529" and insert "\$52,495,745".

Explanation:

(This amendment eliminates the transfer of local inpatient purchase of service (LIPOS) funding from the Community Services Boards in Item 322 to the Department of Behavioral Health and Developmental Services (DBHDS) Central Office. Community Services Boards (CSBs) rely on LIPOS funding to purchase private behavioral health hospital bed days to divert individuals in their communities from state hospital admission. Transferring this funding to the DBHDS Central Office negatively impacts local public/private partnerships, and clinical review of appropriateness of care and coordination of services through each locality's Emergency Service

Request to Amend House Bill 1800, as Introduced

and Discharge Planning team. It will also likely increase administrative expenses, admissions and the length of stay resulting in additional costs. A companion amendment in Item 322 restores this funding for Community Services Boards.)

Chief Patron: Kory

Item 321 #2h

Health and Human Resources

FY20-21

FY21-22

Department of Behavioral Health and
Developmental Services

\$0

\$10,000,000 GF

Language:

Page 399, line 42, strike "\$61,270,529" and insert "\$71,270,529".

Page 401, line 22, strike the second "\$250,000" and insert "\$10,250,000".

Explanation:

(This amendment adds \$10.0 million the second year from the general fund to the Virginia Association of Recovery Residences (VARR) for its members to deliver evidence based lived experience peer managed residential services to consumers with substance use disorder (SUD). VARR members provide immediate access to substance use disorder recovery services which significantly increases positive outcomes for their consumers. Current Virginia Department of Health (VDH) Office of Emergency Medical Services (OEMS) overdose response incident data clearly shows a rising rate of substance use disorders in Virginia, with accompanying social impacts and costs. Expanded evidence based recovery programs that can be accessed immediately by consumers with SUD will save lives and tax dollars.)

Chief Patron: Hope

Item 321 #3h

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 401, line 39, after "hospitalizations.", insert:

"The workgroup shall also include as part of its analysis, an evaluation of the Northern Virginia Regional Older Adult Facilities Mental Health Support Team (RAFT) and determine the feasibility of replicating the RAFT model elsewhere in the Commonwealth to support persons living with dementia with co-occurring behavioral health conditions."

Page 401, line 41, after "Committee", insert "and the Chair of the Joint Commission on Health Care".

Explanation:

(This amendment modifies language in the introduced budget related to the creation of and

Request to Amend House Bill 1800, as Introduced

reporting by a workgroup to make recommendations on dementia services to divert and discharge individuals from state behavioral health hospitals.)

Chief Patron: Adams D.

Item 321 #4h

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 401, after line 41, insert:

"O. The Department of Behavioral Health and Developmental Services shall report to the Joint Commission on Health Care on the implementation of the System Transformation, Excellence and Performance in Virginia (STEP-VA) process including: (i) updates on requirements, performance measures and funding allocations for each phase of STEP-VA implementation, (ii) results of the statewide needs assessment performed by the department, (iii) the demand for specific behavioral health services in each community services board (CSB) and behavioral health authority (BHA) service area and the capacity of each CSB and BHA to meet those needs."

Explanation:

(This amendment adds language requiring the Department of Behavioral Health and Developmental Services to report on the implementation of STEP-VA) process to the Joint Commission on Health Care.)

Chief Patron: O'Quinn

Item 321 #5h

Health and Human Resources

FY20-21

FY21-22

Department of Behavioral Health and
Developmental Services

\$0

\$50,000 GF

Language:

Page 399, line 41, strike "\$61,270,529" and insert "\$61,320,529".

Page 401, after line 41, insert:

"O.1. The Department of Behavioral Health and Developmental Services shall begin planning for the refurbishment, transfer and use of a facility currently located on the campus of Southwestern Virginia Mental Health Institute to Smyth County for the development of the Appalachian Center for Hope's addiction recovery, reentry and residential drug treatment program. The department shall work with the Department of General Services, Smyth County and the Center to determine the cost of repurposing the building and transfer to Symth County, and the implementation of a plan to do so. The department shall submit its cost estimates and plan to the Governor and the Chairs of the House Appropriations and Senate Finance and

Request to Amend House Bill 1800, as Introduced

Appropriations Committee by September 15, 2021.

O.2. Out of this appropriation, \$50,000 from the general fund the first year is provided to the Appalachian Center for Hope for administrative start up funding for its addiction recovery, reentry and residential drug treatment program and to cover transition costs."

Explanation:

(This amendment adds language requiring the Department of Behavioral to develop a plan and cost estimate to refurbish and transfer a facility currently located on the campus of Southwestern Virginia Mental Health Institute for the Appalachian Center for Hope (ACH) drug treatment programs. The amendment also provides \$50,000 the first year from the general fund to be used for (i) start-up costs such as purchase of office supplies and equipment, (ii) insurance coverage for use of the leased premises, (ii) payment of incidental costs associated with non-profit incorporation and 501(c)(3) status, and (iv) modification of office space donated by to meet ACH needs as they transition to the leased building site.)

Chief Patron: Hudson

Item 322 #1h

Health and Human Resources

FY20-21

FY21-22

Grants to Localities

\$0

\$9,250,000 GF

Language:

Page 402, line 8, strike "\$554,715,057" and insert "\$563,965,057".

Explanation:

(This amendment restores \$9.3 million the second year from the general fund to the base budget for Community Services Boards (CSBs) that had been reduced as a result of Medicaid expansion. The restored funding is needed due to the following: (i) in fiscal year 2020, CSBs face roughly double the reduction in general fund dollars that they incurred in fiscal year 2019; (ii) while CSBs are able to bill for services provided to some of the individuals they had been serving without reimbursement, there are still individuals that CSBs serve that do not qualify for Medicaid expansion and CSBs continue to serve these individuals with no payer source from a now-reduced state general fund allocation; and (iii) the Medicaid rate for most services does not cover the cost to actually deliver the service (state general fund dollars help to reduce the negative impact of this and allow CSBs to continue to serve priority populations. Further, revenue collections during the COVID-19 pandemic are significantly below rates prior to the pandemic, adding additional strain on the ability to provide services and adapt services to changes in service delivery needed for clients during the pandemic.)

Chief Patron: Price

Item 322 #2h

Request to Amend House Bill 1800, as Introduced

Health and Human Resources

FY20-21

FY21-22

Grants to Localities

\$0

\$200,000 GF

Language:

Page 402, line 8, strike "\$554,715,057" and insert "\$554,915,057".

Page 407, after line 21, insert:

"PP. Out of this appropriation, \$200,000 the second year from the general fund shall be used to implement a pilot program in Region 5 to provide reimbursement for Peer Support Specialists or Qualified Mental Health Professionals to accompany individuals subject to a temporary detention order that are waiting for a facility placement."

Explanation:

(This amendment provides \$200,000 the second year from the general fund for a pilot program in the Hampton Roads/Tidewater region that would pay Peer Support Specialists and Qualified Mental Health Professionals to accompany persons who are waiting to be assigned a bed in a facility but may be spending their wait time alone in the hospital. The presence of someone qualified to talk with them and offer them support can help de-escalate a crisis until they can receive the care and help they need.)

Chief Patron: Sickles

Item 322 #3h

Health and Human Resources

Grants to Localities

Language

Language:

Page 405, line 36, strike "non-narcotic, non-addictive," and insert:

"appropriate long-acting injectable".

Page 405, line 37, after "probation;" insert "or".

Page 405, line 38, after "jail", strike "; or (iii)", and insert:

". The department shall ensure that a portion of the funding is used for appropriate prescription drug treatment regimens for individuals who are".

Explanation:

(This amendment modifies language related to medication assisted treatment for individuals who are addicted to opioids. Language changes require that a portion of the funding be used for appropriate long-acting injectable prescription drug treatment regimens used for drug treatment court programs, instead of solely non-narcotic long-acting injectable prescription drug treatment regimens. Injectable narcotic long-acting prescription drugs can be effective and easily controlled by the service provider so as to prevent any potential abuse by the individual obtaining treatment services.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Reid

Item 322 #4h

Health and Human Resources

FY20-21

FY21-22

Grants to Localities

\$0

\$8,774,784 GF

Language:

Page 402, line 8, strike "\$554,715,057" and insert "\$563,489,841".

Page 405, line 50 unstrike "\$11,025,231" and strike "\$2,250,447".

Page 405, after line 52, insert:

"Appropriations in fiscal year 2022 to the Community Services Boards' regional local inpatient purchase of services (LIPOS) programs will be equal to the expenditures incurred in fiscal year 2021 and adjusted to meet the fiscal year 2022 forecasted utilization need, with adjustments occurring annually thereafter. Any year-end one-time balance that may occur will be awarded to one or more CSBs to develop community based psychiatric services necessary to decrease admissions to the state behavioral health hospital system."

Explanation:

(This amendment transfers \$8.8 million general fund from the Central Office of the Department of Behavioral Health and Developmental Services in Item 321 to Grants to Localities which provides funding to Community Services Boards for local inpatient purchase of services (LIPOS). The introduced budget had transferred this funding from Grants to Localities to the DBHDS Central Office. Community Services Boards (CSBs) rely on LIPOS funding to purchase private behavioral health hospital bed days to divert individuals in their communities from state hospital admission. Transferring this funding to the DBHDS Central Office negatively impacts local public/private partnerships, clinical review of appropriateness of care and coordination of services through each locality's Emergency Service and Discharge Planning team. It will also likely increase administrative expenses, admissions and the length of stay resulting in additional costs. This amendment also adds language to adjust funding for LIPOS in fiscal year 2022 to meet anticipated utilization needs and admissions in the state behavioral health hospital system.)d requires the annual adjustment of this funding to meet future utilization needs. Language provides for the year-end balance to be awarded to CSBs to decrease

Chief Patron: Coyner

Item 322 #5h

Health and Human Resources

Grants to Localities

Language

Language:

Page 405, line 32, after "treatment", insert:

"including associated medical or patient support services,".

Page 405, line 35, after "regimens.", insert:

Request to Amend House Bill 1800, as Introduced

"In expending any amount, the department shall prioritize allocation of the funding to any portion of medication assisted treatment or medication assisted treatment services that are not covered by insurance."

Page 405, line 35, strike "The department shall".

Page 405, strike lines 36 through 39 and insert:

"The department shall ensure that a portion of the funding received by a Community Services Board or Behavioral Health Authority is used for non-narcotic, non-addictive, prescription drug treatment regimens for individuals who are in need of medication assisted treatment and support services while incarcerated and upon their release to the community."

Explanation:

(This amendment modifies language in the introduced budget related to medication assisted treatment. The language narrows the provision of who should receive a portion of the funding (for injectable naltrexone) to incarcerated individuals and those seeking re-entry. The language has always required that jails, prisons and institutions receive a portion of the money, but with new mandates on sheriffs, this funding is most critical to them. Further the prisons (because of legal prohibitions) and institutions have never utilized the funding, so they will not experience a loss. The language also clarifies that the funding can be used for medication assisted related services and clarifies that allocation of the funding should be prioritized to those who are not otherwise insured.)

Chief Patron: Brewer

Item 339 #1h

Health and Human Resources

FY20-21

FY21-22

Department for Aging and
Rehabilitative Services

\$0

\$1,000,000 GF

Language:

Page 411, line 47, strike "\$100,388,245" and insert "\$101,388,245".

Page 413, line 16, strike "\$5,976,719" and insert "\$6,976,719".

Explanation:

(This amendment adds \$1.0 million for an additional 15 staff at community based brain injury programs to address existing case management waiting lists, enhance virtual programming, expand partnerships, and development responses to the high-intensity needs of Virginians with brain injury, especially those related to COVID-19 and the opioid epidemic. Through a Department for the Aging and Rehabilitative Services appropriation and existing contract processes, funding would allow nine existing community based brain injury programs to hire new staff to enhance and/or expand services of services areas.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Sickles

Item 339 #2h

Health and Human Resources

FY20-21

FY21-22

Department for Aging and
Rehabilitative Services

\$0

\$850,000 GF

Language:

Page 411, line 47, strike "\$100,388,245" and insert "\$101,238,245".

Page 413, line 6, strike "\$5,096,858" and insert "\$5,946,858".

Explanation:

(This amendment adds \$850,000 the second year from the general fund to support 17 Centers for Independent Living that provide independent living services including independent living skills training, advocacy, information & referral, peer mentoring, and transition to people with significant disabilities. Transition services includes youth transition services, services to people trying to transition from nursing facilities and other institutions, and services to prevent institutionalization.)

Chief Patron: Krizek

Item 339 #3h

Health and Human Resources

FY20-21

FY21-22

Department for Aging and
Rehabilitative Services

\$0

\$287,651 GF

Language:

Page 411, line 47, strike "\$100,388,245" and insert "\$100,675,896".

Page 413, line 6, after "I." insert "1."

Page 413, line 6, strike "\$5,096,858" and insert "\$5,384,509".

Page 413, after line 8, insert:

"2. Out of this amount, \$287,651 the second year from the general fund shall be used to establish satellite offices of Centers for Independent Living (CILs) to serve people with disabilities in geographical areas without a Center for Independent Living including the following areas: Northern Neck (Counties of Westmoreland, Richmond, Lancaster, and Northumberland); Southside (Counties of Brunswick, Greenville, Halifax, Mecklenburg, Lunenburg, and Charlotte); Planning District 14 (Counties of Buckingham, Cumberland, Amelia, Prince Edward and Nottoway); Lower Planning District 9 (Counties of Rappahannock, Culpeper, Orange, and Madison) and the Middle Peninsula region (Counties of Essex, Gloucester, King and Queen, King William, Mathews, and Middlesex)."

Explanation:

(This amendment adds \$287,651 from the general fund the second year for satellite Centers for

Request to Amend House Bill 1800, as Introduced

Independent Living (CILs) to serve people with disabilities in geographical areas that currently lack these services, as specified in the language.)

Chief Patron: Bulova

Item 339 #4h

Health and Human Resources

FY20-21

FY21-22

Department for Aging and
Rehabilitative Services

\$0

\$1,400,000 GF

Language:

Page 411, line 47, strike "\$100,388,245" and insert "\$101,788,245".

Page 413, line 16, strike "\$5,976,719" and insert "\$7,376,719".

Explanation:

(This amendment adds \$1.4 million the second year from the general fund (GF) for an adjustment for brain injury services contracts. Current contracts have not been adjusted to account for market changes in starting salaries and as a result, starting salaries for individuals providing these services are far below market rates, resulting in turnover and vacancies among all service providers. Chapter 1289, 2020 Acts of Assembly session included \$1.0 million GF each year an increase in funding for brain injury services. However, this funding unallotted due to the COVID-19 pandemic and subsequently eliminated in Chapter 56, 2020 Special Session I Acts of Assembly.)

Chief Patron: Jones J.C.

Item 340 #1h

Health and Human Resources

Department for Aging and Rehabilitative Services

Language

Language:

Page 415, unstrike lines 28 through 35.

Page 415, line 29, strike "\$150,000 the first year and \$150,000", and insert: "\$300,000".

Page 415, line 29, strike "50" and insert "100".

Explanation:

(This amendment restores funding the second year from the general fund budget to provide an interdisciplinary plan of care and dementia care management for 100 Virginia residents diagnosed with dementia. The service would be provided through a partnership with the memory and aging care clinic at the University of Virginia and the Alzheimer's Association. Funding of \$150,000 each year of the 2020-22 biennium was provided in Chapter 1289, 2020 Acts of Assembly to serve 50 individuals diagnosed with dementia. That funding was unallotted

Request to Amend House Bill 1800, as Introduced

and subsequently eliminated in Chapter 56, 2020 Special Session I Acts of Assembly. This amendment would add all of the restored funding in fiscal year 2022 enabling the program to serve 100 individuals with dementia.)

Chief Patron: Carr

Item 344 #1h

Health and Human Resources

FY20-21

FY21-22

Department for Aging and
Rehabilitative Services

\$0

\$90,000 GF

Language:

Page 416, line 41, strike "\$7,290,421" and insert "\$7,380,421".

Page 417, after line 32, insert:

"G. Out of this appropriation, \$90,000 the second year from the general fund is provided for demographic services to obtain reliable data for determining needs and service planning for aging services."

Explanation:

(This amendment adds \$90,000 the second year from the general fund for demographic services for statewide aging services at the Department for Aging and Rehabilitative Services.)

Chief Patron: Ayala

Item 344 #2h

Health and Human Resources

FY20-21

FY21-22

Department for Aging and
Rehabilitative Services

\$0

\$250,000 GF

Language:

Page 416, line 41, strike "\$7,290,421" and insert "\$7,540,421".

Explanation:

(This amendment adds \$250,000 from the general fund the second year for the Office of the Independent Living Community Ombudsman to promote and protect the interests of residents of independent living communities in the Commonwealth.)

Chief Patron: Rasoul

Item 350 #1h

Health and Human Resources

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Chief Patron: Aird

Item 350 #3h

Health and Human Resources

Department of Social Services

Language

Language:

Page 424, after line 6, insert:

"W. The Department of Social Services shall develop and implement demonstration projects with a goal of assisting families to earn a living wage and escape poverty. The projects shall include a benefit cliff pilot, a pilot to demonstrate the role of location as a key determinant for health and economic success, and a pilot program to determine the impact of cashing out key program supports. As needed, the Department of Social Services shall seek authority for these demonstration projects as outlined in the Social Security Act, the Food and Agriculture Act of 1977, and other federal legislation that provides for the development and testing of demonstration projects. The Department shall identify and apply for federal and private grants for these demonstration projects."

Explanation:

(This amendment adds language providing the Department of Social Services with the authority to develop several anti-poverty demonstration projects.)

Chief Patron: Samirah

Item 351 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$50,000

GF

\$0

\$50,000

NGF

Language:

Page 424, line 8, strike "\$525,386,732" and insert "\$525,486,732".

Explanation:

(This amendment provides \$50,000 from the general fund and \$50,000 from nongeneral funds the second year for additional eligibility determination costs in the Department of Social Services pursuant to House Bill 2002, introduced in the 2021 Session. The bill requires courts and the Department of Social Services to determine (i) whether a child meets Medicaid or Family Access to Medical Insurance Security (FAMIS) eligibility, or other government-sponsored health care coverage, and (ii) if such coverage is equivalent to any other coverage option that is available at a reasonable cost when determining health care coverage for a dependent child who is the subject of a child support order.

Request to Amend House Bill 1800, as Introduced

Chief Patron: Delaney

Item 354 #1h

Health and Human Resources

Department of Social Services

Language

Language:

Page 431, after line 23, insert:

"X. The Department of Social Services shall extend payments to children aging out of the Fostering Futures program past age 21 through September 2021."

Explanation:

(This amendment adds language to extend payments to children aging out of the Fostering Futures program through September 2021. The recently passed federal Coronavirus Relief and Response Supplemental Appropriations Act has extended the John H. Chafee Foster Care Program for Successful Transition to Adulthood funding through September 2021. These funds can be used to support children aging out of services during the COVID-19 pandemic. This is a recommendation of the Virginia Commission on Youth.)

Chief Patron: Delaney

Item 354 #2h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$1,958,325 GF

Language:

Page 427, line 8, strike "\$261,995,376" and insert "\$263,953,701".

Explanation:

(This amendment adds almost \$2.0 million the second year from the general fund to establish five kinship navigator programs in each region of the state at a cost of \$1,458,325 and to provide \$500,000 for each regional Kinship Navigator Program to provide community-specific resources and supports for kinship caregivers. This is a recommendation of the Virginia Commission on Youth.)

Chief Patron: Reid

Item 354 #3h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$3,791,706 GF

\$0

\$391,200 NGF

Language:

Request to Amend House Bill 1800, as Introduced

Page 427, line 8, strike "\$261,995,376" and insert "\$266,178,282".

Page 431, after line 23, insert:

"X. Out of this appropriation, \$780,000 the second year from the Temporary Assistance to Needy Families block grant for Kinship foster care support payments of \$200 per month per child to support foster care of kinship children by Virginia residents who receive Social Security, Social Security Disability Insurance (SSDI) or Social Security Income (SSI)."

Explanation:

(This amendment adds \$3.8 million from the general fund the second year and \$391,200 from the Temporary Assistance to Needy Families block grant to provide Kinship foster care support payments to Virginia residents to support foster care of kinship children. This benefit would only be available to individuals who take in a relative for foster care, who is a minor child and when the foster parents are on Social Security, Social Security Disability Insurance (SSDI) or Social Security Income (SSI). These individuals, who are now becoming foster parents, are already on a fixed income and may not have planned for raising children in their original retirement planning. This will provide additional financial support to help provide these children with a loving environment from a relative.)

Chief Patron: Delaney

Item 354 #4h

Health and Human Resources

Department of Social Services

Language

Language:

Page 431, after line 23, insert:

"X. The Department of Social Services shall create a diversion program supporting relative and fictive kin families who have received temporary physical and legal custody from the court. The department shall develop a diversion program that makes use of all federal and state monies available to provide a payment to relative and fictive kin families who have temporary custody through a court order that is equal to the monthly payments that current foster care families receive. The department shall investigate the feasibility of using Family First dollars as a part of this payment. The Department shall report back to the Commission on Youth by November 30, 2021, with the steps needed to implement the diversion program."

Explanation:

(This amendment adds language directing the Department of Social Services to create a diversion program supporting relative and fictive kin families who receive custody of a child from the court and report the steps to implement such program to the Commission on Youth by November 30, 2021. This is a recommendation of the Virginia Commission on Youth.)

Chief Patron: Tran

Item 355 #1h

Request to Amend House Bill 1800, as Introduced

Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	\$7,500,000	GF

Language:

Page 431, line 25, strike "\$83,257,450" and insert "\$90,757,450".

Explanation:

(This amendment adds \$7.5 million from the general fund the second year for the Department of Social Services to (i) increase interpretation and translation services to help immigrants in Virginia access local resources through 2-1-1, including healthcare, housing, and other social services; and (ii) issue competitive grants through the Office of New Americans to community-based and faith-based organizations that are directly serving immigrants by preparing them for the US citizenship test, providing legal services, or providing social services in response to COVID-19.)

Chief Patron: Carr

Item 356 #1h

Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	\$300,000	GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,257,967".

Page 436, after line 11, insert:

"CC. Out of this appropriation, \$300,000 the second year from the general fund shall be provided for the Family and Children's Trust Fund (FACT) to support community-based networks and provide family economic supports."

Explanation:

(This amendment adds \$300,000 the second year from the general fund for the Family and Children's Trust Fund (FACT). Funding will be used to provide technical assistance and support to community-based multi-disciplinary networks across the state to develop trauma-informed best practices and services.)

Chief Patron: Gooditis

Item 356 #2h

Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	\$226,903	GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,184,870".

Request to Amend House Bill 1800, as Introduced

Page 436, after line 11, insert:

"CC. Out of this appropriation, \$226,903 the first year from the general fund shall be provided to I'm Just Me Movement for the Resilience Rising program for at-risk students in the Winchester City Public Schools grades K-12 who have suffered adverse childhood experiences."

Explanation:

(This amendment adds \$226,903 the second year from the general fund to the nonprofit organization, I'm Just Me Movement in Winchester, Virginia for their new program, Resilience Rising, to help students build resilience skills and give them strategies to cope with anxiety and depression. This program is targeted at children in Winchester City Public Schools in grades K-12 who have experienced adverse childhood experiences and are at risk for unhealthy decisions and/or involvement with law enforcement. The program proposes to serve 50 students per day. It will serve as a source for educational support for students who are engaged in virtual learning and program personnel will ensure that students are logged in during school time and doing their assignments. When school requirements have been met, students will rotate through art, theater, sports, and social/life skills. Participants in the program will also be paired with a trained adult mentor to help build resilience by creating another positive relationship with a caring adult.)

Chief Patron: Sickles

Item 356 #3h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$500,000 GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,457,967".

Page 436, after line 11, insert:

"CC. Out of this appropriation, \$500,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided for Good Shepherd Housing and Family Services to assist with food, housing, child care/education, workforce training and mental health services and supports related to the COVID-19 pandemic response."

Explanation:

(This amendment adds \$500,000 the second year from the general fund for Good Shepherd Housing and Family Services, a non-profit organization serving Northern Virginia that provides housing, emergency services, children's services, budgeting counseling and other resources for low-income families.)

Chief Patron: Sickles

Item 356 #4h

Request to Amend House Bill 1800, as Introduced

Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	\$500,000	GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,457,967".

Page 435, line 48, strike the second "\$750,000" and insert "\$1,250,000".

Explanation:

(This amendment adds \$500,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant the for Cornerstones, a non-profit organization, to provide wrap-around services that solve urgent or on-going requirements for housing, childcare, food or financial assistance that address the needs of families during the COVID-19 pandemic. This additional funding will provide almost \$1.3 million in TANF funding for Cornerstones in fiscal year 2022.)

Chief Patron: Sickles

Item 356 #5h

Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	\$500,000	GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,457,967".

Page 435, line 8, strike the second "\$100,000" and insert "\$600,000".

Explanation:

(This amendment adds \$500,000 the second year from the Temporary Assistance to Needy Families block grant the for FACETS, a non-profit organization in Northern Virginia, to provide to homeless assistance services and other related services during the COVID-19 pandemic. This additional funding will provide a total of \$600,000 in TANF funding for FACETS in fiscal year 2022.)

Chief Patron: Sickles

Item 356 #6h

Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	\$500,000	GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,457,967".

Page 435, line 25, strike the second "\$700,000" and insert "\$1,200,000".

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment adds \$500,000 the second year from the Temporary Assistance to Needy Families block grant the for United Community, a non-profit organization, to provide wrap-around services for low-income families Northern Virginia, including child care, parenting classes, supportive services, a food pantry, and literacy and citizenship services and other needed services during the COVID-19 pandemic. This additional funding will provide \$1.2 million in TANF funding for United Community in fiscal year 2022.)

Chief Patron: Sickles

Item 356 #7h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$500,000 GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,457,967".

Page 432, after line 25, insert:

"5. Out of this appropriation, \$500,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided to the the Lorton Community Action Center to assist with food, housing, child care and education, workforce training and mental health services and supports for low-income families during the COVID-19 pandemic."

Explanation:

(This amendment adds \$500,000 the second year from the Temporary Assistance to Needy Families block grant the for the Lorton Community Action Center for services to low-income families during the COVID-19 pandemic.)

Chief Patron: Sickles

Item 356 #8h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$500,000 GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,457,967".

Page 436, after line 11, insert:

"CC. Out of this appropriation, \$500,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided to BritePaths to assist with food, housing, child care and education, workforce training and mental health services and supports related to stabilizing families during the COVID-19 pandemic."

Explanation:

(This amendment adds \$500,000 the second year from the Temporary Assistance to Needy

Request to Amend House Bill 1800, as Introduced

Families block grant for the BritePaths, a non-profit organization serving Northern Virginia, for services to low-income families related to the COVID-19 pandemic.)

Chief Patron: Sickles

Item 356 #9h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$500,000 GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,457,967".

Page 436, after line 11, insert:

"CC. Out of this appropriation, \$500,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided to the Koinonia Foundation to assist with food, housing, child care and education, workforce training and mental health services and supports related to stabilizing families during the COVID-19 pandemic."

Explanation:

(This amendment adds \$500,000 the second year from the Temporary Assistance to Needy Families block grant for the Koinonia Foundation, a non-profit organization serving Northern Virginia, for services to low-income families during the COVID-19 pandemic.)

Chief Patron: Heretick

Item 356 #10h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$225,000

\$225,000 GF

Language:

Page 431, line 35, strike "\$61,857,967" and insert "\$62,082,967".

Page 431, line 35, strike "\$60,957,967" and insert "\$61,182,967".

Page 434, line 38, strike "\$75,000" and "\$75,000" and insert:

"\$300,000" and "\$300,000".

Explanation:

(This amendment adds \$225,000 each year from the Temporary Assistance to Needy Families block grant for the Visions of Youth Community Development Corporation in Portsmouth to support the Students Taking Responsibility in Valuing Education (STRIVE) suspension/dropout prevention program. This will bring funding for the program to \$300,000 each year over the biennium.)

Chief Patron: Gooditis

Item 356 #11h

Request to Amend House Bill 1800, as Introduced

Health and Human Resources	FY20-21	FY21-22
Department of Social Services	\$0	\$850,000 GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,807,967".

Page 434, line 55, after "appropriation," insert:

"\$850,000 the second year from the general fund and".

Explanation:

(This amendment adds \$850,000 the second year from the general fund for the the Laurel Center in Winchester, Virginia. The Laurel Center provides emergency shelter and support services to survivors of domestic violence in the Northern Shenandoah Valley. They have been a critical safety net for this vulnerable population for nearly forty years. During the ongoing pandemic, the Laurel Center has continued to provide needed support to Frederick, Clarke, and Warren Counties. The need for violence prevention measures has only risen given increased social isolation and job loss. In 2019, the Laurel Center purchased a new property, which includes a freight station, to establish an Empowerment Program. The Empowerment Program would provide job readiness and life and job skills training. It would also connect survivors to employers and provide them with hands-on work experience. Research has shown that support services such as these increase the likelihood that survivors can become financially independent from their abusers. The requested funding would go towards the rehabilitation of the freight station building. In addition to providing a safe and convenient location for the program participants, the building will function as a local cafe, offering reasonably priced and healthy food to a section of the community that is currently a food desert. This program is critically important for violence prevention and provides a service currently unavailable to the Northern Shenandoah community.)

Chief Patron: Sickles

Item 356 #12h

Health and Human Resources

Department of Social Services

Language

Language:

Page 434, line 11, after "4." insert "1."

Page 434, after line 19, insert:

"2. Using appropriations in this item, the Department of Social Services shall ensure that program grantees in rounds 1 through 3 using Temporary Assistance to Needy Families (TANF) block grant funding for employment and training programs are eligible for expanding the Network2Work program in their community employment and training programs."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment adds language to ensure linkages between community employment and training programs funded through the TANF block grant and the Network2Work effort which uses a proactive approach to connecting employers with prospective job seekers through community connectors through the use of an app-based database.)

Chief Patron: Bulova

Item 356 #13h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$500,000

\$500,000 GF

Language:

Page 431, line 35, strike "\$61,857,967" and insert "\$62,357,967".

Page 431, line 35, strike "\$60,957,967" and insert "\$61,457,967".

Page 432, line 45, strike the first "\$1,500,000" and insert "\$2,000,000".

Page 432, line 45, strike the second "\$1,500,000" and insert "\$2,000,000".

Explanation:

(This amendment adds \$500,000 each year from the Temporary Assistance to Needy Families block grant for Northern Virginia Family Services (NVFS). The additional funds are for the specific purpose of providing services and wrap-around supports to Virginians suffering impacts from COVID-19 in all Northern Virginia counties, cities, and towns. Services and supports include but are not limited to: the provision of food; financial assistance to prevent homelessness; access to health and mental healthcare; and, childcare and workforce development programs. NVFS identified \$2.0 million in COVID-19 related needs from a detailed assessment. Half of this amount was provided during the 2020 Special Session I. This would secure the remaining amount.)

Chief Patron: Kory

Item 356 #14h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$249,000 GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$61,206,967".

Page 436, after line 11, insert:

"CC. Out of this appropriation, \$249,000 the second year from the Temporary Assistance for Needy Families (TANF) block grant shall be provided for prison family video visitation services to promote family and children relationships for TANF eligible families and children who are in relative care."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment adds \$249,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant for prison family video visitation services to promote family and children relationships for TANF eligible families and children who are in relative care, mainly with TANF eligible grandparents raising grandchildren. DSS analysis identified a number of the child-only TANF cases receive TANF benefits because a parent is incarcerated. Sixty percent of imprisoned women said their children are being cared for by the children's grandparents. Also, the DSS child welfare information system reports indicate that incarceration of a parent is a major factor to the entry of over 600 children into Virginia foster care. This statistic underscores the importance of working with parents involved in the criminal justice system. This program strategy focuses on working with the entire family to overcome the daunting challenges that impede family reunification. The program shall be administered by the Department of Social Services and the Department of Corrections by contract with video visitation providers and shall be integrated into other transitional programs. Participating individuals may be required to establish, reestablish or maintain family ties and communications in order to be able continue to participate.)

Chief Patron: Bloxom

Item 356 #15h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$2,000,000 GF

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$62,957,967".

Page 436, after line 11, insert:

"CC. Out of this appropriation, \$2,000,000 from the general fund the second year shall be provided to Northampton County for the development of the Northampton County Community Center."

Explanation:

(This amendment adds \$2.0 million the second year from the general fund for the development of the Northampton County Community Center, a multi-use facility which include space for Northampton County's emergency operations center, a temporary emergency shelter in times of natural and other disasters, recreational and educational opportunities for adults and senior citizens, and space for other governmental and private agencies for needed services for county citizens.)

Chief Patron: Bloxom

Item 356 #16h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

\$2,000,000 GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 431, line 35, strike "\$60,957,967" and insert "\$62,957,967".

Page 436, after line 11, insert:

"CC. Out of this appropriation, \$2,000,000 from the general fund the second year shall be provided to Accomack County for the Mary N. Smith Alumni Association to convert the Mary Nottingham Smith Cultural Enrichment Center into a recreation and community center."

Explanation:

(This amendment adds \$2.0 million the second year from the general fund to Accomack County for the Mary N. Smith Alumni Association, a private non-profit organization, to convert the Mary Nottingham Smith Cultural Enrichment Center into a recreation and community center in Accomack County.)

Chief Patron: Sickles

Item 359 #1h

Health and Human Resources

Department of Social Services

Language

Language:

Page 440 after line 43. insert:

"K. "The Department of Social Services shall establish an interagency work group to develop recommendations for implementation of local criminal justice diversion programs. The working group should include the appropriate offices and agencies of the Health and Human Resources, Commerce and Trade, Public Safety and Homeland Security Secretariat, as well as the Governor's Chief Diversity, Equity and Inclusion Officer. The interagency work group shall work with community action agencies, local governments including local law enforcement, representatives of the judicial system, civil rights organizations, as well as other stakeholders to develop locally-based solutions. These programs should provide alternatives to arrest, conviction or incarceration for lower-level offenses. Each diversion program should offer standards for providing persons charged with lower-level offenses alternatives to arrest, conviction or incarceration for lower-level offenses. The scope of these programs should not include behavioral health issues as those priorities are being addressed elsewhere. The recommendations shall provide for two-generation whole family strategies that deal with meeting the needs of the potential offender and his or her entire family by addressing issues related to poverty, including homelessness. The Department of Social Services shall submit its recommendations to the House Appropriations Committee and the Senate Finance and Appropriations Committee no later than September 30, 2021."

Explanation:

(This amendment adds language requiring the Department of Social Services, as administrator of the federal Community Services Block Grant, to establish an interagency work group on

Request to Amend House Bill 1800, as Introduced

local criminal justice diversion programs with a reporting date of September 30, 2021 to the money committees.)

Chief Patron: Hope

Item 359 #2h

Health and Human Resources

Department of Social Services

Language

Language:

Page 440 after line 43. insert:

"K. "The Department of Social Services shall establish an interagency work group to develop recommendations for implementation of local criminal justice diversion programs. The working group should include the appropriate offices and agencies of the Health and Human Resources, Commerce and Trade, Public Safety and Homeland Security Secretariat, as well as the Governor's Chief Diversity, Equity and Inclusion Officer. The interagency work group shall work with community action agencies, local governments including local law enforcement, representatives of the judicial system, civil rights organizations, as well as other stakeholders to develop locally-based solutions. These programs should provide alternatives to arrest, conviction or incarceration for lower-level offenses. Each diversion program should offer standards for providing persons charged with lower-level offenses alternatives to arrest, conviction or incarceration for lower-level offenses. The scope of these programs should not include behavioral health issues as those priorities are being addressed elsewhere. The recommendations shall provide for two-generation whole family strategies that deal with meeting the needs of the potential offender and his or her entire family by addressing issues related to poverty including homelessness. The Department of Social Services shall submit its recommendations to the House Appropriations Committee and the Senate Finance and Appropriations Committee no later than September 30, 2021."

Explanation:

(This amendment adds language requiring the Department of Social Services, as administrator of the federal Community Services Block Grant, to establish an interagency work group on local criminal justice diversion programs with a reporting date of September 30, 2021 to the money committees.)

Chief Patron: Lopez

Item 372 #1h

Natural Resources

Secretary of Natural Resources

Language

Language:

Page 447, after line 1, insert:

Request to Amend House Bill 1800, as Introduced

"D.1. The Secretary of Natural Resources and the Secretary of Agriculture and Forestry shall convene a task force to study carbon sequestration in the Commonwealth. The Task Force shall be composed of the Director of the Department of Environmental Quality (DEQ) or designee; the Director of the Department of Conservation & Recreation or designee; the Commissioner of the Department of Agriculture and Consumer Services or designee; the Director of the Department of Wildlife Resources or designee; the Virginia State Forester; the Marine Resources Commission or designee; technical experts from the Virginia Polytechnic Institute and State University, the Virginia Institute of Marine Sciences, and Virginia State University; a representative from each of the Virginia Farm Bureau, the Virginia Association of Soil and Water Conservation Districts, the Virginia Cooperative Extension, the Chesapeake Bay Foundation, The Nature Conservancy and other conservation organizations; and other technical experts as needed. The Secretaries shall serve as co-Chairs of the Task Force.

2. The Task Force shall (a) consider possible methods of increasing carbon sequestration within the natural environment through state land and marine resources use policies; agricultural, aquacultural, and silvicultural practices; and other practices to achieve natural resources restoration and long term conservation; (b) recommend short- and long-term benchmarks for increasing carbon sequestration; (c) develop a transparent, science-based, standardized methodology to establish baseline carbon sequestration levels and to account for changes to carbon sequestration levels over time; (d) evaluate existing carbon markets and considerations relevant to potential participation by the Commonwealth; and (d) identify potential funding mechanisms to encourage accountable carbon sequestration practices within Virginia.

3. The Task Force shall, before the first day of the 2022 Session of the General Assembly, submit a report of its findings to the Chairs of the House Committee on Agriculture, Chesapeake and Natural Resources and the Senate Committee on Agriculture, Conservation and Natural Resources."

Explanation:

(This amendment directs the Secretary of Natural Resources to convene a workgroup to study carbon sequestration in Virginia.)

Chief Patron: Tyler

Item 373 #1h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$1,200,000

\$0 GF

Language:

Page 447, line 9, strike "\$105,277,058" and insert "\$106,477,058".

Page 451, after line 36, insert:

"R. Out the appropriation in this item, \$1,200,000 the first year from the general fund is provided to support lynngbya remediation efforts at Lake Gaston."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment provides \$1.2 million from the general fund the first year to support lyngbya remediation efforts at Lake Gaston. Lyngbya is an algae that can be harmful to swimmers, boaters, and underwater wildlife.)

Chief Patron: Bloxom

Item 373 #2h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$170,000 GF

Language:

Page 447, line 9, strike "\$84,750,087" and insert "\$84,920,087".

Explanation:

(This amendment restores \$170,000 from the general fund the second year that was unallotted in Chapter 1289 for the environmental education experiences identified in Item 373, Paragraph K. This request recognizes the commitment Virginia made to its students and the importance environmental education plays developing and nurturing watershed stewards. These funds provide for meaningful interactions and learning opportunities for students throughout the Chesapeake Bay watershed.)

Chief Patron: Plum

Item 373 #3h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$500,000 GF

Language:

Page 447, line 9, strike "\$84,750,087" and insert "\$85,250,087".

Page 450, line 43, strike "\$30,350,000" and insert "\$30,850,000".

Page 450, line 50, strike "\$500,000" and insert "\$1,000,000".

Explanation:

(This amendment increases the appropriation for the Virginia Conservation Assistance Program by \$500,000 the second year, bringing total funding to \$1.0 million the second year. VCAP currently has a backlog of more than \$200,000 until future funding is provided, and the restoration of the appropriation to its previous level will allow the program to meet growing demand and assist with water quality goals in urban areas.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Bulova

Item 373 #4h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$63,615,469 GF

Language:

Page 447, line 9, strike "\$84,750,087" and insert "\$148,365,556".

Page 450, line 43, strike "\$30,350,000" and insert "\$93,965,469".

Page 451, line 15, strike "\$26,000,000" and insert "\$89,615,469".

Page 451, line 20, strike "\$18,200,000" and insert "\$57,607,813".

Page 451, line 22, strike "\$7,800,000" and insert "\$24,689,062".

Page 451, line 36, after "watershed" insert:

", and an additional \$7,318,594 in addition to the base funding provided in A.1. shall be appropriated for Technical Assistance for Virginia Soil and Water Conservation Districts"

Explanation:

(This amendment provides an additional \$63.6 million from the general fund the second year to meet the Virginia's Agricultural Needs Assessment. The amendment would provide an additional \$56.3 million from the general fund for agricultural BMP projects and \$7.3 million from the general fund in additional technical assistance provided to local Soil and Water Conservation Districts.)

Chief Patron: Bulova

Item 374 #1h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$50,000 GF

Language:

Page 451, line 38, strike "\$81,225,147" and insert "\$81,275,147".

Page 454, after line 29, insert:

"S. Out of the amount in this item, \$50,000 the second year from the general fund is provided for the costs of establishing a workgroup to examine the sale of invasive plant species, per a resolution adopted by the 2021 Session of the General Assembly."

Explanation:

(This amendment provides \$50,000 the second year from the general fund for the costs of establishing a workgroup to study the sale of invasive plant species pursuant to a House Joint Resolution to be considered during the 2021 Session of the General Assembly. This is a placeholder amendment until a final fiscal impact statement for the resolution is provided.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Krizek

Item 374 #2h

Natural Resources

FY20-21

FY21-22

Department of Conservation and
Recreation

\$0

\$2,000,000

GF

Language:

Page 451, line 38, strike "\$81,225,147" and insert "\$83,225,147".

Page 454, after line 29, insert:

"S. Out of the amounts in this item, \$2,000,000 the second year from the general fund is provided to the Northern Virginia Regional Park Authority for the purchase and conservation of River Farm in the City of Alexandria."

Explanation:

(This amendment provides \$2.0 million the second year from the general fund to support the purchase of River Farm in Alexandria by the Northern Virginia Regional Park Authority for conservation and maintenance as a publicly-accessible historic site.)

Chief Patron: LaRock

Item 374 #3h

Natural Resources

FY20-21

FY21-22

Department of Conservation and
Recreation

\$563,568
2.00

\$350,648
2.00

GF
FTE

Language:

Page 451, line 38, strike "\$72,102,316" and insert "\$72,665,884".

Page 451, line 38, strike "\$81,225,147" and insert "\$81,575,795".

Page 454, after line 29, insert:

"S. Out of the amounts in this item, \$563,568 the first year and \$350,648 the second year for the establishment and operation of Sweet Run State Park in the County of Loudoun."

Explanation:

(This amendment provides \$563,568 and two positions the first year and \$350,648 and two positions the second year to fund the oversight and operations of Sweet Run State Park property in Loudoun County. The existing 600-acre property will be expanded by an additional 280 acres of land currently owned by Old Dominion Land Conservancy, with transfer scheduled to be complete in early 2021. With this addition, DCR can immediately open the site and expand the opportunities for public recreation, environmental education and resource management. There is strong interest from the community, existing users of the site, local government and legislators in making the state park in Loudoun County more available to the public. The request for year

Request to Amend House Bill 1800, as Introduced

one and two includes wages for two full time employees -- an Assistant Park Manager -- Law Enforcement, and a Park Ranger -- Maintenance. Both years also include funding for routine operations of the park including utilities, wage staff, supplies and materials, resource management projects, environmental education programs and equipment, grounds and facility maintenance. Year 1 also includes one-time, start-up expenses for items such as mowers, tractors, vehicles, picnic tables and trash cans. The Assistant Park Manager will provide oversight, develop community relations, maintain and expand the volunteer program, conduct resource management projects, provide protection and enforcement of regulations and promote passive recreation. The Park Ranger will provide maintenance of the grounds, equipment and facilities.)

Chief Patron: Wright

Item 374 #4h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$250,000 GF

Language:

Page 451, line 38, strike "\$81,225,147" and insert "\$81,475,147".

Page 454, after line 29, insert:

"S. Out of the amounts in this item, \$250,000 the second year from the general fund for the completion of the Tobacco Heritage Trail from Skipwith Road to Rudds Creek."

Explanation:

(This amendment provides \$250,000 from the general fund the second year for the completion of a segment of the Tobacco Heritage Trail in the County of Mecklenburg.)

Chief Patron: Samirah

Item 374 #5h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$50,000 GF

Language:

Page 451, line 38, strike "\$81,225,147" and insert "\$81,275,147".

Explanation:

(This amendment provides \$50,000 from the general fund the second year as a placeholder amendment for House Bill 2052 would establish the right of first refusal for land banks on tax-delinquent parcels at auction.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Tran

Item 374 #6h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$1,511,600 GF

Language:

Page 451, line 38, strike "\$81,225,147" and insert "\$82,736,747".

Page 454, after line 29, insert:

"S. Included in the amounts for this item is \$1,511,600 the second year from the general fund to connect Mason Neck State Park to a public drinking water supply system."

Explanation:

(This amendment provides \$1.5 million the second year from the general fund for the costs of connecting Mason Neck State Park to the local municipal drinking water system.)

Chief Patron: Wampler

Item 374 #7h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$100,000 GF

Language:

Page 451, line 38, strike "\$81,225,147" and insert "\$81,325,147".

Page 454, after line 29, insert:

"S. Out of the amounts in this item, \$100,000 the second year from the general fund for the Department to complete a feasibility study for the completion of an ADA compliant walking path and fishing area along Big Cedar Creek in the Pinnacle Natural Area Preserve."

Explanation:

(This amendment provides \$100,000 from the general fund the second year for a feasibility study assessing constructing a walking path and fishing area along Big Cedar Creek in the Pinnacle Natural Area Preserve in Russell County.)

Chief Patron: Kilgore

Item 374 #8h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$350,000

\$0 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 451, line 38, strike "\$72,102,316" and insert "\$72,452,316".

Page 454, after line 29, insert:

"S. Out of the amounts in this item, \$350,000 the first year from the general fund to assist the Mendota Trail Conservancy in the restoration of abandoned railroad trestles for conversion to use as a walking and cycling trail."

Explanation:

(This amendment provides \$350,000 the first year from the general fund to assist the Mendota Trail Conservancy in restoring abandoned railroad trestles to convert them for use in a walking/biking trail. The requested amount will allow extension of the next section of the trail an additional 2.7 miles. It will include completion of trestles T-17 (82 linear feet), T-15 (56 linear feet), T-14 (71 linear feet), T-13 (84 linear feet) and a contingency. This trail will eventually link the city of Bristol to the Mendota community, which will add a scenic tourist attraction to our region. The close proximity to I-81 and ease of access to the Bristol trailhead position the Mendota Trail to be a driver of badly needed economic revitalization to an area that continues to suffer from the loss of coal and manufacturing jobs.)

Chief Patron: Marshall

Item 374 #9h

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$740,000

\$0 GF

Language:

Page 451, line 38, strike "\$72,102,316" and insert "\$72,842,316".

Page 454, unstrike lines 4 through 6.

Explanation:

(This amendment restores \$740,000 the first year provided in the 2020 Session of the General Assembly for the City of Danville to construct Riverfront Park.)

Chief Patron: Reid

Item 376 #1h

Natural Resources

FY20-21

FY21-22

Department of Environmental Quality

\$0
0.00

\$115,000 GF
1.00 FTE

Language:

Page 455, line 1, strike "\$29,379,311" and insert "\$29,494,311".

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment provides \$115,000 the second year from the general fund and one position for the Department of Environmental Quality to administer permit-by-right applications for energy storage projects.)

Chief Patron: Krizek

Item 377 #1h

Natural Resources

FY20-21

FY21-22

Department of Environmental Quality

\$0

\$500,000 GF

Language:

Page 455, line 31, strike "\$52,900,649" and insert "\$53,400,649".

Page 457, after line 41, insert:

"M. Out of the amounts appropriated for this item, \$500,000 the second year from the general fund is provided for the acquisition and installation of a groundwater monitoring well for the Eastern Groundwater Management Area."

Explanation:

(This amendment provides \$500,000 from the general fund the second year for a groundwater monitoring well in the Eastern Groundwater Management Area.)

Chief Patron: Gooditis

Item 377 #3h

Natural Resources

FY20-21

FY21-22

Department of Environmental Quality

\$0

\$10,000 GF

Language:

Page 455, line 31, strike "\$52,900,649" and insert "\$52,910,649".

Page 457, after line 41, insert:

"M. In consultation with the Department of Agriculture and Consumer Services and the Department of Forestry, the Department of Environmental Quality (DEQ) shall establish a work group to review the practice of retiring agricultural land for the generation of nutrient credits and determine its impact on agricultural sustainability, farmland retention, farmland preservation, and functions of the nutrient credit exchange in the Virginia portion of the Chesapeake Bay watershed and its sub-watersheds. If it is determined that there is impact on farmland retention/availability, the report should include recommendations regarding how the nutrient credit trading regulations and/or underlying statutory authority should be changed to help reduce the loss of prime farmland. If the land for nutrient credits is converted to forestland, the workgroup should identify what protections are in the nutrient credit trading regulations to ensure the forestland is managed under a forestry management plan and/or noxious weed or invasive species are controlled. The review shall be completed and provided to the Chairs of the House Committee on Agriculture, Chesapeake and Natural Resources, the Senate Committee on

Request to Amend House Bill 1800, as Introduced

Agriculture, Conservation, and Natural Resources and the Virginia delegation of the Chesapeake Bay Commission by December 1, 2021. The work group shall include representatives of the Virginia Agribusiness Council, Virginia Farm Bureau, the Chesapeake Bay Commission, Virginia Cooperative Extension, the Virginia Department of Transportation, Home Builders Association of Virginia, Virginia Association for Commercial Real Estate, representatives from local soil and water districts, representatives of local governments, local economic development officials, and other stakeholders deemed appropriate by the DEQ."

Explanation:

(This amendment directs the Department of Environmental Quality to establish a workgroup to review the retirement of agricultural land for the generation of nutrient credits, and provides \$10,000 the second year for the potential costs of operating the work group.)

Chief Patron: Herring

Item 377 #4h

Natural Resources

Department of Environmental Quality

Language

Language:

Page 457, after line 41, insert:

"M. The Department of Environmental Quality shall evaluate and provide recommendations for strategies to revise Stormwater Local Assistance Fund proposal scoring criteria such that proposals for projects that support local stormwater resiliency priorities and capacity needs may be considered while maintaining water quality criteria. The Department shall provide the report to the Governor and General Assembly no later than November 1, 2021."

Explanation:

(This amendment directs the Department of Environmental Quality to evaluate the criteria used to assess Stormwater Local Assistance Fund project proposals to include projects that address local stormwater resiliency and capacity needs.)

Chief Patron: Convirs-Fowler

Item 377 #5h

Natural Resources

FY20-21

FY21-22

Department of Environmental Quality

\$0

\$800,000

GF

Language:

Page 455, line 31, strike "\$52,900,649" and insert "\$53,700,649".

Page 457, after line 41, insert:

"M.1. The Department of Environmental Quality (DEQ) shall study the Albemarle-Pamlico Watershed in Virginia. Such study shall form an appropriate basis for the launch of a roundtable

Request to Amend House Bill 1800, as Introduced

planning process for the future of the Watershed.

2. In conducting its study, DEQ shall collect and analyze (i) land-use and demographic data, including information about storage of toxins and bio-wastes; (ii) stormwater and related data, including maps of completed agriculture best management practices, maps of conserved lands and existing riparian buffers in comparison to the need for buffers, and baseline data on stormwater and wastewater issues, treatment in rural areas, and access to state programs designed to assist with stormwater and wastewater retrofits; (iii) groundwater data, including rainfall data and future projections, threats to drinking water supplies, scientifically grounded data on the role that conserved forests play in water management, and groundwater supply, quality, and sustainability data; (iv) information on previous major storms, including the paths such storms followed and the effects they had on affected communities; and (v) distribution and population data on key species of flora and fauna, including endangered and threatened species and species of concern.

3. Technical assistance shall be provided to DEQ by the Department of Conservation and Recreation, the Department of Game and Inland Fisheries, the Marine Resources Commission, and the Virginia Institute of Marine Science. All agencies of the Commonwealth shall provide assistance to DEQ for this study, upon request.

4. The Department of Environmental Quality shall complete its meetings by November 30, 2022, and shall submit to the Governor and the General Assembly an executive summary and a report of its findings and recommendations for publication as a House or Senate document. The executive summary and report shall be submitted as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents and reports no later than the first day of the 2023 Regular Session of the General Assembly and shall be posted on the General Assembly's website."

Explanation:

(This amendment directs the Department of Environmental Quality to conduct a comprehensive study of the Albemarle-Pamlico Watershed in Virginia.)

Chief Patron: Krizek

Item 377 #6h

Natural Resources

FY20-21

FY21-22

Department of Environmental Quality

\$0

\$175,000

GF

Language:

Page 455, line 31, strike "\$52,900,649" and insert "\$53,075,649".

Page 457, after line 41, insert:

"M. Out of the amounts appropriated for this item, \$175,000 the second year from the general fund is provided for a research project to field test the effectiveness of using halophytes growing in biochar-amended soil to capture and remove salt from highway and parking lot

Request to Amend House Bill 1800, as Introduced

stormwater runoff."

Explanation:

(This amendment provides \$175,000 the second year for a field test of using native plants to capture and remove salt from paved surface stormwater runoff.)

Chief Patron: McGuire

Item 377 #7h

Natural Resources

Department of Environmental Quality

Language

Language:

Page 457, after line 41, insert:

"M. The Department of Environmental Quality shall convene a workgroup in conjunction with the Department of Health, and Department of Agriculture and Consumer Services, to conduct research and complete a single collaborative report that provides findings and recommendations related to (i) the location, frequency, and severity of harmful algae blooms in Virginia waters; (ii) the factors that lead to the formation and occurrence of harmful algae blooms; and, (iii) plans and strategies for state agencies lead or support appropriate mitigation efforts. The workgroup shall provide its findings to the the Chairs of the House Agriculture, Chesapeake and Natural Resources Committee and Senate Agriculture, Conservation and Natural Resources Committee no later than September 1, 2021."

Explanation:

(This amendment directs DEQ, VDACS, and VDH to convene a joint workgroup to provide a report on the prevalence of harmful algae blooms in Virginia waters and strategies to address their occurrence.)

Chief Patron: Cole J.

Item 379 #1h

Natural Resources

Department of Environmental Quality

Language

Language:

Page 460, after line 20, insert:

"I. The Department may include as a factor sewer rate increases obligated by a city in a Water Quality Improvement Fund grant agreement for calculation of the ratio of annual sewer charges to reasonable sewer cost in determining the appropriate grant percentage for a priority project to consolidate and upgrade nutrient removal for the Phase III Watershed Implementation Plan."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment authorizes DEQ to consider sewer rate increases as part of the determination of reasonable sewer cost as part of Water Quality Improvement Fund grant agreements.)

Chief Patron: Keam

Item 379 #2h

Natural Resources

FY20-21

FY21-22

Department of Environmental Quality

\$0

\$5,000,000 NGF

Language:

Page 458, line 46, strike "\$61,313,511" and insert "\$66,313,511".

Explanation:

(This amendment provides \$5.0 million from the nongeneral fund the second year for the establishment and administration of the Clean School Bus Grant Program pursuant to legislation to be considered during the 2021 Session of the General Assembly. This is a placeholder amendment until a final fiscal impact statement for the bill is produced.)

Chief Patron: Simonds

Item 380 #2h

Natural Resources

FY20-21

FY21-22

Department of Environmental Quality

\$0

\$250,000 GF

Language:

Page 460, line 21, strike "\$31,015,132" and insert "\$31,265,132".

Explanation:

(This amendment provides \$250,000 the second year for the Department to complete an air quality study pursuant to legislation to be considered during the 2021 Session of the General Assembly. This is a placeholder amendment until a final fiscal impact statement for the bill is produced.)

Chief Patron: Carr

Item 382 #1h

Natural Resources

Department of Game and Inland Fisheries

Language

Language:

Page 461, after line 25, insert:

"Notwithstanding § 29.1-113, Code of Virginia, access fees at boat ramps owned or managed by

Request to Amend House Bill 1800, as Introduced

the Department of Wildlife Resources shall not be assessed prior to July 1, 2022, pending a study by the Department on the costs and benefits of such fees and the impact of said fees on recreational users in Virginia."

Explanation:

(This amendment delays by one fiscal year the authority of the Department of Wildlife Resources to assess fees for access to boat ramps it owns or manages.)

Chief Patron: Austin

Item 382 #2h

Natural Resources

Department of Game and Inland Fisheries

Language

Language:

Page 461, after line 25, insert:

"Notwithstanding § 29.1-113, Code of Virginia, access fees at boat ramps owned or managed by the Department of Wildlife Resources shall not be assessed prior to July 1, 2022."

Explanation:

(This amendment delays by one fiscal year the authority of the Department of Wildlife Resources to assess fees for access to boat ramps it owns or manages.)

Chief Patron: Hurst

Item 382 #3h

Natural Resources

Department of Game and Inland Fisheries

Language

Language:

Page 461, after line 25, insert:

"Notwithstanding § 29.1-113, Code of Virginia, access fees at boat ramps owned or managed by the Department of Wildlife Resources shall not be assessed prior to July 1, 2022."

Explanation:

(This amendment delays by one fiscal year the authority of the Department of Wildlife Resources to assess fees for access to boat ramps it owns or manages.)

Chief Patron: Rasoul

Item 382 #4h

Natural Resources

Department of Game and Inland Fisheries

Language

Request to Amend House Bill 1800, as Introduced

Language:

Page 461, after line 25, insert:

"Notwithstanding § 29.1-113, Code of Virginia, access fees at boat ramps owned or managed by the Department of Wildlife Resources shall not be assessed prior to July 1, 2022, pending a study by the Department on the costs and benefits of such fees and the impact of said fees on recreational users in Virginia."

Explanation:

(This amendment delays by one fiscal year the authority of the Department of Wildlife Resources to assess fees for access to boat ramps it owns or manages.)

Chief Patron: Reid

Item 385 #1h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

\$0

\$255,000 GF

Language:

Page 462, line 43, strike "\$8,020,283" and insert "\$8,275,283".

Page 466, after line 12, insert:

"W. Out of the amounts for Financial Assistance for Historic Preservation, \$255,000 the second year from the general fund shall be provided to the County of Loudoun as a one-time grant to the Loudoun Freedom Center for the African American Museum and History Education program."

Explanation:

(This amendment provides \$255,000 the second year from the general fund for the County of Loudoun to provide support to the Loudoun Freedom Center for its activities related to the African American Museum and History Education.)

Chief Patron: Carr

Item 385 #2h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

\$0

\$159,479 GF

0.00

1.50 FTE

Language:

Page 462, line 43, strike "\$8,020,283" and insert "\$8,179,762".

Page 466, after line 12, insert:

"W. Consistent with the provisions of § 10.1-2214, Code of Virginia, \$159,479 the second year from the general fund is provided to establish an underwater archaeology program."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment restores \$159,479 the second year from the general fund for the Department of Historic Resources to establish an underwater archaeology program.)

Chief Patron: Rush

Item 385 #3h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

\$100,000

\$0 GF

Language:

Page 462, line 43, strike "\$14,460,016" and insert "\$14,560,016".

Page 465, after line 33, insert:

"U. Out of this appropriation, \$100,000 the first year from the general fund is designated to the Town of Christiansburg to support The Christiansburg Institute in completing a facilities and market study for the establishment of a museum and cultural attraction facility on the Institute's property in Christiansburg."

Explanation:

(This amendment provides \$100,000 from the general fund the first year for the Town of Christiansburg to assist The Christiansburg Institute in assessing the feasibility of establishing a museum and cultural attraction facility commemorating The Christiansburg Industrial Institute, which was the first high African American high school in Southwest Virginia.)

Chief Patron: Coyner

Item 385 #4h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

\$0

\$100,000 GF

Language:

Page 462, line 43, strike "\$8,020,283" and insert "\$8,120,283".

Page 465, after line 33, insert:

"U. Out of this appropriation, \$100,000 the second year from the general fund is designated to the City of Hopewell to support the work of the Historic Hopewell Foundation to restore and improve the Weston Manor site."

Explanation:

(This amendment provides \$100,000 from the general fund the second year for the City of Hopewell to support improvements at Weston Manor.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Hurst

Item 385 #5h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

\$0

\$10,000,000 GF

Language:

Page 462, line 43, strike "\$8,020,283" and insert "\$18,020,283".

Page 466, after line 12, insert:

"W. There is hereby established the Historic African American Schools Preservation Fund, to be administered by the Department of Historic Resources. The Department shall develop criteria for the awarding of grants from the Fund, and will, on a regular basis, award grants for capital improvements to preserve historic African American Schools across the Commonwealth. Out of the amounts in this Item, \$10,000,000 the second year from the general fund is provided for the Fund."

Explanation:

(This amendment provides \$10.0 million from the general fund the second year to establish the Historic African American Schools Preservation Fund.)

Chief Patron: Fariss

Item 385 #6h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

\$0

\$570,000 GF

Language:

Page 462, line 43, strike "\$8,020,283" and insert "\$8,590,283".

Page 466, after line 12, insert:

"W. Out of the amounts in this item, \$570,000 the second year from the general fund is provided to the County of Appomattox for renovation of facilities of the Carver Price Legacy Museum."

Explanation:

(This amendment provides \$570,000 from the general fund the second year to Appomattox County for renovations at the Carver Price Legacy Museum.)

Chief Patron: Fariss

Item 385 #7h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

\$45

\$45 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 462, line 43, strike "\$14,460,016" and insert "\$14,460,061".

Page 462, line 43, strike "\$8,020,283" and insert "\$8,020,328".

Page 464, line 47, strike "\$180" and \$180" and insert:
"\$225" and "\$225"

Explanation:

(This amendment increases the support for care of historical African American graves at Stanton Family Cemetery in Buckingham County.)

Chief Patron: Levine

Item 385 #8h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

(\$83,570)

\$0 GF

Language:

Page 462, line 43, strike "\$14,460,016" and insert "\$14,376,446".

Page 465, strike lines 31 through 51.

Explanation:

(This amendment removes remaining funding for the care of Confederate graves.)

Chief Patron: Hope

Item 385 #9h

Natural Resources

FY20-21

FY21-22

Department of Historic Resources

\$0

\$120,000 GF

Language:

Page 462, line 43, strike "\$8,020,283" and insert "\$8,140,283".

Page 466, after line 12, insert:

"W. Out of this appropriation, \$120,000 the second year from the general fund to the County of Arlington for improvements to the Arlington Historical Society's Hume School."

Explanation:

(This amendment provides \$120,000 from the general fund the second year to Arlington County for renovations and structural improvements to the Hume School to make the facility ADA-accessible and sustainable for the future.)

Chief Patron: Coyner

Item 391 #1h

Public Safety and Homeland Security

Request to Amend House Bill 1800, as Introduced

Secretary of Public Safety and Homeland Security

Language

Language:

Page 471, after line 13, insert:

"G. The Secretary of Public Safety and Homeland Security shall identify any savings, including but not limited to a decrease in expenditures on incarceration, prosecution or other public safety activities, which may result from the reduction or elimination of penalties for the possession of controlled substances, other than marijuana, and may be reallocated to drug treatment and rehabilitation programs to include, but not be limited to: Community Services Boards, Community Based Organizations, and other non-governmental organizations providing drug treatment and rehabilitation services. The Secretary shall provide a report to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees no later than November 1, 2021."

Explanation:

(This amendment directs the Secretary of Public Safety and Homeland Security to identify savings pursuant to the reduction or elimination of penalties for the possession of controlled substances that may be reallocated to drug treatment and rehabilitation programs.)

Chief Patron: Hope

Item 391 #2h

Public Safety and Homeland Security

Secretary of Public Safety and Homeland Security

Language

Language:

Page 471, after line 13, insert:

"G. The Secretary of Public Safety and Homeland Security and the Department of Health and Human Resources shall jointly convene a stakeholder work group to determine the feasibility and benefits of transferring the Department of Juvenile Justice to the Health and Human Resources Secretariat. The stakeholder work group shall be composed of interested parties including representatives from civil liberty organizations, organizations engaged in the daily work of youth justice and violence prevention, formerly incarcerated people and their families, and mental health experts. The Department of Public Safety and Homeland Security and the Department of Health and Human Resources work group shall share its report containing the findings of the stakeholder work group by November 1, 2021 to the Chair of the House Courts of Justice Committee, the House Public Safety Committee, the Senate Judiciary Committee and the Rehabilitation and Public Safety Committee."

Explanation:

(This amendment directs the Secretaries of Public Safety and Homeland Security and Health and Human Resources to convene a stakeholder work group to assess the potential transfer of the Department of Juvenile Justice to Health and Human Resources.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Krizek

Item 394 #1h

Public Safety and Homeland Security

FY20-21

FY21-22

Virginia Alcoholic Beverage Control
Authority

\$0
0.00

\$1,000,000 NGF
10.00 FTE

Language:

Page 471, line 42, strike "\$24,692,092" and insert "\$25,692,092".

Page 472, after line 23, insert:

"G. Included in the appropriation for this item \$1,000,000 the second year from the Enterprise Fund to support enforcement activities related to the unlawful direct shipment into Virginia of alcoholic beverages by unlicensed businesses and fulfillment centers."

Explanation:

(This amendment provides \$1.0 million from the nongeneral fund the second year for the Bureau of Law Enforcement to increase its ability to address unlawful direct shipment into Virginia of alcoholic beverages by unlicensed businesses and fulfillment centers. These unlicensed businesses and fulfillment centers, based on reports by common carriers and compiled by ABC represent significant unrealized revenue for the Commonwealth and negatively impact lawful Virginia businesses' opportunity. The increased positions include four (4) auditors, three (3) non-sworn compliance agents, two (2) special agents and one (1) license technician.)

Chief Patron: Wampler

Item 394 #2h

Public Safety and Homeland Security

Virginia Alcoholic Beverage Control Authority

Language

Language:

Page 472, after line 23, insert:

"G. The Virginia Alcoholic Beverage Control Authority is hereby authorized to enforce local ordinances as they relate to outdoor refreshment areas, pursuant to House Bill 1783 of the 2021 Session of the General Assembly."

Explanation:

(This amendment authorizes ABC to enforce local ordinances as they related to outdoor refreshment areas.)

Chief Patron: Herring

Item 394 #3h

Request to Amend House Bill 1800, as Introduced

Public Safety and Homeland Security	FY20-21	FY21-22	
Virginia Alcoholic Beverage Control Authority	\$0	\$15,000,000	GF

Language:

Page 471, line 42, strike "\$24,692,092" and insert "\$39,692,092".

Page 472, after line 23, insert:

"G. Included in the appropriation for this item is \$15,000,000 the second year from the general fund for the establishment and administration of a special nonreverting fund for the sole purpose of providing low-interest and zero-interest loans to social equity qualified cannabis licensees. The purpose of the the fund is foster business ownership and economic growth within communities most disproportionately impacted by the former prohibition of cannabis. The Authority shall contract with a community development financial institution to administer the loans."

Explanation:

(This amendment provides \$15.0 million from the general fund the second year to establish a nonreverting fund to provide loans to social equity qualified cannabis licensees to foster business development in communities disproportionately impacted by cannabis prohibition. This amendment is dependent upon passage of legislation to be considered by the 2021 Session of the General Assembly which would legalized commercial distribution and personal consumption of cannabis products by adults.)

Chief Patron: Poindexter

Item 394 #4h

Public Safety and Homeland Security

Virginia Alcoholic Beverage Control Authority

Language

Language:

Page 472, strike lines 18 through 23.

Explanation:

(This amendment removes the authorization of a line of credit for ABC to perform planning for the regulation of a commercial market for the legal recreational use of cannabis products by adults.)

Chief Patron: Krizek

Item 394 #5h

Public Safety and Homeland Security

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Virginia Alcoholic Beverage Control Authority	\$1,000,000 10.00	\$1,000,000 10.00	NGF FTE
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Language:

Page 471, line 42, strike "\$22,192,092" and insert "\$23,192,092".

Page 471, line 42, strike "\$24,692,092" and insert "\$25,692,092".

Page 472, after line 23, insert:

"G. Included in this appropriation is \$1,000,000 each year from the Enterprise Fund to support the Authority's efforts to increase enforcement of restrictions on the unlawful direct shipment into Virginia of alcoholic beverages by unlicensed businesses and fulfillment centers."

Explanation:

(This amendment provides \$1.0 million from the nongeneral fund each year and 10 positions for ABC to increase enforcement efforts related to unlawful direct shipment of alcohol into Virginia. Unlicensed businesses and fulfillment centers represent substantial unrealized revenue for the Commonwealth and negatively impact lawful Virginia businesses' opportunities. The positions include four auditors, three non-sworn compliance agents, two special agents, and one license technician.)

Chief Patron: Jones J.C.

Item 395 #1h

Public Safety and Homeland Security	FY20-21	FY21-22	
Virginia Alcoholic Beverage Control Authority	\$0	\$50,000	GF

Language:

Page 472, line 25, strike "\$942,297,259" and insert "\$942,347,259".

Page 473, after line 9, insert:

"G. Included in the appropriation for this item is \$50,000 the second year from the general fund for alcohol product manufacturers to apply for Rebuild Virginia grant funds, in an amount not to exceed \$10,000, to pay for local personal property or machinery and tools tax obligations in the 2020 and 2021 tax years."

Explanation:

(This amendment \$50,000 for alcohol manufacturers to receive grants to pay their local personal property or machinery and tools tax obligations.)

Chief Patron: Kory

Item 400 #1h

Public Safety and Homeland Security	FY20-21	FY21-22	
Department of Corrections	\$0	\$250,000	GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 476, line 30, strike "\$821,331,843" and insert "\$821,581,843".

Page 478, after line 25, insert:

"N. Included in this appropriation is \$250,000 the second year from the general fund for the expansion and subsidization of the family video visitation services in its secure correctional facilities."

Explanation:

(This amendment provides \$250,000 the second year from the general fund to expand inmate access to and offset inmate costs of using prison family video visitation services. The purpose of this legislative budget amendment is to promote public safety by allowing constructive reintegration for offenders with their families and children, to increase family and community ties prior to the release of the offender, to decrease the likelihood of recidivism and to reduce State financial burdens by actively engaging non-custodial parents in the support and parenting of their children. This amendment is also intended to subsidize rates to assure family visitations. This program strategy focuses on meeting the challenges that impede family reunification and to be integrated into other transitional programs to establish, reestablish or maintain family ties and communications.)

Chief Patron: Kory

Item 400 #2h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0
0.00

\$9,300,000 GF
93.25 FTE

Language:

Page 476, line 30, strike "\$821,331,843" and insert "\$830,631,843".

Page 478, after line 25, insert:

"N. Included in this appropriation is \$9,300,000 the second year from the general fund for the Department to end vendor operation of Lawrenceville Correctional Center and assume Department management of the facility."

Explanation:

(This amendment provides \$9.3 million the second year and 93.25 positions for DOC to assumed management of Lawrenceville Correctional Center and end vendor operation of the facility, consistent with the Virginia Department of Corrections Lawrenceville Correctional Center Management Study, published September 18, 2020.)

Chief Patron: Kory

Item 400 #3h

Public Safety and Homeland Security

Request to Amend House Bill 1800, as Introduced

Department of Corrections

Language

Language:

Page 478, after line 25, insert:

"N. The Department shall develop and implement a plan to ensure that should the Department assume management and operation of a correctional facility formerly operated or managed by a private contractor, the Department shall give priority to former employees of such correctional facility during any hiring process conducted to assume operation of such facility."

Explanation:

(This amendment directs the Department of Corrections to give priority to former employees of contractors operating state correctional facilities when the Department assumes operations/managements. In the condition where former employees do not meet DOC employee standards, they will have the opportunity to interview for DOC positions.)

Chief Patron: Guzman

Item 400 #4h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0
0.00

\$9,300,000 GF
93.25 FTE

Language:

Page 476, line 30, strike "\$821,331,843" and insert "\$830,631,843".

Page 478, after line 25, insert:

"N. Included in this appropriation is \$9,300,000 the second year from the general fund for the Department to end vendor operation of Lawrenceville Correctional Center and assume Department management of the facility."

Explanation:

(This amendment provides \$9.3 million the second year and 93.25 positions for DOC to assumed management of Lawrenceville Correctional Center and end vendor operation of the facility.)

Chief Patron: Mullin

Item 400 #5h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

(\$1,000,000) GF

Language:

Page 476, line 30, strike "\$821,331,843" and insert "\$820,331,843".

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment reduces by \$1.0 million from the general fund the second year appropriation for the operation of secure correctional facilities pursuant to legislation to be considered by the 2021 Session of the General Assembly which would repeal mandatory minimum sentences; this is a placeholder amendment until a final fiscal impact statement for the bill can be provided. The bill would allow any individual convicted of a felony offense requiring a mandatory minimum sentence and who remains incarcerated to petition the circuit court for a new sentencing. Persons convicted of a Class 1 felony, any mandatory minimum life sentence, or any misdemeanor will not be eligible for retroactive re-sentencing. This bill is a recommendation of the Virginia State Crime Commission.)

Chief Patron: Price

Item 400 #6h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$50,000

\$50,000 GF

Language:

Page 476, line 30, strike "\$820,082,023" and insert "\$820,132,023".

Page 476, line 30, strike "\$821,331,843" and insert "\$821,381,843".

Explanation:

(This amendment provides \$50,000 each year for the costs of House Bill 1920, which would authorize judges to reconsider or modify sentences for up to 12 months following the entry of a sentencing order when good cause is shown. This is a placeholder amendment until a final fiscal impact statement for the bill is produced.)

Chief Patron: Simon

Item 402 #1h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Prohibiting campaign funds for personal use -- \$50,000."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would prohibit the use of campaign funds for personal uses.)

Chief Patron: Simon

Item 402 #2h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Prohibiting 3D printing or firearms or the sale of "ghost" firearms -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would prohibit the 3D printing of firearms of the sale of "ghost" guns.)

Chief Patron: Carter

Item 402 #3h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

Request to Amend House Bill 1800, as Introduced

1. House Bill 1782 -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would defelonize the wearing of masks to conceal identity. This amendment is a placeholder until a final fiscal impact statement for the bill is produced.)

Chief Patron: Carter

Item 402 #4h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$77,376 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,042,810".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$77,376 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. House Bill 1779 -- \$77,376."

Explanation:

(This amendment provides \$77,376 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would repeal the death penalty.)

Chief Patron: Heretick

Item 402 #5h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the

Request to Amend House Bill 1800, as Introduced

Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Marijuana legalization -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would legalize the adult consumption of cannabis products.)

Chief Patron: Roem

Item 402 #6h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. House Bill 2132 -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of House Bill 2132, which would prohibit the use of the LGBTQ+ panic defense.)

Chief Patron: Carter

Item 402 #7h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the

Request to Amend House Bill 1800, as Introduced

Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. House Bill 1781 -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would defelonize intentional injury to a monument.)

Chief Patron: Guzman

Item 402 #8h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Allowing for the unlawful possession of a firearm -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would prohibit an individual from knowingly allowing an individual from possessing a firearm when said individual is not legally permitted to possess a firearm.)

Chief Patron: Guzman

Item 402 #9h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from

Request to Amend House Bill 1800, as Introduced

the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Fraudulent use of identification privilege cards -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would prohibit the fraudulent use of identification privilege cards.)

Chief Patron: Hudson

Item 402 #10h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Defelonizing simple possession of controlled substances -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would defelonize simple possession of a controlled substance.)

Chief Patron: Mullin

Item 402 #11h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$77,376 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,042,810".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$77,376 the second year from the general fund

Request to Amend House Bill 1800, as Introduced

for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. House Bill 1779 -- \$77,376."

Explanation:

(This amendment provides \$77,376 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would repeal the death penalty.)

Chief Patron: Guzman

Item 402 #12h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Latent injury from products -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would amend the Code of Virginia as it relates to the accrual of a cause of action for personal injuries or latent disease.)

Chief Patron: Murphy

Item 402 #13h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund

Request to Amend House Bill 1800, as Introduced

for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Possession of firearm following assault and battery on family or household member -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would prohibit the sale, transfer or possession of a firearm for individuals convicted of assault and battery on a family or household member or other similar offenses.)

Chief Patron: Miyares

Item 402 #14h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$149,967 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,115,401".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$149,967 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Manufacture or distribution of Schedule I or II substance that results in death of another -- \$149,967."

Explanation:

(This amendment provides \$149,967 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would establish as a felony the manufacture or distribution of a Schedule I or II substance which results in the death of another individual.)

Chief Patron: Wyatt

Item 402 #15h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Destruction or removal of EMS or law enforcement equipment -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would prohibit the destruction or removal of EMS or law enforcement equipment.)

Chief Patron: Delaney

Item 402 #16h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. House Bill 2133 -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of House Bill 2133, which would establish a process for victims of sex trafficking to petition the circuit court to have convictions of adjudications of delinquency for prostitution, solicitation of prostitution, and maintaining a bawdy place vacated so long as the conviction was a direct result of being sex trafficked. This is a placeholder amendment until a final fiscal impact statement for the bill is produced. This bill is a recommendation of the Virginia State Crime Commission. Corresponding placeholder amendments have been drafted to the Office of the Executive Secretary of the Supreme Court and State Police Items.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Herring

Item 402 #17h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. Automatic expungement for certain offenses -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of legislation considered during the 2021 Session of the General Assembly which would establish an automatic expungement process for certain offenses pursuant to legislation to be considered during the 2021 Session of the General Assembly. The bill, a recommendation of the Virginia State Crime Commission, would provide for a process of expungement of criminal records for certain convictions, deferred dispositions, acquittals, and for offenses that been nolle prossed or otherwise dismissed. The bill would also provide for the automatic expungement of criminal records for charges arising from mistaken identity or the unauthorized use of identifying information. Companion amendments have been drafted to the Office of the Executive Secretary of the Supreme Court and State Police Items. This is a placeholder amendment until a final fiscal impact statement has been produced. In House Bill 1800 as introduced, Item 479, Paragraph U includes \$5.0 million the first year and \$20.0 million the second year to support legislation related to expungements of criminal records, including but not limited to automatic expungement of misdemeanor marijuana records.)

Chief Patron: Mullin

Item 402 #18h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Corrections

\$0

\$50,000 GF

Language:

Page 479, line 35, strike "\$180,965,434" and insert "\$181,015,434".

Page 483, after line 31, insert:

"Y. Included in the appropriation for this item is \$50,000 the second year from the general fund

Request to Amend House Bill 1800, as Introduced

for the estimated net increase in the operating cost of adult correctional facilities resulting from the enactment of sentencing legislation as listed below. This amount shall be paid into the Corrections Special Reserve Fund, established pursuant to § 30-19.1:4, Code of Virginia.

1. House Bill 2063 -- \$50,000."

Explanation:

(This amendment provides \$50,000 the second year for a Corrections Special Reserve Fund deposit to reflect the indeterminate bedspace impact of House Bill 2063, which would establish a conviction for failure to pay overtime wages as a class 6 felony if the combined value of unpaid wages is greater than \$10,000, or as a class 6 felony the second or subsequent conviction for the failure to pay overtime wages of any amount.)

Chief Patron: Kory

Item 406 #1h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Criminal Justice
Services

\$0

(\$4,700,000) GF

Language:

Page 485, line 38, strike "\$148,337,958" and insert "\$143,637,958".

Page 488, line 4, strike "and \$4,700,000 the second year".

Explanation:

(This amendment would eliminate the \$4.7 million from the general fund appropriation in fiscal year 2022 for school resource officer / school security officer incentive grants. A corresponding amendment to Direct Aid for Public Education would provide \$4.7 million from the general fund the second year in additional funding for school mental health counselors.)

Chief Patron: Bourne

Item 406 #2h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Criminal Justice
Services

\$0

(\$4,700,000) GF

Language:

Page 485, line 38, strike "\$148,337,958" and insert "\$143,637,958".

Page 488, line 4, strike "and \$4,700,000 the second year".

Explanation:

(This amendment would eliminate the \$4.7 million from the general fund appropriation in fiscal

Request to Amend House Bill 1800, as Introduced

year 2022 for school resource officer / school security officer incentive grants. A corresponding amendment to Direct Aid for Public Education would provide \$4.7 million from the general fund the second year in additional funding for the At-Risk Add-On.)

Chief Patron: Scott

Item 406 #3h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Criminal Justice
Services

\$0

\$1,000,000 GF

Language:

Page 485, line 38, strike "\$148,337,958" and insert "\$149,337,958".

Page 491, after line 32, insert:

"T. Included in the appropriation for this item is \$1,000,000 the second year from the general fund for the Big H.O.M.I.E.S. program."

Explanation:

(This amendment provides \$1.0 million the second year for the Big H.O.M.I.E.S. program, a community-based nonprofit that focuses on reducing gun violence in the City of Portsmouth and Hampton Roads. The focus of its services are the promotion of positive relationships, extracurricular activities, community services, sports activities, and the operation of a safe house for community youth.)

Chief Patron: Wiley

Item 406 #4h

Public Safety and Homeland Security

Department of Criminal Justice Services

Language

Language:

Page 486, strike lines 31 through 42.

Explanation:

(This amendment removes language authorizing the establishment of a new criminal justice training academy. The academy has been established and the language is no longer needed.)

Chief Patron: Jenkins

Item 406 #5h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Criminal Justice
Services

\$0

\$500,000 GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 485, line 38, strike "\$148,337,958" and insert "\$148,837,958".

Page 491, after line 32, insert:

"T. Out of this appropriation, \$500,000 the second year from the general fund for the establishment of a pretrial data aggregation and reporting system consistent with the recommendations and findings of the review conducted by the Department in response to Paragraph O of this item."

Explanation:

(This amendment provides \$500,000 the second year for the Department of Criminal Justice Services to establish a system for pretrial data aggregation and reporting.)

Chief Patron: Cole J.

Item 406 #6h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Criminal Justice
Services

\$1,001,074

\$1,001,074 GF

Language:

Page 485, line 38, strike "\$150,634,849" and insert "\$151,635,923".

Page 485, line 38, strike "\$148,337,958" and insert "\$149,339,032".

Page 486, after line 42, insert:

"d. Notwithstanding B.1.c. of this item, \$1,001,074 the first year and \$1,001,074 the second year from the general fund is provided for the Regional Criminal Justice Academies."

Explanation:

(This amendment provides an additional \$1.0 million each year for the Regional Criminal Justice Academies.)

Chief Patron: Tyler

Item 408 #1h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Criminal Justice
Services

\$1,725,715

\$7,916,812 GF

Language:

Page 491, line 45, strike "\$199,229,909" and insert "\$200,955,624".

Page 491, line 45, strike "\$191,746,081" and insert "\$199,662,893".

Page 492, line 6, strike "\$191,746,081" and "\$191,746,081" and insert:

"\$193,471,796" and "\$199,662,893".

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment increases Aid to Localities with Police Departments ("HB599 Funding") by \$1.7 million the first year and \$7.9 million the second year to reflect the estimated general fund growth rate reflected in House Bill 1800 as introduced.)

Chief Patron: Scott

Item 410 #1h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Emergency
Management

\$0

\$2,500,000 GF

Language:

Page 493, line 24, strike "\$28,699,285" and insert "\$31,199,285".

Page 494, line 24, after "the first year" insert:

"and \$2,500,00 the second year".

Explanation:

(This amendment provides \$2.5 million the second year from the general fund for the Emergency Shelter Upgrade Assistance Fund to provide additional aid to local governments in the preparation and upgrade of emergency shelters on an ongoing basis. The additional funding is in addition to the \$2.5 million provided in Chapter 1289 of the 2020 Session of the General Assembly.)

Chief Patron: Price

Item 410 #2h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Emergency
Management

\$0

0.00

\$96,000 GF
1.00 FTE

Language:

Page 493, line 24, strike "\$28,699,285" and insert "\$28,795,285".

Explanation:

(This amendment provides \$96,000 the second year to hire a full time staffer to serve Hampton Roads on a full-time basis in order to maintain communications campaigns and outreach events tailored for the region. Currently communications campaigns are maintained by staff in Richmond for all Virginia localities.)

Chief Patron: Price

Item 410 #3h

Request to Amend House Bill 1800, as Introduced

Public Safety and Homeland Security	FY20-21	FY21-22	
Department of Emergency Management	\$0 0.00	\$96,000 1.00	GF FTE

Language:

Page 493, line 24, strike "\$28,699,285" and insert "\$28,795,285".

Page 494, after line 35, insert:

"G. Out of this appropriation, \$96,000 the second year from the general fund to establish the Partners in Preparedness Program."

Explanation:

(This amendment provides \$96,000 the second year for a program manager position that will be responsible for the creation and coordination of a formalized Partners in Preparedness Program and community outreach campaign. This position will work to ensure that the agency thoroughly engages with partners that can promote and enhance programs and communication by serving as trusted messengers within their communities. These partners come from all industries including but not limited to advocacy groups; education; business/commerce; faith-based; health care; nonprofits; and government agencies. This program will be data-driven and provide critical resources and support needed to be prepared and resilient, including but not limited to preparedness brochures, real-time emergency information, and access to disaster-focused webinars, forums, town halls, and other events. The position would be responsible for engaging with all VDEM divisions and the Virginia Emergency Support Team to ensure response and recovery plans and procedures take equity and inclusion into consideration and serve as a liaison during disasters to vulnerable communities by working with the trusted community partners.)

Chief Patron: Price

Item 410 #4h

Public Safety and Homeland Security	FY20-21	FY21-22	
Department of Emergency Management	\$0	\$2,000,000	GF

Language:

Page 493, line 24, strike "\$28,699,285" and insert "\$30,699,285".

Explanation:

(This amendment provides \$2.0 million the second year to administer a pass-through grant program to provide funding for developing, enhancing, and sustaining communications efforts, particularly to communities disproportionately impacted, communities of color, those with access and functional needs, limited English proficiency, and others most at risk.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Price

Item 410 #5h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Emergency
Management

\$0

\$8,400,000

GF

Language:

Page 493, line 24, strike "\$28,699,285" and insert "\$37,099,285".

Explanation:

(This amendment provides \$8.4 million the second year for VDEM to operate a dedicated language translation line and for translation services that can assistance assist call takers of all languages, as well as assist with translation of public information materials, particularly during disasters. With more than 100 languages spoken in Virginia, it is impossible to provide these services within the agency. The dedicated language translation service could be used across multiple agencies, and during the ongoing COVID-19 response.)

Chief Patron: Price

Item 410 #6h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Emergency
Management

\$0

\$576,000

GF

0.00

6.00

FTE

Language:

Page 493, line 24, strike "\$28,699,285" and insert "\$29,275,285".

Explanation:

(This amendment provides \$576,000 and six positions to hire additional Spanish language community resources specialists for 211 Virginia.)

Chief Patron: Askew

Item 410 #7h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Emergency
Management

\$0

\$50,000

GF

Language:

Page 493, line 24, strike "\$28,699,285" and insert "\$28,749,285".

Explanation:

(This amendment provides \$50,000 the second year for the costs of requiring that all VDEM

Request to Amend House Bill 1800, as Introduced

and local emergency management plans to contain provisions which ensure that plans are applied equitably, and to ensure that the needs of minority and vulnerable communities are met during emergencies. This amendment is a placeholder until a final fiscal impact statement for the bill is produced.)

Chief Patron: Jones J.C.

Item 423 #1h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of Juvenile Justice

\$0

\$50,000 GF

Language:

Page 505, line 12, strike "\$74,572,362" and insert "\$74,622,362".

Explanation:

(This amendment provides \$50,000 the second year for the costs of requiring clarification of plea agreements for serious juvenile offenders. This amendment is a placeholder until a final fiscal impact statement is provided.)

Chief Patron: Tran

Item 425 #1h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of State Police

\$0

\$200,000 GF

Language:

Page 507, line 7, strike "\$74,070,135" and insert "\$74,270,135".

Explanation:

(This amendment provides \$200,000 the second year for the costs of implementing system changes in response to House Bill 2163, which would prohibit the reporting of certain personal information in cases of civil immigration enforcement. This is a placeholder amendment until a final fiscal impact statement for the bill is produced.)

Chief Patron: Hayes

Item 425 #2h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of State Police

\$0

\$25,000 GF

Language:

Page 507, line 7, strike "\$74,070,135" and insert "\$74,095,135".

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment provides \$25,000 the second year to expand the children's autism alert system to include all ages, pursuant to legislation that will be considered during the 2021 Session of the General Assembly. This is a placeholder amendment until a final fiscal impact statement for the bill can be produced.)

Chief Patron: Mullin

Item 425 #3h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of State Police

\$0

\$50,000 GF

Language:

Page 507, line 7, strike "\$74,070,135" and insert "\$74,120,135".

Explanation:

(This amendment provides \$50,000 the second year for costs associated with implementing system changes pursuant to legislation to be considered during the 2021 Session of the General Assembly which would require certain law enforcement disciplinary records to be released to public. This is a placeholder amendment until a final fiscal impact statement for the bill is released.)

Chief Patron: Kory

Item 425 #4h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of State Police

\$0

\$750,000 GF

Language:

Page 507, line 7, strike "\$74,070,135" and insert "\$74,820,135".

Explanation:

(This amendment provides \$750,000 the second year for changes to State Police's criminal street gang reporting requirements, including providing written notice to parents or guardians of minors that a person is a member of a criminal street gang, and requiring implementation of a process to request removal from the database. This amendment is a placeholder until a final fiscal impact statement for the bill can be produced.)

Chief Patron: Rasoul

Item 425 #5h

Public Safety and Homeland Security

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Department of State Police \$0 \$72,537 GF

Language:

Page 507, line 7, strike "\$74,070,135" and insert "\$74,142,672".

Explanation:

(This amendment provides \$72,537 the second year for process changes required by legislation to be considered during the 2021 Session of the General Assembly which would require the release of video or audio recordings whenever there is a discharge of a firearm or use of a stun gun or chemical irritant by law-enforcement officers. This is a placeholder amendment until a final fiscal impact for the bill is produced.)

Chief Patron: Delaney

Item 425 #6h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of State Police

\$0

\$85,000

GF

0.00

1.00

FTE

Language:

Page 507, line 7, strike "\$74,070,135" and insert "\$74,155,135".

Explanation:

(This amendment provides \$85,000 the second year for the potential costs of House Bill 2133, which would establish a process for victims of sex trafficking to petition the circuit court to have convictions of adjudications of delinquency for prostitution, solicitation of prostitution, and maintaining a bawdy place vacated so long as the conviction was a direct result of being sex trafficked. This is a placeholder amendment until a final fiscal impact statement for the bill is produced. This bill is a recommendation of the Virginia State Crime Commission. Corresponding placeholder amendments have been drafted to the Office of the Executive Secretary of the Supreme Court and Department of Corrections Items.)

Chief Patron: Herring

Item 425 #7h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of State Police

\$0

\$13,019,984

GF

0.00

4.00

FTE

Language:

Page 507, line 7, strike "\$74,070,135" and insert "\$87,090,119".

Page 509, after line 10, insert:

"Q. Included in the appropriation for this item is \$12,581,520 the second year from the general

Request to Amend House Bill 1800, as Introduced

fund for the one-time update and replacement of information technology systems required to implement an automatic expungement process pursuant to legislation adopted by the 2021 Session of the General Assembly.

R. Included in the appropriation for this Item is \$438,464 the second year from the general fund and four positions for the ongoing costs of operating an automatic expungement process pursuant to legislation adopted by the 2021 Session of the General Assembly."

Explanation:

(This amendment provides \$13.1 million from the general fund the second year for the one-time and ongoing costs of implementing and operating an automatic expungement process for certain offenses pursuant to legislation to be considered during the 2021 Session of the General Assembly. The bill, a recommendation of the Virginia State Crime Commission, would provide for a process of expungement of criminal records for certain convictions, deferred dispositions, acquittals, and for offenses that been nolle prossed or otherwise dismissed. The bill would also provide for the automatic expungement of criminal records for charges arising from mistaken identity or the unauthorized use of identifying information. Companion amendments have been drafted to the Office of the Executive Secretary of the Supreme Court and Department of Corrections Items. This is a placeholder amendment until a final fiscal impact statement has been produced. In House Bill 1800 as introduced, Item 479 Paragraph U includes \$5.0 million the first year and \$20.0 million the second year to support legislation related to expungements of criminal records, including but not limited to automatic expungement of misdemeanor marijuana records.)

Chief Patron: Scott

Item 426 #1h

Public Safety and Homeland Security

FY20-21

FY21-22

Department of State Police

\$0

\$29,400,000 NGF

Language:

Page 509, line 13, strike "\$300,057,282" and insert "\$329,457,282".

Explanation:

(This amendment provides \$29.4 million from the nongeneral fund the second year pursuant to legislation to be considered during the 2021 Session of the General Assembly which would establish the Public Safety Trust Fund, and impose an additional vehicle registration fee of \$4.00 per year beginning July 1, 2021. Revenues in the Fund would be used to establish a sworn officer pay structure for the Department of State Police.)

Chief Patron: Herring

Item 426 #2h

Request to Amend House Bill 1800, as Introduced

Public Safety and Homeland Security	FY20-21	FY21-22	
Department of State Police	\$0	\$1,145,246	GF

Language:

Page 509, line 13, strike "\$300,057,282" and insert "\$301,202,528".

Page 511, after line 28, insert:

"S. Included in this appropriation is \$1,145,246 the second year for the Department of State Police to provide training to law enforcement officers as Drug Recognition Experts. The Department shall designate half of available course seats for political subdivisions, community colleges, and university law enforcement agencies."

Explanation:

This amendment provides \$1.1 million the second year for the travel, equipment, and related expenses incurred by State Police for providing training to law enforcement officers as Drug Recognition Experts. This amendment stipulates that half of all seats be provided for political subdivisions, community colleges, and university law enforcement agencies.)

Chief Patron: Hurst Item 429 #1h

Public Safety and Homeland Security	FY20-21	FY21-22	
Virginia Parole Board	\$0	\$250,000	GF
	0.00	2.00	FTE

Language:

Page 512, line 37, strike "\$2,648,168" and insert "\$2,898,168".

Page 512, line 44, before "Notwithstanding" insert "A. "

Page 512, after line 50, insert:

"B. Out of the amounts appropriation for this item is \$250,000 the second year for witness information investigations. Once previously unidentified victims have been contacted, they may request no further contact with DOC inmate proceedings such as parole determinations."

Explanation:

(This amendment provides \$250,000 from the general fund the second year and two positions for the Parole Board to conduct witness information investigations in order to gather previously unknown victim contact information for all currently incarcerated inmates eligible for parole.)

Chief Patron: Rush Item 429 #2h

Public Safety and Homeland Security	
Virginia Parole Board	Language

Request to Amend House Bill 1800, as Introduced

Language:

Page 512, line 44, before "Notwithstanding" insert "A. "

Page 512, after line 50, insert:

"B. Notwithstanding the provisions of § 53.1-40.01, Code of Virginia, parole shall not be granted to persons convicted of murder as defined in § 18.2-32, Code of Virginia, in cases in which the person was convicted without the body of the victim being found."

Explanation:

(This amendment proposes to make ineligible for parole any individual convicted of murder in cases in which the individual was convicted of murder without the body of the victim being found.)

Chief Patron: Krizek

Item 430 #1h

Transportation

Secretary of Transportation

Language

Language:

Page 518, after line 42, insert:

"Q. The Director of the Department of Planning and Budget is authorized to appropriate additional Commonwealth Transportation Fund revenues that will be realized from the enactment of House Bill 1880 of the 2021 General Assembly Session."

Explanation:

(This amendment authorizes the the Director of the Department of Planning and Budget to appropriate the additional Commonwealth Transportation Fund revenues that will be generated from the passage of House Bill 1880 of the 2021 General Assembly Session which delays the prohibition of games of skills by one additional year, from July 1, 2021, to July 1, 2022 and authorizes the deposit of 60 percent of the revenues generated in fiscal year 2022 from the games into the Commonwealth Transportation Fund. It is estimated that the legislation would result in additional revenues of \$133 million in fiscal year 2022.)

Chief Patron: Gooditis

Item 430 #2h

Transportation

Secretary of Transportation

Language

Language:

Page 518, after line 42, insert:

Request to Amend House Bill 1800, as Introduced

"Q. Notwithstanding the provisions of § 33.2-3603, Code of Virginia, the I-81 Advisory Committee shall be required to meet at a minimum of two times a year, with additional meetings being at the discretion of the chair."

Explanation:

(This amendment modifies the meeting requirements, currently included in the Code, for the I-81 Advisory Committee.)

Chief Patron: Krizek

Item 436 #1h

Transportation

Department of Motor Vehicles

Language

Language:

Page 523, after line 53, insert:

"U. Notwithstanding the provisions of subsection D.2. § 46.2-629, Code of Virginia, an owner or transferor, including a dealer, need not disclose the vehicle's odometer reading if a vehicle manufactured in or before the 2010 model year is transferred at least 10 years after January 1 of the calendar year corresponding to its designated model year and was previously exempt from recording an odometer reading on the certificate of title in another state, provided that the Department brands the titles of all such vehicles to indicate this exemption. Additionally, odometer readings do not need to be disclosed for vehicles manufactured in or after the 2011 model year that are transferred at least 20 years after January 1 of the calendar year corresponding to its designated model year, and were previously exempt from recording an odometer reading on the certificate of title in another state, provided that the Department brands the titles of all such vehicles to indicate this exemption."

Explanation:

(This amendment conforms the Virginia Code to federal regulation regarding odometer disclosure exemptions for vehicles 20 years of age and older beginning with those vehicles model year 2011 and newer.)

Chief Patron: Krizek

Item 436 #2h

Transportation

Department of Motor Vehicles

Language

Language:

Page 523, after line 53, insert:

"U. The Commissioner of the Department of Motor Vehicles shall reinstate a person's privilege

Request to Amend House Bill 1800, as Introduced

to drive a motor vehicle that was suspended prior to July 1, 2019, solely pursuant to former Article 18 of Chapter 8 of Title 46.2 of §§ 46.2-944 et seq. of the Code of Virginia and shall waive all fees relating to reinstating such person's driving privileges. Nothing in this paragraph shall require the Commissioner to reinstate a person's driving privileges if such privileges have been otherwise lawfully suspended or revoked or if such person is otherwise ineligible for a driver's license.”

Explanation:

(This amendment authorizes the Commissioner of the Department of Motor of Vehicles to reinstate drivers license's currently suspended for failure to pay court fines and costs in another state or D.C. During the 2020 General Assembly Session, legislation passed repealing requirements for the court to suspend driving privileges for failure to pay court fines and costs within Virginia and reinstated driving privileges for persons currently suspended for that reason.)

Chief Patron: Miyares

Item 438 #1h

Transportation

FY20-21

FY21-22

Department of Motor Vehicles

\$0

\$50,000 GF

Language:

Page 524, line 3, strike "\$95,579,974" and insert "\$95,629,974".

Explanation:

(This amendment provides \$50,000 from the general fund in fiscal year 2022 to offset a decrease in nongeneral fund revenues from enactment of legislation during the 2021 General Assembly Session prohibiting the Department of Motor Vehicles from charging fees in excess of administrative fees to any entity submitting a request for personal information.)

Chief Patron: Krizek

Item 442 #1h

Transportation

FY20-21

FY21-22

Department of Rail and Public
Transportation

\$0

\$30,000,000 GF

Language:

Page 525, line 38, strike "\$713,045,958" and insert "\$743,045,958".

Page 527, after line 26, insert:

"J. Included in this item, \$30,000,000 from the general fund in the second year is provided for the localities within the Northern Virginia Transportation Commission, to be distributed using the current formula, to support Northern Virginia's fiscal year 2022 operating obligation to

Request to Amend House Bill 1800, as Introduced

Metrorail, Metrobus and MetroAccess services."

Explanation:

(This amendment allocates \$30 million in one-time general fund monies in fiscal year 2022 to be allocated to the Northern Virginia Transportation Commission to be distributed using the current formula to localities to support Northern Virginia's fiscal year 2022 operating obligation to Metrorail, Metrobus and MetroAccess services. Without these funds, our localities will face difficult budget decisions that may threaten support for this important regional transportation service.)

Chief Patron: Samirah

Item 442 #2h

Transportation

FY20-21

FY21-22

Department of Rail and Public
Transportation

\$0

\$50,000 GF

Language:

Page 525, line 38, strike "\$713,045,958" and insert "\$713,095,958".

Explanation:

(This amendment provides \$50,000 from the general fund in fiscal year 2022 pursuant to the passage of House Bill 2054 of the 2021 General Assembly Session which requires DRPT to consider parking requirements when planning for future Transit-oriented development.)

Chief Patron: McQuinn

Item 442 #3h

Transportation

Department of Rail and Public Transportation

Language

Language:

Page 527, after line 26, insert:

"J. The Commonwealth Transportation Board shall waive the 25 percent cap, pursuant to § 33.2-1526.3 D, on the Transit Ridership Incentive Program to allow for more funding for transit equity to support the reduction or elimination of fares due to the ongoing COVID-19 pandemic."

Explanation:

(This amendment authorizes the CTB to waive the 25 percent cap for the Transit Ridership Incentive Program. The 2020 General Assembly created the Transit Ridership Incentive

Request to Amend House Bill 1800, as Introduced

Program in House Bill 1414. The Code of Virginia § 33.2-1526.3 states that up to 25 percent of the funds in this program may be "available to support the establishment of programs to reduce the impact of fares on low-income individuals, including reduced-fare programs and elimination of fares." The remainder of the funds will be used to "promote improved transit service in urbanized areas of the Commonwealth with a population in excess of 100,000." This budget amendment will allow the Commonwealth Transportation Board to waive the 25 percent cap and allocate more funding to support the reduction or elimination of fares. Due to the COVID-19 pandemic, there has been a decreased demand in multi-jurisdictional commuter bus services in urbanized areas and an increased demand for fare reduction due to the pandemic.)

Chief Patron: McQuinn

Item 442 #4h

Transportation

FY20-21

FY21-22

Department of Rail and Public
Transportation

\$0

\$500,000 GF

Language:

Page 525, line 38, strike "\$713,045,958" and insert "\$713,545,958".

Explanation:

(This amendment provides \$500,000 from the general fund in fiscal year 2022 pursuant to the passage of a Joint Resolution during the 2021 General Assembly Session which requires the DRPT to study the Commonwealth's current public transportation system focusing on the equitable delivery of transportation services and the modernization of transit in the Commonwealth. The resolution requires the DRPT to make a preliminary report by the end of calendar year 2021 and a final report by the end of calendar year 2022.)

Chief Patron: Bloxom

Item 446 #1h

Transportation

Department of Transportation

Language

Language:

Page 530, after line 27, insert:

"F. The Department of Transportation shall report annually on the status of the Coastal Virginia Transportation Infrastructure Inundation Study. The report will be submitted no later than December 1 of each year to the Chairs of the House Appropriation and Senate Finance and Appropriations Committees, Chairs of the House and Senate Transportation Committees, Chair of the Joint Subcommittee on Coastal Flooding and Adaptation, and the Secretaries of

Request to Amend House Bill 1800, as Introduced

Transportation and Natural Resources. The report shall include at a minimum: (1) an up-to-date report identifying the at-risk rural, suburban and urban infrastructure, and planning and options to mitigate or eliminate the identified risks; (2) status of coordination and consultation with eight coastal Planning District Commissions; (3) the status of coordination with other involved state agencies or institutions; (4) status and coordination with potentially impacted environmental justice communities; and (5) a timeframe for completion of its work."

Explanation:

(This amendment includes language requiring VDOT to report annually on the status of what transportation infrastructure in the Coastal Shore region is at risk to inundation from sea-level rise and what is being done to address the concerns) .

Chief Patron: Helmer

Item 446 #2h

Transportation

Department of Transportation

Language

Language:

Page 530, after line 27, insert:

"F. No funding appropriated in this act may be used to fund the extension of Shirley Gate Road by the Department of Transportation or by any private entity under contract with the Department until the intersection at Popes Head Road and Fairfax County Parkway has been redesigned and the traffic light removed."

Explanation:

(This amendment prohibits the use of any state funding for the extension of Shirley Gate Road until specific conditions are met.)

Chief Patron: Helmer

Item 446 #3h

Transportation

Department of Transportation

Language

Language:

Page 530, after line 27, insert:

"F. No funding appropriated in this act may be used to fund the planning, engineering, design, right-of-way acquisition, or construction of the proposed Braddock Road & Old Lee Road "jughandle" by the Department of Transportation or by any private entity under contract with the Department until an environmental study has been conducted."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment prohibits the use of any state funding for the Braddock/Old Lee jughandle until an environmental study has been conducted.)

Chief Patron: Helmer

Item 446 #4h

Transportation	FY20-21	FY21-22	
Department of Transportation	\$0	\$50,000	GF

Language:

Page 529, line 32, strike "\$88,635,045" and insert "\$88,685,045".

Page 530, after line 27, insert:

"F. Included in the amounts appropriated in this item, \$50,000 from the general fund in the second year is available to implement a through-truck ban and the installation of no-through-truck signs on Bull Run Post Office Road between US Route 29 and State Route 620 (Braddock Road)."

Explanation:

(This amendment provides \$50,000 from the general fund in fiscal year 2022 to fund the installation of no-through-truck signs in Fairfax County.)

Chief Patron: Krizek

Item 447 #1h

Transportation	FY20-21	FY21-22	
Department of Transportation	\$0	\$45,000,000	GF

Language:

Page 530, line 29, strike "\$3,783,863,742" and insert "\$3,828,863,742".

Page 532, after line 8, insert:

"I. Out of the amounts appropriated in this item, \$45,000,000 the second year from the general fund is included to fund a joint state and local transportation project approved by the Commonwealth Transportation Board assist which involves undergrounding of utilities on along Richmond Highway (US Route 1) in Fairfax County to facilitate the creation of transit-oriented development that will reduce congestion, improve mobility, incorporate transit systems and improve safety."

Explanation:

(This amendment provides \$45.0 million from the general fund in fiscal year 2022 to assist in funding the undergrounding of utilities in Fairfax County to facilitate the creation of transit-oriented development. This redevelopment will result in substantial additional state income,

Request to Amend House Bill 1800, as Introduced

sales, and other revenues.)

Chief Patron: Cole J.

Item 447 #2h

Transportation

FY20-21

FY21-22

Department of Transportation

\$0

\$1,541,362 GF

Language:

Page 530, line 29, strike "\$3,783,863,742" and insert "\$3,785,405,104".

Page 532, after line 8, insert:

"I. Out of the amounts appropriated in this item, \$1,541,362 the second year from the general fund is included to fund the construction of an alternate route on Brooke Road in the county of Stafford."

Explanation:

(This amendment provides \$1,541,362 from the general fund in the second year to construct an alternate route on Brooke Road in Stafford county.)

Chief Patron: Runion

Item 447 #3h

Transportation

Department of Transportation

Language

Language:

Page 532, after line 8, insert:

"I. In the instance where there is a reduction in the prescribed weight of any vehicle or combination of vehicles passing over any bridge, or bridge constituting a part of the interstate, primary, or secondary system of highways, in addition to posting signage in accordance with § 46.2-1104, the Department shall notify all businesses thereof using the route for transportation purposes in the surrounding area of the reduction in prescribed weight via electronic, telephone or mail as well as posting in local media in all surrounding localities. The Department shall continue to maintain an updated website, and related social media pages, and shall work with its local partners to develop an electronic communication list as well to facilitate seamless notification of all businesses thereof using the route for transportation purposes in the surrounding area. Penalties shall only be issued in the case of businesses knowingly and repeatedly violating these reduction in prescribed weight measures, after having received proper notification."

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment is intended to ensure adequate notification is provided by VDOT when there is a change in the prescribed weight of any vehicle or combination of vehicles passing over any bridge.)

Chief Patron: Subramanyam

Item 447 #4h

Transportation

FY20-21

FY21-22

Department of Transportation

\$0

\$200,000 GF

Language:

Page 530, line 29, strike "\$3,783,863,742" and insert "\$3,784,063,742".

Page 532, after line 8, insert:

"I. Out of the amounts appropriated in this item, \$200,000 the second year from the general fund is included to fund the construction of a pedestrian bridge at the intersection of Belmont Ridge Road and Legacy Park Drive in Loudoun County."

Explanation:

(This amendment provides \$200,000 from the general fund in the second year to construct a pedestrian bridge at a dangerous intersection in Loudoun County.)

Chief Patron: Simonds

Item 462 #1h

Veterans and Defense Affairs

Secretary of Veterans and Defense Affairs

Language

Language:

Page 545, line 47, strike "Langley Air Force".

Page 545, line 48, strike "Base".

Page 545, line 47, after "of" insert "Joint Base Langley Eustis".

Explanation:

(This amendment makes a technical change to reflect the 2010 consolidation of Langley Airforce Base to Joint Base Langley Eustis.)

Chief Patron: Jones J.C.

Item 462 #2h

Veterans and Defense Affairs

Secretary of Veterans and Defense Affairs

Language

Language:

Request to Amend House Bill 1800, as Introduced

Page 547, after line 1, insert:

"G. There is hereby created a special nonreverting fund, referred to as the V-CAMP Fund, from which the Secretary of Veterans and Defense Affairs shall provide grants or other financial assistance to localities within military facilities for projects addressing issues around the facilities other than encroachment."

Explanation:

(This amendment establishes the V-CAMP Fund to provide financial assistance to localities with military facilities to address non-encroachment issues around those facilities.)

Chief Patron: Reid

Item 464 #1h

Veterans and Defense Affairs

FY20-21

FY21-22

Department of Veterans Services

\$0

\$50,000 GF

Language:

Page 547, line 24, strike "\$22,451,304" and insert "\$22,501,304".

Page 548, after line 23, insert:

"F.1. Out of the amounts for this item, \$50,000 the second year from the general fund is provided to support a pilot program to provide grants to small- to medium-sized Virginia employers who hire members of the Virginia National Guard and Armed Forces Reserves. The Department of Veterans Services shall develop program guidelines to ensure that the funding mechanism effectively attracts maximum participation of firms to increase the number of Guard and Reserves members hired.

2. Such funds shall be used to provide grants beginning to July 1, 2021 to any business located in Virginia with 300 or fewer employees which has hired a member of the Virginia National Guard and Armed Forces Reserves on or after July 1, 2020. The grant shall equal \$1,000 per qualifying business for each Guard or Reserve Member hired and employed by the business on a full-time basis, with a maximum grant of \$10,000 per business in the fiscal year. Grants shall be issued in the order in which each eligible completed grant application is received.

3. The Department shall report no later than October 1, 2021 the number of applications and grants awarded through the pilot program."

Explanation:

(This amendment provides \$50,000 the second year from the general fund to establish a pilot program to be administered by the Department of Veterans Services to provide \$1,000 grants to small- and medium-sized Virginia employers for each member of the Virginia National Guard and Armed Forces Reserves they hire and employ on a full-time basis.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Murphy

Item 464 #2h

Veterans and Defense Affairs

FY20-21

FY21-22

Department of Veterans Services

\$0
0.00

\$118,000 GF
1.00 FTE

Language:

Page 547, line 24, strike "\$22,451,304" and insert "\$22,569,304".

Page 548, after line 23, insert:

"F. Out of the amounts for this item, \$118,000 the second year from the general fund is provided to created a new Women Veterans Coordinator position."

Explanation:

(This amendment provides \$118,000 the second year for a Women Veterans Coordinator position for the Virginia Women Veterans Program.)

Chief Patron: Sickles

Item 465 #1h

Veterans and Defense Affairs

FY20-21

FY21-22

Department of Veterans Services

\$0

\$5,000,000 GF

Language:

Page 548, line 26, strike "\$5,812,068" and insert "\$10,812,068".

Page 548, after line 45, insert:

"B. Included in the appropriation for this item, \$5,000,000 the second year from the general fund to Fairfax County for construction of the Warrior Field & Plaza and Memorial Garden, and other projects within the National Museum of the United States Army."

Explanation:

(This amendment provides \$5.0 million from the general fund the second year to Fairfax County for projects within the National Museum of the United States Army.)

Chief Patron: Convirs-Fowler

Item 476.20 #1h

Central Appropriations

FY20-21

FY21-22

Central Appropriations

\$0

\$10,000,000 GF

Language:

Page 554, after line 7, insert:

"476.20 City of Virginia Beach Grant for Planning

\$0

\$10,000,000

Request to Amend House Bill 1800, as Introduced

and Renovations of Municipal Building 2

Fund Sources: General \$0 \$10,000,000 "

Page 554, after line 7, insert:

"1. From the certified surplus general fund revenues, there is hereby appropriated \$10,000,000 in grants to the City of Virginia Beach for the costs of planning renovations to and renovating Building 2 of the Virginia Beach Municipal Center, which total costs as of July 1, 2019, are anticipated to exceed \$30 million. Such appropriation is conditioned upon all renovations to Building 2 being made to the same premises upon which such building is currently situated. Additional terms and conditions relating to the payment of the grants shall be determined by the Secretary of Finance after consultation with the Chairs of the House Committee on Appropriations and the Senate Committee on Finance and Appropriations, or their designees.

2. The certification of the certified surplus general fund revenues shall be made by the State Comptroller as soon as practicable."

Explanation:

(This amendment provides \$10,000,000 in grants to the City of Virginia Beach from fiscal year 2020 surplus general fund revenues for the costs of planning renovations to and renovating Building 2 of the Virginia Beach Municipal Center.)

Chief Patron: Kory

Item 477 #1h

Central Appropriations

FY20-21

FY21-22

Central Appropriations

\$0

\$39,500,670 GF

Language:

Page 554, line 9, strike "\$138,332,991" and insert "\$177,833,661".

Page 566, after line 4, insert:

"MM. Out of the amounts included in this item, amounts estimated at \$39,500,670 the second year from the general fund is provided for a ten percent salary increase for correctional officers within the Department of Corrections effective June 10, 2021."

Explanation:

(This amendment provides funding for a 10 percent salary adjustment for correctional officers effective at the beginning of fiscal year 2022.)

Chief Patron: Guzman

Item 477 #2h

Central Appropriations

FY20-21

FY21-22

Central Appropriations

\$0

\$1,000,000 GF

Request to Amend House Bill 1800, as Introduced

Language:

Page 554, line 9, strike "\$138,332,991" and insert "\$139,332,991".
Page 561, line 8, strike "\$626,414" and insert "\$526,414".

Explanation:

(This amendment provides \$1.0 million from the general fund in fiscal year 2022 pursuant to the passage of House Bill 2228 of the 2021 General Assembly Session which designates carpal tunnel syndrome and other repetitive motion injuries as an injury by accident under the Workers Compensation Act. The funding amount included in the request is a placeholder until a detailed estimated is finalized.)

Chief Patron: Jones J.C.

Item 477 #3h

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$50,000	\$50,000	GF

Language:

Page 554, line 9, strike "\$17,993,004" and insert "\$17,943,004".
Page 554, line 9, strike "\$138,332,991" and insert "\$138,382,991".
Page 561, line 8, strike "\$457,852 and \$626,414" and insert:
"\$407,852 and \$576,414".

Explanation:

(This amendment provides \$50,000 from the general fund each year pursuant to the passage of legislation during the 2021 General Assembly Session establishing a presumption that COVID-19 is a work related disease for first responders under the Workers Compensation Act. The funding requested in this amendment is a placeholder until a detailed fiscal impact estimate developed.)

Chief Patron: Ayala

Item 477 #4h

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$250,000	GF

Language:

Page 554, line 9, strike "\$138,332,991" and insert "\$138,582,991".
Page 566, after line 4, insert:

"MM.1. Out of the amounts included in this item, amounts estimated at \$500,000 the second year from the general fund is available for transfer to state agencies and institutions of higher education to effectuate the provisions of legislation adopted during the 2021 General Assembly

Request to Amend House Bill 1800, as Introduced

Session which provides hazard duty pay and personal protective equipment to employees deemed as essential employees.

2. If available, the Governor is authorized to use federal funds to support the cost of the legislation in lieu of the general fund appropriation.”

Explanation:

(This amendment provides \$250,000 from the general fund in fiscal year 2022 pursuant to legislation enacted during the 2021 General Assembly Session which provides hazard pay and PPE equipment to essential employees. The funding requested in this amendment is a placeholder until a detailed cost estimate is developed.)

Chief Patron: Askew

Item 477 #5h

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$56,000	GF

Language:

Page 554, line 9, strike "\$138,332,991" and insert "\$138,388,991".

Page 555, line 31, strike "\$19,658,419" and insert "\$19,714,419".

Explanation:

(This amendment provides \$56,000 from the general fund pursuant to the passage of House Bill 1822 of the 2021 General Assembly Session which sets a limit on the total amount of cost sharing required for an individual with health insurance to pay for a prescription asthma inhaler.)

Chief Patron: O'Quinn

Item 477 #6h

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$100,000	GF

Language:

Page 554, line 9, strike "\$138,332,991" and insert "\$138,432,991".

Page 556, line 37, strike "\$16,578,460" and insert "\$16,678,460".

Explanation:

(This amendment provides \$100,000 from the general fund pursuant to the passage of legislation during the 2021 General Assembly Session which adds members of the DOC special investigator unit in the VaLORS retirement system. The funding included in this amendment is a placeholder until a detailed fiscal impact statement is developed.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Heretick

Item 477 #7h

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$50,000	GF

Language:

Page 554, line 9, strike "\$138,332,991" and insert "\$138,382,991".

Page 561, line 8, strike "\$626,414" and insert "\$576,414".

Explanation:

(This amendment provides \$50,000 from the general fund pursuant to the passage of House Bill 1818 of the 2021 General Assembly Session which adds emergency medical service personnel to the list of employees for whom death caused by hypertension or heart disease is presumed to be occupational related.)

Chief Patron: Heretick

Item 477 #8h

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$3,400,000	GF

Language:

Page 554, line 9, strike "\$138,332,991" and insert "\$141,732,991".

Page 566, after line 4, insert:

"MM. Out of the amounts included in this item, amounts estimated at \$3,400,000 the second year from the general fund to increase salary compensation for sworn officers of the Virginia Marine Resource Commission to reach parity with the compensation for officers within the Department of Game and Inland Fisheries effective June 10, 2021."

Explanation:

(This amendment provides \$3.4 million in fiscal year 2022 to increase compensation for VRMC officers to reach parity with DGIF officers.)

Chief Patron: Jones J.C.

Item 479 #1h

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$50,000	\$50,000	GF

Language:

Page 567, line 23, strike "\$14,869,500" and insert "\$14,919,500".

Request to Amend House Bill 1800, as Introduced

Page 567, line 23, strike "\$44,188,052" and insert "\$44,238,052".

Page 572, after line 18, insert:

"V. Out of this appropriation, \$50,000 in the first year and \$50,000 in the second year from the general fund is provided to support costs associated with the removal of the Harry F. Byrd statute from Virginia's Capitol Square pursuant to passage of legislation in the 2021 General Assembly Session."

Explanation:

(This amendment provides \$100,000 from the general fund over the biennium to support removing the Harry F. Byrd statute from the state's capitol grounds, and is contingent upon the passage of legislation in the 2021 General Assembly Session. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Sickles

Item 479 #2h

Central Appropriations

FY20-21

FY21-22

Central Appropriations

\$0

\$40,000,000 GF

Language:

Page 567, line 23, strike "\$44,188,052" and insert "\$84,188,052".

Page 572, after line 18, insert:

"V.1. Out of the appropriation is included \$40,000,000 second year from the general fund is available to effectuate the provisions of legislation adopted during the 2021 General Assembly Session authorizing the implementation of a Reinsurance and 1332 Waiver Program for the purposes of stabilizing the rates and premiums for health insurance policies in the individual market and providing greater financial certainty to consumers of health insurance in this Commonwealth. The State Corporation Commission, in collaboration with the Office of the Secretary of Health and Human Resources, shall administer this reinsurance program.

2. The Department of Planning and Budget is authorized to transfer amounts from this appropriation as required for the establishment, administration, and maintenance of the reinsurance pool.

3. The State Comptroller is authorized to create a nongeneral fund account for the deposit of these amounts if deemed necessary."

Explanation:

(This amendment provides \$40.0 million from the general fund in fiscal year 2022 to implement the provisions of legislation adopted during the 2021 General Assembly Session authorizing the establishment of a reinsurance program.)

Chief Patron: Poindexter

Item 479 #3h

Request to Amend House Bill 1800, as Introduced

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	(\$5,000,000)	(\$20,000,000)	GF

Language:

Page 567, line 23, strike "\$14,869,500" and insert "\$9,869,500".
Page 567, line 23, strike "\$44,188,052" and insert "\$24,188,052".
Page 572, strike lines 16 through 18.

Explanation:

(This amendment removes \$5.0 million the first year and \$20.0 million the second year provided in Central Accounts related to legislation to be considered during the 2021 Session of the General Assembly related to the expungement of criminal records and the automatic expungement of misdemeanor marijuana records.)

Chief Patron: Freitas

Item 479 #4h

Central Appropriations

Central Appropriations

Language

Language:

Page 572, after line 18, insert:

"V. Contingent on the passage of legislation decriminalizing Marijuana during the 2021 General Assembly Session the Director of the Department of Planning and Budget is authorized to deposit 25 percent of the tax revenues derived from such legislation in a special nonreverting fund within the budget of the Department of Behavioral Health and Developmental Services for addiction recovery programs which provide services as outlined by the Council on Accreditation of Peer Recovery Support Systems (CAPRSS) and the Virginia Association of Recovery Residences (VARR)."

Explanation:

(This amendment includes language which states that if legislation is adopted legalizing marijuana during the 2021 General Assembly Session 25 percent of tax revenue generated from legislation shall be dedicated for addiction recovery programs.)

Chief Patron: Askew

Item 481.10 #1h

Central Appropriations

Central Appropriations

FY20-21

\$0

FY21-22

\$5,000,000 GF

Language:

Request to Amend House Bill 1800, as Introduced

Page 580, after line 2, insert:

"481.10 Eastern Virginia Health Sciences Center	\$0	\$5,000,000
Fund Sources: General	\$0	\$5,000,000 "

Explanation:

(This amendment requests \$5 million from the general fund for the establishment, planning, transition, and development of the Eastern Virginia Health Sciences Center.)

Chief Patron: Hodges

Item 483 #1h

Independent Agencies

State Corporation Commission

Language

Language:

Page 598, after line 26, insert:

"C. The State Corporation Commission shall identify all codified and regulatory provisions from which ERISA health insurance plans are presently exempted. The Commission shall report to the Chairs of the House Committees on Health, Welfare Institution and Labor and Commerce and to the Chairs of the Senate Committees on Education and Health and Commerce and Labor by October 1, 2021 regarding all identified ERISA exempted statutory and regulatory provisions and any financial impact which would be incurred by the application of the identified statutory and regulatory provisions to ERISA health insurance plans."

Explanation:

(This amendment requires the State Corporation Commission to provide a report on the current exemptions for ERISA health insurance plans.)

Chief Patron: Jones J.C.

Item 484 #1h

Independent Agencies

FY20-21

FY21-22

State Corporation Commission

\$50,000

\$50,000 NGF

Language:

Page 598, line 28, strike "\$30,457,232" and insert "\$30,507,232".

Page 598, line 28, strike "\$31,550,607" and insert "\$31,600,607".

Explanation:

(This amendment provides an increase of \$50,000 in each year from the nongeneral fund for the State Corporation Commission to cover costs pursuant to the passage of legislation in the 2021 General Assembly Session, which will amend the triennial review process for publicly regulated

Request to Amend House Bill 1800, as Introduced

utilities. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Reid

Item 492 #1h

Independent Agencies

Virginia Retirement System

Language

Language:

Page 603, after line 46, insert:

"H. The Virginia Retirement System shall report annually on or before January 1 to the Governor and the Virginia General Assembly the detailed aggregate of eligibility determinations for employees in accordance with § 9.1-400. This report shall tabulate claims data, types of injuries and associated costs with provided benefits. In accordance with § 9.1-408, the name of the employer or employee shall not appear in such publications and all documents to determine eligibility shall remain confidential."

Explanation:

(This amendment requires the Virginia Retirement System to provide an annual report to the Governor and the General Assembly providing statistics and demographic details concerning Line of Duty eligibility determinations.)

Chief Patron: Carter

Item 496 #1h

Independent Agencies

FY20-21

FY21-22

Virginia Workers' Compensation
Commission

\$0

\$50,000 NGF

Language:

Page 604, line 31, strike "\$42,463,113" and insert "\$42,513,113".

Explanation:

(This amendment provides an additional \$50,000 from the nongeneral fund in the second year to cover additional expenses related to the passage of House Bill 1754 in the 2021 General Assembly that prohibits retaliatory dismissal for Worker's Compensation cases. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Gooditis

Item 496 #2h

Independent Agencies

FY20-21

FY21-22

Request to Amend House Bill 1800, as Introduced

Virginia Workers' Compensation Commission	\$0	\$500,000	NGF
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Language:

Page 604, line 31, strike "\$42,463,113" and insert "\$42,963,113".

Explanation:

(This amendment provides \$500,000 in the second year from the nongeneral fund for potential costs related to adding domestic workers to the Virginia Workers' Compensation Act pursuant to the passage of legislation in the 2021 General Assembly Session.)

Chief Patron: Delaney

Item 497 #1h

Independent Agencies

FY20-21

FY21-22

Virginia Workers' Compensation Commission	\$0	\$100,000	NGF
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Language:

Page 604, line 47, strike "\$10,627,494" and insert "\$10,727,494".

Explanation:

(This amendment provides an additional \$100,000 from the nongeneral fund in the second year for the Criminal Injuries Compensation Fund to accommodate any increase in claims as a result of legislation under consideration by the 2021 General Assembly Session, which proposes changes to § 19.2-368.10, Code of Virginia. This is a placeholder amendment until a final fiscal impact statement is produced.)

Chief Patron: Delaney

Item 497 #2h

Independent Agencies

FY20-21

FY21-22

Virginia Workers' Compensation Commission	\$0	\$775,000	GF
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Language:

Page 604, line 47, strike "\$10,627,494" and insert "\$11,402,494".

Page 605, line 6, strike "\$1,885,000" and insert "\$2,660,000".

Page 605, after line 10, insert:

"B. The Virginia Workers' Compensation Commission Sexual Assault Forensic Exam (SAFE) Program shall make all efforts to access federal and state funds to raise the reimbursement rate cap for acute forensic exams performed by a Sexual Assault Nurse Examiner to sixty percent of the actual cost of the exam. The funds provided in paragraph A.1. shall be used to help meet this

Request to Amend House Bill 1800, as Introduced

reimbursement rate goal, expand existing forensic nursing programs, and develop forensic nursing programs under-served communities."

Page 605, line 11, strike "B" and insert "C".

Explanation:

(This amendment increases the general fund transfer to the Criminal Injuries Compensation Fund by \$775,000 in the second year to help increase the reimbursement rate for acute forensic exams to sixty percent of the actual cost of the exam, support existing forensic nursing programs, and develop forensic nursing programs in under-served areas of the Commonwealth. The amendment further directs Sexual Assault Forensic Exam program to access federal and state resources to achieve the sixty percent reimbursement rate goal.)

Chief Patron: Hayes

Item C-17.30 #1h

Education: Higher Education

FY20-21

FY21-22

James Madison University

\$0

\$4,605,466

GF

\$0

\$1,973,771

NGF

Language:

Page 618, after line 22, insert:

"C-17.30 Improvements: East Campus Steam Plant,
Phase I

\$0

\$6,579,237

Fund Sources:

General

\$0

\$4,605,466

Higher Education

\$0

\$1,973,771 "

Operating

Explanation:

(This amendment requests funding to begin improvements and upgrades to the East Campus Steam Plant. The original East Campus Steam Plant was purchased from the City of Harrisonburg in 2017 and housed two trash-burning boilers and a steam turbine; it now houses two 35,000 pph boilers, three steam-turbine driven chillers, one electric chiller, and two cooling towers. All of the equipment was poorly maintained while in the city's care. The existing boiler equipment and the #2 chiller is rundown and a serious risk for catastrophic failure which would cause the university to shutter buildings. It is critical to remove and replace the existing 35,000 pph boilers, #2 chiller immediately and associated equipment. Total project cost for this phase of work is \$6,579,237 and includes \$4,605,466 in general funds and \$1,973,771 in auxiliary nongeneral funds. Future phases of this project will include the new boilers relocating to the future boiler building and an additional 80,000 pph boiler to increase current boiler capacity from 180,000 pph to 250,000 pph to cover existing and proposed future loads.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Austin

Item C-17.30 #2h

Education: Higher Education

FY20-21

FY21-22

James Madison University

\$0
\$0

\$4,605,466 GF
\$1,973,771 NGF

Language:

Page 618, after line 22, insert:

"C-17.30 Improvements: East Campus Steam Plant,
Phase I

\$0 \$6,579,237

Fund Sources:

General

\$0 \$4,605,466

Higher Education
Operating

\$0 \$1,973,771 "

Explanation:

(This amendment requests funding to begin improvements and upgrades to the East Campus Steam Plant. The original East Campus Steam Plant was purchased from the City of Harrisonburg in 2017 and housed two trash-burning boilers and a steam turbine; it now houses two 35,000 pph boilers, three steam-turbine driven chillers, one electric chiller, and two cooling towers. All of the equipment was poorly maintained while in the city's care. The existing boiler equipment and the #2 chiller is rundown and a serious risk for catastrophic failure which would cause the university to shutter buildings. It is critical to remove and replace the existing 35,000 pph boilers, #2 chiller immediately and associated equipment. Total project cost for this phase of work is \$6,579,237 and includes \$4,605,466 in general funds and \$1,973,771 in auxiliary nongeneral funds. Future phases of this project will include the new boilers relocating to the future boiler building and an additional 80,000 pph boiler to increase current boiler capacity from 180,000 pph to 250,000 pph to cover existing and proposed future loads.)

Chief Patron: Hayes

Item C-19.50 #1h

Education: Higher Education

FY20-21

FY21-22

Norfolk State University

\$48,710,750

\$0 NGF

Language:

Page 619, after line 7, insert:

"§ 2-8.50 NORFOLK STATE UNIVERSITY (213)

C-19.50 New Construction: New Dining Facility

\$48,710,750

\$0

Fund Sources:

Bond Proceeds

\$48,710,750

\$0 "

Explanation:

Request to Amend House Bill 1800, as Introduced

(This amendment requests 9(c) debt authority to construct a new dining hall.)

Chief Patron: Plum

Item C-36.30 #1h

Education: Other

FY20-21

FY21-22

Frontier Culture Museum of Virginia

\$0

\$1,300,000 NGF

Language:

Page 622, line 7, strike "\$0" and insert "\$1,300,000".

Explanation:

(This amendment requests an additional \$1,300,000 in the second year for the Construct Crossing Gallery (18316) project. Detailed planning for the project was initially funded by Chapter 854, Item C-21-10 in the amount of \$2,700,000 from unexpended project amounts from the Central Capital Planning Fund (0965). The additional \$1,300,000 is needed to support the additional services required of the project architect/engineer to complete the required revisions and complete the project planning through the preliminary design and cost estimate phase. This restores the funding to the level originally approved by the General Assembly in the 2019 Session.)

Chief Patron: Carr

Item C-36.45 #1h

Education: Other

FY20-21

FY21-22

The Science Museum of Virginia

\$0

\$2,506,000 GF

\$0

\$5,000,000 NGF

Language:

Page 622, after line 16, insert:

"C-36.45 Improvements: Create Urban Green Space

\$0

\$7,506,000

Fund Sources:

General

\$0

\$2,506,000

Special

\$0

\$5,000,000 "

Explanation:

(This amendment requests general fund and nongeneral fund authority to convert a six-acre parcel of a mostly paved, impervious surface parking lot into a community green space. Situated on the Pulse corridor and a key element of the Richmond 300 Plan, this project will transform the area in front of the Museum into a vibrant and active community resource to serve the needs of a diverse, growing citizenry. The amendment seeks an appropriation of \$2,506,00 of state support. The Science Museum of Virginia also seeks authority to dedicate \$5,000,000 in private

Request to Amend House Bill 1800, as Introduced

funding for the remainder of the project.)

Chief Patron: Walker

Item C-64 #1h

Central Appropriations	FY20-21	FY21-22	
Central Capital Outlay	\$0	\$250,000	NGF

Language:

Page 628, line 25, strike "\$137,000,000" and insert "\$137,250,000".

Page 629, line 52, strike the second "\$6,835,202" and insert "\$7,085,202".

Page 631, line 23, after "L.", insert "1."

Page 631, after line 26, insert:

"2. Out of the amounts provided for the Department of Behavioral Health and Developmental Services (720), Project Code 10880, up to \$250,000 may be used to extend the water main and modify the water system as part of the transition of the water supply system at the Central Virginia Training Center site to the Amherst County Service Authority."

Explanation:

(This amendment provides additional maintenance reserve authority to transition the water supply at the Central Virginia Training Center.)

Chief Patron: Cole J.

Item C-66 #1h

Central Appropriations	FY20-21	FY21-22	
Central Capital Outlay	\$5,000,000	\$0	GF

Language:

Page 632, line 49, strike "\$1,517,750" and insert "\$6,517,750".

Explanation:

(This amendment requests general fund to supplement the project planning pool for the University of Mary Washington to begin detailed planning for the construction of a Fine and Performing Arts Center. There is insufficient dedicated special revenue funds to support planning for the identified projects and, while agencies and institutions are authorized to use nongeneral funds to complete planning for authorized projects, UMW does not have sufficient nongeneral fund balances to proceed with detailed planning. This amendment seeks an allocation of general funds to support detailed planning for the Fine and Performing Arts Center.)

Chief Patron: Hayes

Item C-68 #1h

Request to Amend House Bill 1800, as Introduced

Central Appropriations	FY20-21	FY21-22
Central Capital Outlay	\$1,242,850	\$0 NGF

Language:

Page 635, line 45, strike "\$701,261,508" and insert "\$702,504,358".

Page 636, after line 44, insert:

"213 Norfolk State University Acquire / Renovate Pre-School Academy".

Explanation:

(This amendment requests funding to identify, acquire, and renovate a standalone facility to replace the Pre-School Academy and to support program upgrades.)

Chief Patron: Austin

Item C-68 #2h

Central Appropriations	FY20-21	FY21-22
Central Capital Outlay	\$36,332,000	\$0 NGF

Language:

Page 635, line 45, strike "\$701,261,508" and insert "\$737,593,508".

Page 637, after line 14, insert:

"260 Virginia Community College System Replace French Slaughter Building, Germanna (18340)".

Explanation:

(This amendment requests funds to construct a replacement facility for the 65,000 SF. French Slaughter Building at the Locust Grove Campus of Germanna Community College and three modular buildings of 1,333 SF each. Donations of support for the project from localities in GCC's service region and private donations have totaled \$3.595 million to date. Detailed planning for the project was authorized in Chapter 759 in the 2016 reconvened session. Detailed planning has been completed, and working drawings are the next step in the process. Th VCCS also requests that the building to be renamed the Dr. Frank and Nancy Turnage Health Sciences Building.)

Chief Patron: Hurst

Item C-68 #3h

Central Appropriations	FY20-21	FY21-22
Central Capital Outlay	\$26,900,000	\$0 NGF

Language:

Page 635, line 45, strike "\$701,261,508" and insert "\$728,161,508".

Request to Amend House Bill 1800, as Introduced

Page 637, after line 1, insert:

"229 Virginia Cooperative Extension and Agricultural Experiment Station Improve Research Facilities (XXXXX)".

Explanation:

(This amendment requests funding for the Virginia Cooperative Extension & Agricultural Experiment Station's (Agency 229) Improve Research Facilities capital project.)

Chief Patron: Bulova

Item C-68 #4h

Central Appropriations

FY20-21

FY21-22

Central Capital Outlay

\$76,580,000

\$0 NGF

Language:

Page 635, line 45, strike "\$701,261,508" and insert "\$777,841,508".

Page 636, after line 34, insert:

"204 The College of William and Mary Construct Integrated Science Center, Phase IV (18329)".

Explanation:

(This amendment requests general fund support to construct Phase 4 of the Integrated Science Center (ISC). This facility completes the ISC complex and will house several academic departments focused on scientific and technology-related disciplines, including computer science and data science. STEM and other computational programs are in high demand at the university. The 2016 General Assembly authorized detailed planning for the project with use of university funds and preliminary design is complete.)

Chief Patron: Hurst

Item C-68 #5h

Central Appropriations

FY20-21

FY21-22

Central Capital Outlay

\$90,800,000

\$0 NGF

Language:

Page 635, line 45, strike "\$701,261,508" and insert "\$792,061,508".

Page 636, after line 35, insert:

"208 Virginia Polytechnic and State University Construct Undergraduate Laboratory Building (18332)".

Explanation:

(This amendment requests funding for the construction of Virginia Tech Undergraduate Laboratory Building capital project.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Hodges

Item C-69 #1h

Central Appropriations

FY20-21

FY21-22

Central Capital Outlay

\$28,250,000

\$0 GF

Language:

Page 638, line 48, strike "\$170,700,000" and insert "\$198,950,000".

Explanation:

(This amendment requests supplemental funding to offset an increase in construction costs for replacement of the Chesapeake Bay Hall with a new 69,250 square foot research facility.)

Chief Patron: Bulova

Item C-70 #1h

Central Appropriations

FY20-21

FY21-22

Central Capital Outlay

\$0

\$50,910,884 NGF

Language:

Page 639, line 24, strike "\$0" and insert "\$50,910,884".

Page 639, line 35, strike "\$50,000,000" and insert "\$100,910,884".

Explanation:

(This amendment requests additional tax-supported bonds for stormwater quality retrofits/upgrades to provide funding based on the 2020 Needs Assessment from the Department of Environment Quality in order to meet Virginia's Chesapeake Bay Phase III Watershed Implementation Plan.)

Chief Patron: Bulova

Item C-70 #2h

Central Appropriations

FY20-21

FY21-22

Central Capital Outlay

\$0

\$39,792,860 NGF

Language:

Page 639, line 24, strike "\$0" and insert "\$39,792,860".

Page 639, line 35, strike "\$50,000,000" and insert "\$89,792,860".

Explanation:

(This amendment requests additional tax-supported bonds for wastewater treatment plant upgrades driven by regulatory requirements from the Department of Environment Quality.)

Chief Patron: LaRock

Item C-72.70 #1h

Central Appropriations

Central Capital Outlay

Language

Language:

Page 641, after line 14, insert:

"The title of the project for the Department of the State Police previously authorized in Item C-45, Chapter 2, of the 2018 Special Session I, as "Construct Area 13 Barracks" is hereby changed to "Acquire, Renovate or Construct Area 13 Barracks".

Explanation:

(This amendment makes a technical title change to an existing project.)

Chief Patron: Rush

Item 3-5.07 #1h

Adjustments and Modifications to Tax Collections

Discounts and Allowances

Language

Language:

Page 659, line 32, strike "1.6%" and insert "2.0%".

Explanation:

(This amendment increases the dealer discount for business with less than \$62,500 in monthly taxable sales from 1.6 percent to 2.0 percent. This will result in a decrease in revenues estimated at \$3.28 million each year.)

Chief Patron: Sickles

Item 3-5.16 #1h

Adjustments and Modifications to Tax Collections

Provider Payment Rate Assessment

Language

Language:

Page 662, line 51, after "equivalent to", insert "the greater of (i)".

Page 662, line 52, before "subject to CMS", insert:

"or (ii) the maximum managed care directed payment amount as allowed by CMS,".

Explanation:

(This amendment modifies language related to the hospital provider payment rate assessment to

Request to Amend House Bill 1800, as Introduced

change the methodology to enable the hospitals to obtain additional federal dollars with no additional cost to the Commonwealth. Current budget language limits supplemental payments by the upper payment limit gap for fee-for-service claims and extrapolates that gap to managed care claims. Because over 90% of Medicaid enrollees are in managed care, this gap can be highly variable on an annual basis and can limit total rate enhancement. The federal Centers for Medicare and Medicaid (CMS) has provided other states the flexibility to structure managed care directed payments as a percentage of Medicare. However, the current budget language is highly prescriptive and limits DMAS's ability to explore and apply an alternate methodology which could potentially stabilize or increase total supplemental payments.)

Chief Patron: Tran

Item 3-5.22 #1h

Adjustments and Modifications to Tax Collections

Coronavirus Disease 2019 Administrative Tax Relief

Language

Language:

Page 664, line 29, after "accrual of" insert "late penalty payments or".

Page 664, line 30, strike "June 1, 2020" and insert "July 15, 2020".

Explanation:

(This amendment modifies the language previously included in the budget authorizing a delay in the filing and payment of taxes that were originally due between April 1, 2020 and June 1, 2020. The modified language would authorize a refund of any interests and penalties that were paid by taxpayers (individuals and businesses) who fully paid their taxes between June 1 and July 15, 2020. This would result in a decrease in net revenues of approximately \$11.8 million in fiscal year 2021.)

Chief Patron: Reid

Item 4-0.01 #1h

Operating Policies

Operating Policies

Language

Language:

Page 667, after line 4, insert:

"i. Each public institution of higher education shall actively disclose their refund policies to students by electronic or written notice within the billing process and during the online payment of accounts. All refund policies shall be actively disclosed to prospective students, including but not limited to disclosures on webpages where the institution currently publishes tuition and fee information. Each university Board of Visitors and the State Board for Community Colleges shall adopt a refund policy that clearly incorporates the amount of refund owed in the event of changes in the mode of course delivery."

Request to Amend House Bill 1800, as Introduced

Explanation:

(This amendment establishes policy related to public colleges and universities refund procedures.)

Chief Patron: Reid

Item 4-0.01 #2h

Operating Policies

Operating Policies

Language

Language:

Page 667, after line 4, insert:

"i. To ensure timely sharing and fullness of information, Boards of Visitors of public institutions of higher education and the State Board for Community Colleges shall post on their websites publicly available contact information for each board member, including email addresses. The State Council of Higher Education of Virginia shall conduct a review of compliance with this requirement and issue report to the General Assembly by November 1, 2021."

Explanation:

(This amendment establishes policy related to public colleges and universities Boards of Visitors contact information.)

Chief Patron: LaRock

Item 4-0.01 #3h

Operating Policies

Operating Policies

Language

Language:

Page 667, after line 4, insert:

"i. No department, agency, local government, or other entity receiving funding from the Commonwealth, including CARES Act funding, shall enter into a collective bargaining contract with a labor union or other employee association representing law-enforcement officers or employees of a law-enforcement agency that (i) prevents the Attorney General from seeking equitable relief against a law-enforcement agency engaging in a pattern or practice of unconstitutional misconduct; (ii) includes any stipulation that delays officer interviews or interrogations after alleged wrongdoing for a set length of time; (iii) provides officers with access to evidence before interviews or interrogations about alleged wrongdoing; (iv) mandates the destruction or purging of disciplinary records from personnel files after a set length of time, or limits the consideration of disciplinary records in future employment actions; (v) prohibits the interrogation, investigation, or punishment of officers on the basis of alleged wrongdoing if a set length of time has elapsed since its alleged occurrence, or since the initiation of the

Request to Amend House Bill 1800, as Introduced

investigation; (vi) prohibits supervisors from interrogating, investigating, or disciplining officers on the basis of anonymous civilian complaints; or (vii) requires arbitration of disputes related to disciplinary penalties or termination."

Explanation:

(This amendment places restrictions on the ability of state and local agencies or political subdivisions receiving funds from the Commonwealth to enter into a collective bargaining contracts with labor unions or employee associations representing law-enforcement officers.)

Chief Patron: LaRock

Item 4-0.01 #4h

Operating Policies

Operating Policies

Language

Language:

Page 667, after line 4, insert:

"i. No department, agency, local government, or other entity receiving funding from the Commonwealth, including CARES Act funding, shall require or enforce administration of any COVID-19 vaccine to individuals if (i) the vaccine is derived from human fetal tissue obtained after an induced abortion, (ii) the vaccine modifies the ribonucleic acid (RNA) or deoxyribonucleic acid (DNA) of the person to whom it is administered, or (iii) the development of the vaccine did not include preclinical testing on laboratory animals prior to clinical trials involving human testing. The Department of Health shall make data and information about the safety and efficacy of each vaccine, including data and information about any risk of harm associated with administration of the vaccine, available to the public on a website maintained by the Department. Such data and information shall be presented in a manner that is easily understandable and accessible to all individuals."

Explanation:

(This amendment clarifies the conditions which must be met before a vaccination for COVID-19 can be required.)

Chief Patron: LaRock

Item 4-0.01 #5h

Operating Policies

Operating Policies

Language

Language:

Page 667, after line 4, insert:

"i. Notwithstanding any other provision of law, if the Governor extends any Executive Order beyond 30 days that will have a significant impact on state revenues, he must within 15 days of

Request to Amend House Bill 1800, as Introduced

Executive Order's extension submit a report to the General Assembly that includes data on the numbers of closed businesses and anticipated general fund and nongeneral fund impacts."

Explanation:

(This amendment requires the Governor to submit a report to the General Assembly when extending Executive Orders that will have a significant impact on revenues beyond 30 days.)

Chief Patron: Keam

Item 4-0.01 #6h

Operating Policies

Operating Policies

Language

Language:

Page 667, after line 4, insert:

"i. 1. The governing board of each public institution of higher education shall:

a) Adopt and post conspicuously on its website bylaws for its own governance, including provisions that (i) establish the requirement of transparency, to the extent required by law, in all board actions, including providing electronic access for students, parents, and members of the general public to observe meetings remotely;

b) Record minutes of each open meeting and post the minutes on the board's website, in accordance with subsection H of § 2.2-3707 and § 2.2-3707.1, within one week of the meeting's adjournment;

c) Establish and maintain on the institution's website by way of a tab or link on the website's home page a webpage that includes or has links to (i) a listing of all governing board members, including by whom each member was appointed; (ii) a listing of all committees and subcommittees created by the governing board and the membership of each committee or subcommittee; (iii) a schedule of all upcoming meetings of the full board and its committees and subcommittees; (iv) an archive of past agendas and supporting materials for each meeting of the governing board and its committees and subcommittees; and (v) a listing of direct electronic means of contact for each board member;

d) Submit and make publicly available on the institution's website the annual financial statements for the fiscal year ending the preceding June 30 and the accounts and status of any ongoing capital projects to the Auditor of Public Accounts for the audit of such statements pursuant to § 30-133;

e) Submit to the General Assembly and the Governor and make publicly available on the institution's website an annual executive summary of its interim activity and work no later than the first day of each regular session of the General Assembly. The executive summary shall be submitted as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents and reports and shall be posted on the General Assembly's website;

Request to Amend House Bill 1800, as Introduced

f) Solicit the input of the institution's faculty senate or its equivalent (i) at least twice per academic year at a public venue and (ii) regarding the search for candidates for the position of chief executive officer of the institution at a public or private venue; and

g) Solicit public comment, and each board member shall confirm in writing that he has reviewed such comment, prior to casting any vote that establishes or amends a new university policy, capital improvement project, budget, or contract with a public or private entity that will have an impact on the rights of students, faculty, and staff. Such policies or projects include, but are not limited to those relating to student housing, the academic calendar, and public health measures. Nothing in this subdivision shall be construed to apply to any public comment processes relating to tuition and fees or academic curricular requirements for graduation. This information related to board members and their votes required in this subsection shall be recorded and made publicly available on the institution's website consistent with requirements for other board information to be made publicly available."

Explanation:

(This amendment requests policy changes to improve the transparency of information in higher education.)

Chief Patron: LaRock

Item 4-0.01 #7h

Operating Policies

Operating Policies

Language

Language:

Page 667, after line 4, insert:

"i. Notwithstanding any other provision of law, requirements for the conduct of in-person training requirements for the provision of concealed carry permits are suspended while any executive order related to COVID-19 is in effect."

Explanation:

(This amendment suspends requirements for in-person concealed carry permits training while COVID-19 executive orders are in effect.)

Chief Patron: Helmer

Item 4-0.01 #8h

Operating Policies

Operating Policies

Language

Language:

Page 667, after line 4, insert:

Request to Amend House Bill 1800, as Introduced

"i. Each public institution of higher education shall provide for a provision for immunity from disciplinary action based on a curfew violation or personal consumption of alcohol or drugs within its institution policy, when disclosure of such violation or personal consumption is made in conjunction with a good faith report of an act of sexual violence."

Explanation:

(This amendment is self-explanatory.)

Chief Patron: Levine

Item 4-1.02 #1h

Appropriations

Withholding of Spending Authority

Language

Language:

Page 668, line 40, strike "Confederate and".

Explanation:

(This amendment removes the reference to care of Confederate graves from the list of exceptions from the governor's authority to withhold spending in the vent of a budget reduction plan approved by the Governor.)

Chief Patron: Miyares

Item 4-2.01 #1h

Revenues

Nongeneral Fund Revenues

Language

Language:

Page 674, line 26, after "provided", insert "(a)".

Page 674, line 28, after "act", insert:

"that in no case in which instruction is provided solely in a virtual format from a remote location shall tuition fixed at a rate exceeds \$2,500 per semester of its equivalent".

Explanation:

(This amendment provides guidance on the setting of tuition for solely virtual formats.)

Chief Patron: Rush

Item 4-2.01 #2h

Revenues

Nongeneral Fund Revenues

Language

Request to Amend House Bill 1800, as Introduced

Language:

Page 674, after line 44, insert:

"e) 1) The requirements for § 4-2.01 b.2.b), as it pertains to nonresident undergraduate students, are waived for new nonresident undergraduate students enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs at Norfolk State University, Virginia State University, the Virginia Military Institute or any public institution with nonresident undergraduate enrollment less than 15 percent.

2) Nonresident students attending an institution and participating on an athletic team may be considered resident students for the purposes of charging tuition and fees."

Explanation:

(This amendment provides out-of-state enrollment flexibility for public institutions of higher education.)

Chief Patron: Krizek

Item 4-6.01 #1h

Special Conditions and Restrictions on Expenditures

Employee Compensation

Language

Language:

Page 704, after line 30, insert:

"10. Notwithstanding any provision of this act, the Board of the Virginia Alcoholic Beverage Control Authority may supplement the salary of its Chief Executive Officer in accordance with § 4.1-101.02. The Board should be guided by criteria, which provide a reasonable limit on the total additional income of the Chief Executive Officer. The criteria should include, without limitation, a consideration of the salaries paid to similar officials in comparable independent agencies. The Board shall report such criteria and potential supplement level to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees at least 60 days prior to the effectuation of the compensation action. The Board shall report approved supplements to the Department of Human Resource Management for retention in its record."

Explanation:

(This amendment includes language authorizing the Board of the Virginia Alcoholic Beverage Control (ABC) Authority to approve a bonus for the ABC's chief executive officers. The proposed language is based on language already included in the budget for the Director of the VRS and the CEO of Virginia College Savings Plan.)

Chief Patron: Price

Item 4-14 #1h

Effective Date

Request to Amend House Bill 1800, as Introduced

Effective Date

Language

Language:

Page 736, after line 32, insert:

12. That § 55.1-1245 of the Code of Virginia is amended and reenacted as follows:

§ 55.1-1245. (Effective until March 1, 2021) Noncompliance with rental agreement; monetary penalty.

A. Except as otherwise provided in this chapter, if there is a material noncompliance by the tenant with the rental agreement or a violation of § 55.1-1227 materially affecting health and safety, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the breach and stating that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice if the breach is not remedied in 21 days and that the rental agreement shall terminate as provided in the notice.

B. If the breach is remediable by repairs or the payment of damages or otherwise and the tenant adequately remedies the breach prior to the date specified in the notice, the rental agreement shall not terminate.

C. If the tenant commits a breach that is not remediable, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the breach and stating that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice. Notwithstanding anything to the contrary, when a breach of the tenant's obligations under this chapter or the rental agreement involves or constitutes a criminal or a willful act that is not remediable and that poses a threat to health or safety, the landlord may terminate the rental agreement immediately and proceed to obtain possession of the premises. For purposes of this subsection, any illegal drug activity involving a controlled substance, as used or defined by the Drug Control Act (§ 54.1-3400 et seq.), or any activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety, by the tenant, an authorized occupant, or a guest or invitee of the tenant shall constitute an immediate nonremediable violation for which the landlord may proceed to terminate the tenancy without the necessity of waiting for a conviction of any criminal offense that may arise out of the same actions. In order to obtain an order of possession from a court of competent jurisdiction terminating the tenancy for illegal drug activity or for any other activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety, the landlord shall prove any such violations by a preponderance of the evidence. However, where the illegal drug activity or any activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety is engaged in by an authorized occupant or a guest or invitee of the tenant, the tenant shall be presumed to have knowledge of such activities unless the presumption is rebutted by a preponderance of the evidence. The initial hearing on the landlord's action for immediate possession of the premises shall be held within 15 calendar days from the date of service on the tenant; however, the court shall order an earlier hearing when emergency conditions are alleged to exist upon the premises that constitute an immediate threat to the health or safety of the other tenants. After the initial hearing, if the matter is scheduled for a subsequent hearing or for a

Request to Amend House Bill 1800, as Introduced

contested trial, the court, to the extent practicable, shall order that the matter be given priority on the court's docket. Such subsequent hearing or contested trial shall be heard no later than 30 calendar days from the date of service on the tenant. During the interim period between the date of the initial hearing and the date of any subsequent hearing or contested trial, the court may afford any further remedy or relief as is necessary to protect the interests of parties to the proceeding or the interests of any other tenant residing on the premises. Failure by the court to hold either of the hearings within the time limits set out in this section shall not be a basis for dismissal of the case.

D. If the tenant is a victim of family abuse as defined in § 16.1-228 that occurred in the dwelling unit or on the premises and the perpetrator is barred from the dwelling unit pursuant to § 55.1-1246 on the basis of information provided by the tenant to the landlord, or by a protective order from a court of competent jurisdiction pursuant to § 16.1-253.1 or 16.1-279.1 or subsection B of § 20-103, the lease shall not terminate solely due to an act of family abuse against the tenant. However, these provisions shall not be applicable if (i) the tenant fails to provide written documentation corroborating the tenant's status as a victim of family abuse and the exclusion from the dwelling unit of the perpetrator no later than 21 days from the alleged offense or (ii) the perpetrator returns to the dwelling unit or the premises, in violation of a bar notice, and the tenant fails to promptly notify the landlord within 24 hours that the perpetrator has returned to the dwelling unit or the premises, unless the tenant proves by a preponderance of the evidence that the tenant had no actual knowledge that the perpetrator violated the bar notice, or it was not possible for the tenant to notify the landlord within 24 hours, in which case the tenant shall promptly notify the landlord, but in no event later than seven days. If the provisions of this subsection are not applicable, the tenant shall remain responsible for the acts of the other co-tenants, authorized occupants, or guests or invitees pursuant to § 55.1-1227 and is subject to termination of the tenancy pursuant to the lease and this chapter.

E. If the tenant has been served with a prior written notice that required the tenant to remedy a breach, and the tenant remedied such breach, where the tenant intentionally commits a subsequent breach of a like nature as the prior breach, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the subsequent breach, make reference to the prior breach of a like nature, and state that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice.

F. For a landlord who owns four or fewer rental dwelling units, if rent is unpaid when due, and the tenant fails to pay rent within 14 days after written notice is served on him notifying the tenant of his nonpayment, and of the landlord's intention to terminate the rental agreement if the rent is not paid within the 14-day period, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251.

For a landlord who owns more than four rental dwelling units or more than a 10 percent interest in more than four rental dwelling units, whether individually or through a business entity, in the Commonwealth, if rent is unpaid when due, the landlord shall serve upon the tenant a written notice informing the tenant of the total amount due and owed. The written notice shall also offer the tenant a payment plan under which the tenant shall be required to pay the total amount due

Request to Amend House Bill 1800, as Introduced

and owed in equal monthly installments over a period of the lesser of six months or the time remaining under the rental agreement. The total amount due and owed under a payment plan shall not include any late fees, and no late fees shall be assessed during any time period in which a tenant is making timely payments under a payment plan. This notice shall also inform the tenant that if the tenant fails to either pay the total amount due and owed or enter into the payment plan offered, or an alternative payment arrangement acceptable to the landlord, within 14 days of receiving the written notice from the landlord, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. If the tenant fails to pay in full or enter into a payment plan with the landlord within 14 days of when the notice is served on him, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. If the tenant enters into a payment plan and after the plan becomes effective, fails to pay any installment required by the plan within 14 days of its due date, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251, provided that he has sent the tenant a new notice advising the tenant that the rental agreement will terminate unless the tenant pays the total amount due and owed as stated on the notice within 14 days of receipt. The option of entering into a payment plan or alternative payment arrangement pursuant to this subsection may only be utilized once during the time period of the rental agreement. Nothing in this subsection shall preclude a tenant from availing himself of any other rights or remedies available to him under the law, nor shall the tenant's eligibility to participate or participation in any rent relief program offered by a nonprofit organization or under the provisions of any federal, state, or local law, regulation, or action prohibit the tenant from taking advantage of the provisions of this subsection.

G. If a check for rent is delivered to the landlord drawn on an account with insufficient funds, or if an electronic funds transfer has been rejected because of insufficient funds or a stop-payment order has been placed in bad faith by the authorizing party, and the tenant fails to pay rent within five days after written notice is served on him notifying the tenant of his nonpayment and of the landlord's intention to terminate the rental agreement if the rent is not paid by cash, cashier's check, certified check, or a completed electronic funds transfer within the five-day period, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. Nothing shall be construed to prevent a landlord from seeking an award of costs or attorney fees under § 8.01-27.1 or civil recovery under § 8.01-27.2, as a part of other damages requested on the unlawful detainer filed pursuant to § 8.01-126, provided that the landlord has given notice in accordance with § 55.1-1202, which notice may be included in the five-day termination notice provided in accordance with this section.

H. Except as otherwise provided in this chapter, the landlord may recover damages and obtain injunctive relief for any noncompliance by the tenant with the rental agreement or § 55.1-1227. In the event of a breach of the rental agreement or noncompliance by the tenant, the landlord shall be entitled to recover from the tenant the following, regardless of whether a lawsuit is filed or an order is obtained from a court: (i) rent due and owing as contracted for in the rental agreement, (ii) other charges and fees as contracted for in the rental agreement, (iii) late charges contracted for in the rental agreement, (iv) reasonable attorney fees as contracted for in the

Request to Amend House Bill 1800, as Introduced

rental agreement or as provided by law, (v) costs of the proceeding as contracted for in the rental agreement or as provided by law only if court action has been filed, and (vi) damages to the dwelling unit or premises as contracted for in the rental agreement.

I. In a case where a lawsuit is pending before the court upon a breach of the rental agreement or noncompliance by the tenant and the landlord prevails, the court shall award a money judgment to the landlord and against the tenant for the relief requested, which may include the following: (i) rent due and owing as of the court date as contracted for in the rental agreement; (ii) other charges and fees as contracted for in the rental agreement; (iii) late charges contracted for in the rental agreement; (iv) reasonable attorney fees as contracted for in the rental agreement or as provided by law, unless in any such action the tenant proves by a preponderance of the evidence that the tenant's failure to pay rent or vacate was reasonable; (v) costs of the proceeding as contracted for in the rental agreement or as provided by law; and (vi) damages to the dwelling unit or premises.

§ 55.1-1245. (Effective March 1, 2021, until July 1, 2021) Noncompliance with rental agreement; monetary penalty.

A. Except as otherwise provided in this chapter, if there is a material noncompliance by the tenant with the rental agreement or a violation of § 55.1-1227 materially affecting health and safety, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the breach and stating that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice if the breach is not remedied in 21 days and that the rental agreement shall terminate as provided in the notice.

B. If the breach is remediable by repairs or the payment of damages or otherwise and the tenant adequately remedies the breach prior to the date specified in the notice, the rental agreement shall not terminate.

C. If the tenant commits a breach that is not remediable, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the breach and stating that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice. Notwithstanding anything to the contrary, when a breach of the tenant's obligations under this chapter or the rental agreement involves or constitutes a criminal or a willful act that is not remediable and that poses a threat to health or safety, the landlord may terminate the rental agreement immediately and proceed to obtain possession of the premises. For purposes of this subsection, any illegal drug activity involving a controlled substance, as used or defined by the Drug Control Act (§ 54.1-3400 et seq.), or any activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety, by the tenant, an authorized occupant, or a guest or invitee of the tenant shall constitute an immediate nonremediable violation for which the landlord may proceed to terminate the tenancy without the necessity of waiting for a conviction of any criminal offense that may arise out of the same actions. In order to obtain an order of possession from a court of competent jurisdiction terminating the tenancy for illegal drug activity or for any other activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety, the landlord shall prove any such violations by a

Request to Amend House Bill 1800, as Introduced

preponderance of the evidence. However, where the illegal drug activity or any activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety is engaged in by an authorized occupant or a guest or invitee of the tenant, the tenant shall be presumed to have knowledge of such activities unless the presumption is rebutted by a preponderance of the evidence. The initial hearing on the landlord's action for immediate possession of the premises shall be held within 15 calendar days from the date of service on the tenant; however, the court shall order an earlier hearing when emergency conditions are alleged to exist upon the premises that constitute an immediate threat to the health or safety of the other tenants. After the initial hearing, if the matter is scheduled for a subsequent hearing or for a contested trial, the court, to the extent practicable, shall order that the matter be given priority on the court's docket. Such subsequent hearing or contested trial shall be heard no later than 30 calendar days from the date of service on the tenant. During the interim period between the date of the initial hearing and the date of any subsequent hearing or contested trial, the court may afford any further remedy or relief as is necessary to protect the interests of parties to the proceeding or the interests of any other tenant residing on the premises. Failure by the court to hold either of the hearings within the time limits set out in this section shall not be a basis for dismissal of the case.

D. If the tenant is a victim of family abuse as defined in § 16.1-228 that occurred in the dwelling unit or on the premises and the perpetrator is barred from the dwelling unit pursuant to § 55.1-1246 on the basis of information provided by the tenant to the landlord, or by a protective order from a court of competent jurisdiction pursuant to § 16.1-253.1 or 16.1-279.1 or subsection B of § 20-103, the lease shall not terminate solely due to an act of family abuse against the tenant. However, these provisions shall not be applicable if (i) the tenant fails to provide written documentation corroborating the tenant's status as a victim of family abuse and the exclusion from the dwelling unit of the perpetrator no later than 21 days from the alleged offense or (ii) the perpetrator returns to the dwelling unit or the premises, in violation of a bar notice, and the tenant fails to promptly notify the landlord within 24 hours that the perpetrator has returned to the dwelling unit or the premises, unless the tenant proves by a preponderance of the evidence that the tenant had no actual knowledge that the perpetrator violated the bar notice, or it was not possible for the tenant to notify the landlord within 24 hours, in which case the tenant shall promptly notify the landlord, but in no event later than seven days. If the provisions of this subsection are not applicable, the tenant shall remain responsible for the acts of the other co-tenants, authorized occupants, or guests or invitees pursuant to § 55.1-1227 and is subject to termination of the tenancy pursuant to the lease and this chapter.

E. If the tenant has been served with a prior written notice that required the tenant to remedy a breach, and the tenant remedied such breach, where the tenant intentionally commits a subsequent breach of a like nature as the prior breach, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the subsequent breach, make reference to the prior breach of a like nature, and state that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice.

F. For a landlord who owns four or fewer rental dwelling units, if rent is unpaid when due, and

Request to Amend House Bill 1800, as Introduced

the tenant fails to pay rent within 14 days after written notice is served on him notifying the tenant of his nonpayment, and of the landlord's intention to terminate the rental agreement if the rent is not paid within the 14-day period, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251.

For a landlord who owns more than four rental dwelling units or more than a 10 percent interest in more than four rental dwelling units, whether individually or through a business entity, in the Commonwealth, if rent is unpaid when due, the landlord shall serve upon the tenant a written notice informing the tenant of the total amount due and owed. The written notice shall also offer the tenant a payment plan under which the tenant shall be required to pay the total amount due and owed in equal monthly installments over a period of the lesser of six months or the time remaining under the rental agreement. The total amount due and owed under a payment plan shall not include any late fees, and no late fees shall be assessed during any time period in which a tenant is making timely payments under a payment plan. This notice shall also inform the tenant that if the tenant fails to either pay the total amount due and owed or enter into the payment plan offered, or an alternative payment arrangement acceptable to the landlord, within 14 days of receiving the written notice from the landlord, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. If the tenant fails to pay in full or enter into a payment plan with the landlord within 14 days of when the notice is served on him, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. If the tenant enters into a payment plan and after the plan becomes effective, fails to pay any installment required by the plan within 14 days of its due date, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251, provided that he has sent the tenant a new notice advising the tenant that the rental agreement will terminate unless the tenant pays the total amount due and owed as stated on the notice within 14 days of receipt. The option of entering into a payment plan or alternative payment arrangement pursuant to this subsection may only be utilized once during the time period of the rental agreement. Nothing in this subsection shall preclude a tenant from availing himself of any other rights or remedies available to him under the law, nor shall the tenant's eligibility to participate or participation in any rent relief program offered by a nonprofit organization or under the provisions of any federal, state, or local law, regulation, or action prohibit the tenant from taking advantage of the provisions of this subsection.

G. If a check for rent is delivered to the landlord drawn on an account with insufficient funds, or if an electronic funds transfer has been rejected because of insufficient funds or a stop-payment order has been placed in bad faith by the authorizing party, and the tenant fails to pay rent within five days after written notice is served on him notifying the tenant of his nonpayment and of the landlord's intention to terminate the rental agreement if the rent is not paid by cash, cashier's check, certified check, or a completed electronic funds transfer within the five-day period, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. Nothing shall be construed to prevent a landlord from seeking an award of costs or attorney fees under § 8.01-27.1 or civil recovery under § 8.01-27.2, as a part of other damages requested on the unlawful detainer filed pursuant to § 8.01-126,

Request to Amend House Bill 1800, as Introduced

provided that the landlord has given notice in accordance with § 55.1-1202, which notice may be included in the five-day termination notice provided in accordance with this section.

H. Except as otherwise provided in this chapter, the landlord may recover damages and obtain injunctive relief for any noncompliance by the tenant with the rental agreement or § 55.1-1227. In the event of a breach of the rental agreement or noncompliance by the tenant, the landlord shall be entitled to recover from the tenant the following, regardless of whether a lawsuit is filed or an order is obtained from a court: (i) rent due and owing as contracted for in the rental agreement, (ii) other charges and fees as contracted for in the rental agreement, (iii) late charges contracted for in the rental agreement, (iv) reasonable attorney fees as contracted for in the rental agreement or as provided by law, (v) costs of the proceeding as contracted for in the rental agreement or as provided by law only if court action has been filed, and (vi) damages to the dwelling unit or premises as contracted for in the rental agreement.

I. In a case where a lawsuit is pending before the court upon a breach of the rental agreement or noncompliance by the tenant and the landlord prevails, the court shall award a money judgment to the landlord and against the tenant for the relief requested, which may include the following: (i) rent due and owing as of the court date as contracted for in the rental agreement; (ii) other charges and fees as contracted for in the rental agreement; (iii) late charges contracted for in the rental agreement; (iv) reasonable attorney fees as contracted for in the rental agreement or as provided by law, unless in any such action the tenant proves by a preponderance of the evidence that the tenant's failure to pay rent or vacate was reasonable; (v) costs of the proceeding as contracted for in the rental agreement or as provided by law; and (vi) damages to the dwelling unit or premises.

J. 1. A landlord who owns more than four rental dwelling units or more than a 10 percent interest in more than four rental dwelling units, whether individually or through a business entity, in the Commonwealth, shall not take any adverse action, as defined in 15 U.S.C. § 1681a(k), against an applicant for tenancy based solely on payment history or an eviction for nonpayment of rent that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency declared by the Governor related to the COVID-19 pandemic.

2. If such a landlord denies an applicant for tenancy, then the landlord shall provide to the applicant written notice of the denial and of the applicant's right to assert that his failure to qualify was based upon payment history or an eviction based on nonpayment of rent that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency related to the COVID-19 pandemic. The written notice of denial shall include the statewide legal aid telephone number and website address and shall inform the applicant that he must assert his right to challenge the denial within seven days of the postmark date. If the landlord does not receive a response from the applicant within seven days of the postmark date, the landlord may proceed. If, in addition to the written notice, the landlord provides notice to the applicant by electronic or telephonic means using an email address, telephone number, or other contact information provided by the applicant informing the applicant of his denial and right to assert that his failure to qualify was based

Request to Amend House Bill 1800, as Introduced

upon payment history or an eviction based on nonpayment of rent that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency related to the COVID-19 pandemic and the tenant does not make such assertion that the failure to qualify was the result of such payment history or eviction prior to the close of business on the next business day, the landlord may proceed. The landlord must be able to validate the date and time that any communication sent by electronic or telephonic means was sent to the applicant. If a landlord does receive a response from the applicant asserting such a right, and the landlord relied upon a consumer or tenant screening report, the landlord shall make a good faith effort to contact the generator of the report to ascertain whether such determination was due solely to the applicant for tenancy's payment history or an eviction for nonpayment that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency declared by the Governor related to the COVID-19 pandemic. If the landlord does not receive a response from the generator of the report within three business days of requesting the information, the landlord may proceed with using the information from the report without additional action.

3. If such a landlord does not comply with the provisions of this subsection, the applicant for tenancy may recover statutory damages of \$1,000, along with attorney fees.

§ 55.1-1245. (Effective July 1, 2021, until the later of July 1, 2028, or seven years after the COVID-19 pandemic state of emergency expires) Noncompliance with rental agreement; monetary penalty.

A. Except as otherwise provided in this chapter, if there is a material noncompliance by the tenant with the rental agreement or a violation of § 55.1-1227 materially affecting health and safety, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the breach and stating that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice if the breach is not remedied in 21 days and that the rental agreement shall terminate as provided in the notice.

B. If the breach is remediable by repairs or the payment of damages or otherwise and the tenant adequately remedies the breach prior to the date specified in the notice, the rental agreement shall not terminate.

C. If the tenant commits a breach that is not remediable, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the breach and stating that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice. Notwithstanding anything to the contrary, when a breach of the tenant's obligations under this chapter or the rental agreement involves or constitutes a criminal or a willful act that is not remediable and that poses a threat to health or safety, the landlord may terminate the rental agreement immediately and proceed to obtain possession of the premises. For purposes of this subsection, any illegal drug activity involving a controlled substance, as used or defined by the Drug Control Act (§ 54.1-3400 et seq.), or any activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety, by the tenant, an authorized occupant, or a guest or invitee of the tenant shall constitute an immediate nonremediable violation for which

Request to Amend House Bill 1800, as Introduced

the landlord may proceed to terminate the tenancy without the necessity of waiting for a conviction of any criminal offense that may arise out of the same actions. In order to obtain an order of possession from a court of competent jurisdiction terminating the tenancy for illegal drug activity or for any other activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety, the landlord shall prove any such violations by a preponderance of the evidence. However, where the illegal drug activity or any activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety is engaged in by an authorized occupant or a guest or invitee of the tenant, the tenant shall be presumed to have knowledge of such activities unless the presumption is rebutted by a preponderance of the evidence. The initial hearing on the landlord's action for immediate possession of the premises shall be held within 15 calendar days from the date of service on the tenant; however, the court shall order an earlier hearing when emergency conditions are alleged to exist upon the premises that constitute an immediate threat to the health or safety of the other tenants. After the initial hearing, if the matter is scheduled for a subsequent hearing or for a contested trial, the court, to the extent practicable, shall order that the matter be given priority on the court's docket. Such subsequent hearing or contested trial shall be heard no later than 30 calendar days from the date of service on the tenant. During the interim period between the date of the initial hearing and the date of any subsequent hearing or contested trial, the court may afford any further remedy or relief as is necessary to protect the interests of parties to the proceeding or the interests of any other tenant residing on the premises. Failure by the court to hold either of the hearings within the time limits set out in this section shall not be a basis for dismissal of the case.

D. If the tenant is a victim of family abuse as defined in § 16.1-228 that occurred in the dwelling unit or on the premises and the perpetrator is barred from the dwelling unit pursuant to § 55.1-1246 on the basis of information provided by the tenant to the landlord, or by a protective order from a court of competent jurisdiction pursuant to § 16.1-253.1 or 16.1-279.1 or subsection B of § 20-103, the lease shall not terminate solely due to an act of family abuse against the tenant. However, these provisions shall not be applicable if (i) the tenant fails to provide written documentation corroborating the tenant's status as a victim of family abuse and the exclusion from the dwelling unit of the perpetrator no later than 21 days from the alleged offense or (ii) the perpetrator returns to the dwelling unit or the premises, in violation of a bar notice, and the tenant fails to promptly notify the landlord within 24 hours that the perpetrator has returned to the dwelling unit or the premises, unless the tenant proves by a preponderance of the evidence that the tenant had no actual knowledge that the perpetrator violated the bar notice, or it was not possible for the tenant to notify the landlord within 24 hours, in which case the tenant shall promptly notify the landlord, but in no event later than seven days. If the provisions of this subsection are not applicable, the tenant shall remain responsible for the acts of the other co-tenants, authorized occupants, or guests or invitees pursuant to § 55.1-1227 and is subject to termination of the tenancy pursuant to the lease and this chapter.

E. If the tenant has been served with a prior written notice that required the tenant to remedy a breach, and the tenant remedied such breach, where the tenant intentionally commits a subsequent breach of a like nature as the prior breach, the landlord may serve a written notice

Request to Amend House Bill 1800, as Introduced

on the tenant specifying the acts and omissions constituting the subsequent breach, make reference to the prior breach of a like nature, and state that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice.

F. ~~¶~~ *For a landlord who owns four or fewer rental dwelling units, if rent is unpaid when due, and the tenant fails to pay rent within five days after written notice is served on him notifying the tenant of his nonpayment, and of the landlord's intention to terminate the rental agreement if the rent is not paid within the ~~five-day~~ 14- day period, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251.*

For a landlord who owns more than four rental dwelling units or more than a 10 percent interest in more than four rental dwelling units, whether individually or through a business entity, in the Commonwealth, if rent is unpaid when due, the landlord shall serve upon the tenant a written notice informing the tenant of the total amount due and owed. The written notice shall also offer the tenant a payment plan under which the tenant shall be required to pay the total amount due and owed in equal monthly installments over a period of the lesser of six months or the time remaining under the rental agreement. The total amount due and owed under a payment plan shall not include any late fees, and no late fees shall be assessed during any time period in which a tenant is making timely payments under a payment plan. This notice shall also inform the tenant that if the tenant fails to either pay the total amount due and owed or enter into the payment plan offered, or an alternative payment arrangement acceptable to the landlord, within 14 days of receiving the written notice from the landlord, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. If the tenant fails to pay in full or enter into a payment plan with the landlord within 14 days of when the notice is served on him, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. If the tenant enters into a payment plan and after the plan becomes effective, fails to pay any installment required by the plan within 14 days of its due date, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251, provided that he has sent the tenant a new notice advising the tenant that the rental agreement will terminate unless the tenant pays the total amount due and owed as stated on the notice within 14 days of receipt. The option of entering into a payment plan or alternative payment arrangement pursuant to this subsection may only be utilized once during the time period of the rental agreement. Nothing in this subsection shall preclude a tenant from availing himself of any other rights or remedies available to him under the law, nor shall the tenant's eligibility to participate or participation in any rent relief program offered by a nonprofit organization or under the provisions of any federal, state, or local law, regulation, or action prohibit the tenant from taking advantage of the provisions of this subsection.

G. If a check for rent is delivered to the landlord drawn on an account with insufficient funds, or if an electronic funds transfer has been rejected because of insufficient funds or a stop-payment order has been placed in bad faith by the authorizing party, and the tenant fails to pay rent within five days after written notice is served on him notifying the tenant of his nonpayment and of the landlord's intention to terminate the rental agreement if the rent is not paid by cash,

Request to Amend House Bill 1800, as Introduced

cashier's check, certified check, or a completed electronic funds transfer within the five-day period, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. Nothing shall be construed to prevent a landlord from seeking an award of costs or attorney fees under § 8.01-27.1 or civil recovery under § 8.01-27.2, as a part of other damages requested on the unlawful detainer filed pursuant to § 8.01-126, provided that the landlord has given notice in accordance with § 55.1-1202, which notice may be included in the five-day termination notice provided in accordance with this section.

G. H. Except as otherwise provided in this chapter, the landlord may recover damages and obtain injunctive relief for any noncompliance by the tenant with the rental agreement or § 55.1-1227. In the event of a breach of the rental agreement or noncompliance by the tenant, the landlord shall be entitled to recover from the tenant the following, regardless of whether a lawsuit is filed or an order is obtained from a court: (i) rent due and owing as contracted for in the rental agreement, (ii) other charges and fees as contracted for in the rental agreement, (iii) late charges contracted for in the rental agreement, (iv) reasonable attorney fees as contracted for in the rental agreement or as provided by law, (v) costs of the proceeding as contracted for in the rental agreement or as provided by law only if court action has been filed, and (vi) damages to the dwelling unit or premises as contracted for in the rental agreement.

H. I. In a case where a lawsuit is pending before the court upon a breach of the rental agreement or noncompliance by the tenant and the landlord prevails, the court shall award a money judgment to the landlord and against the tenant for the relief requested, which may include the following: (i) rent due and owing as of the court date as contracted for in the rental agreement; (ii) other charges and fees as contracted for in the rental agreement; (iii) late charges contracted for in the rental agreement; (iv) reasonable attorney fees as contracted for in the rental agreement or as provided by law, unless in any such action the tenant proves by a preponderance of the evidence that the tenant's failure to pay rent or vacate was reasonable; (v) costs of the proceeding as contracted for in the rental agreement or as provided by law; and (vi) damages to the dwelling unit or premises.

F. J. 1. A landlord who owns more than four rental dwelling units or more than a 10 percent interest in more than four rental dwelling units, whether individually or through a business entity, in the Commonwealth, shall not take any adverse action, as defined in 15 U.S.C. § 1681a(k), against an applicant for tenancy based solely on payment history or an eviction for nonpayment of rent that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency declared by the Governor related to the COVID-19 pandemic.

2. If such a landlord denies an applicant for tenancy, then the landlord shall provide to the applicant written notice of the denial and of the applicant's right to assert that his failure to qualify was based upon payment history or an eviction based on nonpayment of rent that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency related to the COVID-19 pandemic. The written notice of denial shall include the statewide legal aid telephone number and website address and shall inform the applicant that he must assert his right to challenge the denial within

Request to Amend House Bill 1800, as Introduced

seven days of the postmark date. If the landlord does not receive a response from the applicant within seven days of the postmark date, the landlord may proceed. If, in addition to the written notice, the landlord provides notice to the applicant by electronic or telephonic means using an email address, telephone number, or other contact information provided by the applicant informing the applicant of his denial and right to assert that his failure to qualify was based upon payment history or an eviction based on nonpayment of rent that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency related to the COVID-19 pandemic and the tenant does not make such assertion that the failure to qualify was the result of such payment history or eviction prior to the close of business on the next business day, the landlord may proceed. The landlord must be able to validate the date and time that any communication sent by electronic or telephonic means was sent to the applicant. If a landlord does receive a response from the applicant asserting such a right, and the landlord relied upon a consumer or tenant screening report, the landlord shall make a good faith effort to contact the generator of the report to ascertain whether such determination was due solely to the applicant for tenancy's payment history or an eviction for nonpayment that occurred during the period beginning on March 12, 2020, and ending 30 days after the expiration or revocation of any state of emergency declared by the Governor related to the COVID-19 pandemic. If the landlord does not receive a response from the generator of the report within three business days of requesting the information, the landlord may proceed with using the information from the report without additional action.

3. If such a landlord does not comply with the provisions of this subsection, the applicant for tenancy may recover statutory damages of \$1,000, along with attorney fees.

§ 55.1-1245. (Effective the later of July 1, 2028, or 7 years after the COVID-19 pandemic state of emergency expires) Noncompliance with rental agreement; monetary penalty.

A. Except as otherwise provided in this chapter, if there is a material noncompliance by the tenant with the rental agreement or a violation of § 55.1-1227 materially affecting health and safety, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the breach and stating that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice if the breach is not remedied in 21 days and that the rental agreement shall terminate as provided in the notice.

B. If the breach is remediable by repairs or the payment of damages or otherwise and the tenant adequately remedies the breach prior to the date specified in the notice, the rental agreement shall not terminate.

C. If the tenant commits a breach that is not remediable, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the breach and stating that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice. Notwithstanding anything to the contrary, when a breach of the tenant's obligations under this chapter or the rental agreement involves or constitutes a criminal or a willful act that is not remediable and that poses a threat to health or safety, the landlord may terminate the rental agreement immediately and proceed to obtain possession of the premises. For purposes of this

Request to Amend House Bill 1800, as Introduced

subsection, any illegal drug activity involving a controlled substance, as used or defined by the Drug Control Act (§ 54.1-3400 et seq.), or any activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety, by the tenant, an authorized occupant, or a guest or invitee of the tenant shall constitute an immediate nonremediable violation for which the landlord may proceed to terminate the tenancy without the necessity of waiting for a conviction of any criminal offense that may arise out of the same actions. In order to obtain an order of possession from a court of competent jurisdiction terminating the tenancy for illegal drug activity or for any other activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety, the landlord shall prove any such violations by a preponderance of the evidence. However, where the illegal drug activity or any activity that involves or constitutes a criminal or willful act that also poses a threat to health and safety is engaged in by an authorized occupant or a guest or invitee of the tenant, the tenant shall be presumed to have knowledge of such activities unless the presumption is rebutted by a preponderance of the evidence. The initial hearing on the landlord's action for immediate possession of the premises shall be held within 15 calendar days from the date of service on the tenant; however, the court shall order an earlier hearing when emergency conditions are alleged to exist upon the premises that constitute an immediate threat to the health or safety of the other tenants. After the initial hearing, if the matter is scheduled for a subsequent hearing or for a contested trial, the court, to the extent practicable, shall order that the matter be given priority on the court's docket. Such subsequent hearing or contested trial shall be heard no later than 30 calendar days from the date of service on the tenant. During the interim period between the date of the initial hearing and the date of any subsequent hearing or contested trial, the court may afford any further remedy or relief as is necessary to protect the interests of parties to the proceeding or the interests of any other tenant residing on the premises. Failure by the court to hold either of the hearings within the time limits set out in this section shall not be a basis for dismissal of the case.

D. If the tenant is a victim of family abuse as defined in § 16.1-228 that occurred in the dwelling unit or on the premises and the perpetrator is barred from the dwelling unit pursuant to § 55.1-1246 on the basis of information provided by the tenant to the landlord, or by a protective order from a court of competent jurisdiction pursuant to § 16.1-253.1 or 16.1-279.1 or subsection B of § 20-103, the lease shall not terminate solely due to an act of family abuse against the tenant. However, these provisions shall not be applicable if (i) the tenant fails to provide written documentation corroborating the tenant's status as a victim of family abuse and the exclusion from the dwelling unit of the perpetrator no later than 21 days from the alleged offense or (ii) the perpetrator returns to the dwelling unit or the premises, in violation of a bar notice, and the tenant fails to promptly notify the landlord within 24 hours that the perpetrator has returned to the dwelling unit or the premises, unless the tenant proves by a preponderance of the evidence that the tenant had no actual knowledge that the perpetrator violated the bar notice, or it was not possible for the tenant to notify the landlord within 24 hours, in which case the tenant shall promptly notify the landlord, but in no event later than seven days. If the provisions of this subsection are not applicable, the tenant shall remain responsible for the acts of the other co-tenants, authorized occupants, or guests or invitees pursuant to § 55.1-1227 and is subject to

Request to Amend House Bill 1800, as Introduced

termination of the tenancy pursuant to the lease and this chapter.

E. If the tenant has been served with a prior written notice that required the tenant to remedy a breach, and the tenant remedied such breach, where the tenant intentionally commits a subsequent breach of a like nature as the prior breach, the landlord may serve a written notice on the tenant specifying the acts and omissions constituting the subsequent breach, make reference to the prior breach of a like nature, and state that the rental agreement will terminate upon a date not less than 30 days after receipt of the notice.

F. ~~¶~~ *For a landlord who owns four or fewer rental dwelling units, if rent is unpaid when due, and the tenant fails to pay rent within five days after written notice is served on him notifying the tenant of his nonpayment, and of the landlord's intention to terminate the rental agreement if the rent is not paid within the five-day-14-day period, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251.*

For a landlord who owns more than four rental dwelling units or more than a 10 percent interest in more than four rental dwelling units, whether individually or through a business entity, in the Commonwealth, if rent is unpaid when due, the landlord shall serve upon the tenant a written notice informing the tenant of the total amount due and owed. The written notice shall also offer the tenant a payment plan under which the tenant shall be required to pay the total amount due and owed in equal monthly installments over a period of the lesser of six months or the time remaining under the rental agreement. The total amount due and owed under a payment plan shall not include any late fees, and no late fees shall be assessed during any time period in which a tenant is making timely payments under a payment plan. This notice shall also inform the tenant that if the tenant fails to either pay the total amount due and owed or enter into the payment plan offered, or an alternative payment arrangement acceptable to the landlord, within 14 days of receiving the written notice from the landlord, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. If the tenant fails to pay in full or enter into a payment plan with the landlord within 14 days of when the notice is served on him, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. If the tenant enters into a payment plan and after the plan becomes effective, fails to pay any installment required by the plan within 14 days of its due date, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251, provided that he has sent the tenant a new notice advising the tenant that the rental agreement will terminate unless the tenant pays the total amount due and owed as stated on the notice within 14 days of receipt. The option of entering into a payment plan or alternative payment arrangement pursuant to this subsection may only be utilized once during the time period of the rental agreement. Nothing in this subsection shall preclude a tenant from availing himself of any other rights or remedies available to him under the law, nor shall the tenant's eligibility to participate or participation in any rent relief program offered by a nonprofit organization or under the provisions of any federal, state, or local law, regulation, or action prohibit the tenant from taking advantage of the provisions of this subsection.

G. If a check for rent is delivered to the landlord drawn on an account with insufficient funds, or

Request to Amend House Bill 1800, as Introduced

if an electronic funds transfer has been rejected because of insufficient funds or a stop-payment order has been placed in bad faith by the authorizing party, and the tenant fails to pay rent within five days after written notice is served on him notifying the tenant of his nonpayment and of the landlord's intention to terminate the rental agreement if the rent is not paid by cash, cashier's check, certified check, or a completed electronic funds transfer within the five-day period, the landlord may terminate the rental agreement and proceed to obtain possession of the premises as provided in § 55.1-1251. Nothing shall be construed to prevent a landlord from seeking an award of costs or attorney fees under § 8.01-27.1 or civil recovery under § 8.01-27.2, as a part of other damages requested on the unlawful detainer filed pursuant to § 8.01-126, provided that the landlord has given notice in accordance with § 55.1-1202, which notice may be included in the five-day termination notice provided in accordance with this section.

Ⓔ. *H.* Except as otherwise provided in this chapter, the landlord may recover damages and obtain injunctive relief for any noncompliance by the tenant with the rental agreement or § 55.1-1227. In the event of a breach of the rental agreement or noncompliance by the tenant, the landlord shall be entitled to recover from the tenant the following, regardless of whether a lawsuit is filed or an order is obtained from a court: (i) rent due and owing as contracted for in the rental agreement, (ii) other charges and fees as contracted for in the rental agreement, (iii) late charges contracted for in the rental agreement, (iv) reasonable attorney fees as contracted for in the rental agreement or as provided by law, (v) costs of the proceeding as contracted for in the rental agreement or as provided by law only if court action has been filed, and (vi) damages to the dwelling unit or premises as contracted for in the rental agreement.

Ⓕ. *I.* In a case where a lawsuit is pending before the court upon a breach of the rental agreement or noncompliance by the tenant and the landlord prevails, the court shall award a money judgment to the landlord and against the tenant for the relief requested, which may include the following: (i) rent due and owing as of the court date as contracted for in the rental agreement; (ii) other charges and fees as contracted for in the rental agreement; (iii) late charges contracted for in the rental agreement; (iv) reasonable attorney fees as contracted for in the rental agreement or as provided by law, unless in any such action the tenant proves by a preponderance of the evidence that the tenant's failure to pay rent or vacate was reasonable; (v) costs of the proceeding as contracted for in the rental agreement or as provided by law; and (vi) damages to the dwelling unit or premises.

Page 736, line 33, strike "12" and insert "13".

Page 736, line 35, strike "13" and insert "14".

Page 736, line 35, strike "and" and after "eleventh" insert:
"and twelfth".

Explanation:

(This amendment removes the sunset date of July 1, 2021 from House Bill 5064 passed in the 2020 General Assembly, Special Session I.)

Request to Amend House Bill 1800, as Introduced

Chief Patron: Aird

Item 4-14 #2h

Effective Date

Effective Date

Language

Language:

Page 728, strike lines 56 through 60.

Page 729, strike lines 1 through 20, and insert:

"3. If rent is unpaid when due, or if a payment under the terms of a payment plan is unpaid when due, the landlord shall, pursuant to § 55.1-1202, serve a written notice on the tenant that informs the tenant of the Virginia Rent and Mortgage Relief Program and provides the website address and statewide telephone number for that program. The written notice shall also provide information on how to reach 2-1-1 Virginia to determine whether there are any other available federal, state and local rent relief programs. The written notice shall also inform the tenant that the landlord shall apply for rental assistance on the tenant's behalf within 14 days of serving the notice on the tenant, unless the tenant pays in full, enters into a payment plan or informs the landlord that they have already applied for rental assistance. The landlord shall apply for rental assistance on behalf of the tenant no later than 14 days after serving the written notice on the tenant, unless they receive the full amount owed by the tenant or confirmation from the tenant that the tenant has applied for rental assistance before the 14th day, or they have entered into a payment plan with the tenant. If the tenant has applied for rental assistance, the landlord shall cooperate with the tenant's application, by providing all information and documentation required to complete the application, including but not limited to the W-9 IRS form and any supporting affidavits. If a tenant who has not paid in full or entered into a payment plan with the landlord within 14 days after the written notice is served refuses to apply for rental assistance and also refuses to cooperate with the landlord in providing information and documentation required to complete the application made by the landlord, or if such tenant is determined ineligible for rental assistance, or there are no longer funds available through any federal, state or local rental assistance program, the landlord may take action to obtain possession of the tenant's dwelling unit as provided in § 55.1-1251."

Page 729, strike lines 28 through 30, and insert:

"f. Nothing in this section shall void any judgment for possession validly obtained by a landlord prior to November 18, 2020; however, a landlord shall not initiate, maintain, or advance any legal process to obtain possession of a dwelling unit for non-payment of the rent unless the landlord complies with the provisions of this § 8."

Explanation:

(This amendment redrafts the language included in Chapter 56, 2020 Special Session I, Acts of Assembly to clarify the requirements for landlords and tenants to apply for rental assistance prior to any evictions related action occurring. It additionally removes the 45 day deadline for approval of a pending application due to \$568 million in federal funding anticipated for rental assistance.)

Request to Amend House Bill 1800, as Introduced
