

February 22, 2022 - Amendments to SB 29, As Introduced

Item 0 #1s

Revenues

Revenues Language

Language:

Page 1, strike lines 29-47.

Page 2, strike lines 1-10 and insert:

	"First Year	Second Year	Total
Unreserved Beginning Balance	\$2,874,058,799	\$0 \$3,832,170,867	\$2,874,058,799 \$6,706,229,666
Additions to Balance	(\$1,278,580,333)	\$29,850,000 (\$2,606,657,808)	(\$1,248,730,333) (\$3,885,238,141)
Official Revenue Estimates	\$22,320,832,509	\$22,899,142,814 \$27,156,300,000	\$45,219,975,323 \$49,477,132,509
Transfer	\$695,527,155	\$682,417,349 \$758,925,948	\$1,377,944,504 \$1,454,453,103
Total General Fund Resources Available for Appropriation	\$24,611,838,130	\$23,611,410,163 \$29,140,739,007	\$48,223,248,293 \$53,752,577,137

	First Year	Second Year	Total
Balance, June 30, 2020	\$6,915,611,972	\$0	\$6,915,611,972
Official Revenue Estimates	\$39,150,326,908	\$40,085,094,957 \$52,461,733,745	\$79,235,421,865 \$91,612,060,653
Lottery Proceeds Fund	\$708,231,123	\$690,903,334 \$843,361,811	\$1,399,134,457 \$1,551,592,934
Internal Service Fund	\$2,127,455,883	\$2,293,917,698	\$4,421,373,581
Bond Proceeds	\$2,729,883,162	\$244,775,137	\$2,974,658,299
Total Nongeneral Fund Revenues Available for Appropriation	\$51,631,509,048	\$43,314,691,126 \$55,843,788,391	\$94,946,200,174 \$107,475,297,439
Total Projected Revenue	\$76,243,347,178	\$66,296,101,289 \$84,984,527,398	\$143,169,448,467 \$161,227,874,576

Explanation:

(This amendment modifies the front page to reflect changes to resources as adopted by the Senate Finance and Appropriations Committee.)

	Item 5 #1s	
Legislative Department	FY20-21	FY21-22
Division of Legislative Automated Systems	\$0	\$1,200,158 GF

Language:

Page 4, line 7, strike "\$5,916,457" and insert "\$7,116,615".

Page 12, after line 11, insert:

"E. Out of the amounts included in this Item, \$1,200,158 the second year from the general fund is provided for information systems and operational needs for the Division of Legislative Automated Systems."

Explanation:

(This amendment provides funding in FY 2022 for information system infrastructure, security, and agency operational costs.)

	Item 32 #1s	
Legislative Department	FY20-21	FY21-22
Joint Legislative Audit and Review Commission	\$0	\$100,000 GF

Language:

Page 5, line 12, strike "\$5,701,520" and insert "\$5,801,520".

Explanation:

(This amendment provides \$100,000 GF in FY 2022 to cover costs associated with a Joint Legislative Audit and Review Commission review of election governance in the Commonwealth pursuant to SJ 33, contingent on its final passage.)

Item 57 #1s

Executive Offices	FY20-21	FY21-22	
Attorney General and Department of Law	\$0 0.00	\$284,636 13.00	GF FTE

Language:

Page 10, line 8, strike "\$42,263,262" and insert "\$42,547,898".

Explanation:

(This amendment provides \$284,636 GF and 13.00 FTEs in FY 2022 to reflect the prorated cost of phasing in attorney and support staff positions to address increased appeals case workloads.)

Item 68 #1s

Administration

Compensation Board

Language

Language:

Page 265, after line 49, insert:

"a. Notwithstanding Chapter 1, 2021 Special Session II, Acts of Assembly, and Item 479.20, subdivision B.2.s.2) of this act, any locality that provides a bonus or salary increase equal to or greater than \$3,000 shall satisfy the requirements of this paragraph."

Explanation:

(This amendment includes language that would allow localities that provide either a one-time bonus or a salary increase equal to or greater than a \$3,000 bonus for state-supported sworn officers of sheriffs' departments and regional jails shall satisfy the requirement of the paragraph.)

Item 92 #1s

Administration

Virginia Information Technologies Agency

Language

Language:

Page 22, strike line 42.

THIS AMENDMENT IS WRITTEN TO CHAPTER 552

Page 98, after paragraph E.2. insert:

"F. The Virginia Information Technologies Agency (VITA) shall take the necessary steps to

obtain and use the cybersecurity grant funding that is available to Virginia under the State and Local Cybersecurity Improvement Act subtitle of the Infrastructure Investment and Jobs Act of 2021, P.L. 117-58.

1. VITA shall establish and identify candidates for appointment by the Governor to a planning committee that includes members from: (i) state government; counties, cities, and towns; and institutions of public education and health within Virginia; and (ii) suburban, rural, and high-population jurisdictions. At least half, and as many as practicable, of planning committee members shall have substantial professional experience in cybersecurity or information technology. The Chief Information Officer of the Commonwealth or the Chief Information Security Officer as designee, shall be the chair of the planning committee. The planning committee shall be supported by VITA as necessary and appropriate to carry out its responsibilities.
2. In compliance with the federal requirements, VITA shall develop a cybersecurity plan, present such plan to the planning committee for approval, and submit such plan to the appropriate federal officials.
3. VITA shall propose priorities for grant funding for the planning committee's consideration and approval.
4. VITA shall approve, manage, and allocate grant funding once received, ensuring that the grants are within the priorities approved by the planning committee, maximizing the benefit from the funding received, and working with the Department of the Treasury as appropriate. To the extent permitted, VITA may use a portion of the grant funding for direct support and administration expenses.
5. VITA shall report on the grant funding as required and shall provide copies of such reports to the House Appropriations Committee and the Senate Finance and Appropriations Committee.

Explanation:

(This amendment adds language directing the Virginia Information Technologies Agency to take the steps necessary to obtain federal cybersecurity grant funding, comply with federal guidelines, and develop a related planning committee. This item will be set out upon enrolling.)

	Item 111.10 #1s	
Commerce and Trade	FY20-21	FY21-22
Secretary of Labor	\$0	\$500,000 GF

Language:

Page 27, line 4, strike "\$599,192" and insert "\$1,099,192".

Page 27, line 4, strike "Not set out." and insert:

Amendment Drawn to Chapter 552

Page 116, after line 56, insert:

"F.1 The Secretary of Labor shall prioritize improvements and modernization of the Virginia Employment Commission (VEC) as outlined in the November 2021 JLARC Report,

"Operations and Performance of the Virginia Employment Commission," including an analysis of the report's 40 recommendations and 10 policy options. Emphasis shall be placed on improving customer service and interactions with the public in the immediate time frame while still dealing with pandemic-related issues and long-range plans to improve the transparency of processes and services. Additional focus shall be placed on (i) overall funding and management of the Unemployment Insurance (UI) trust; (ii) reviewing benefit levels for income replacement; (iii) ensuring appropriate staffing levels and well-trained personnel; and (iv) addressing technology needs. The current backlog of 2020 and 2021 claims shall be expedited for resolution immediately, including but not limited to resolving any outstanding claims; accounting for overpayments or inappropriate payments; and improving processes to prevent fraud and better identify valid claims.

2. The Secretary of Labor shall competitively procure a national firm with expertise in evaluating the efficiency of an organization's staffing structure, delegation of staff duties, and work processes to conduct a comprehensive efficiency review of the UI operations of the Virginia Employment Commission to (i) identify specific actions that could be taken to improve the efficiency of VEC's UI operations, including through more efficient and effective use of staff and technology; (ii) recommend improvements to the agency's staffing and workflows to most effectively use existing federal funding for UI operations; and (iii) determine whether current funding is adequate to ensure effective UI operations. The Secretary shall issue an interim report of its findings and recommendations to the General Assembly no later than December 1, 2022, and a final report no later than September 1, 2023."

Explanation:

(This amendment provides funding for the Secretary of Labor to competitively procure a comprehensive efficiency review of the operations of the Virginia Employment Commission consistent with Recommendation 1 of the JLARC Report, "Operations and Performance of the Virginia Employment Commission," from November 2021.)

	Item 112 #1s	
Commerce and Trade	FY20-21	FY21-22
Economic Development Incentive Payments	\$0	\$15,000,000 GF

Language:

Page 27, line 8, strike "\$79,585,483" and insert "\$94,585,483".

Page 30, after line 25, insert:

"S. Out of the amounts in this item, \$15,000,000 the second year from the general fund shall be provided to the City of Richmond for expenses related to public infrastructure improvements, including commuter access and parking, pedestrian access, roadway and traffic improvements, safety enhancements, site preparation, and utilities."

Explanation:

(This amendment provides \$15.0 million GF to the City of Richmond for expenses related to public infrastructure improvements, safety enhancements, and site preparation expenses associated with the incentive package for the CoStar Group approved by the MEI Commission in December 2021.)

	Item 112 #2s	
Commerce and Trade	FY20-21	FY21-22
Economic Development Incentive Payments	\$0	\$1,427,000 GF

Language:

Page 27, line 8, strike "\$79,585,483" and insert "\$81,012,483".

Page 30, after line 25, insert:

"S. Out of the amounts in this Item, \$1,427,000 the second year from the general fund shall be provided to the Virginia Economic Development Partnership Authority as supplemental funding for expenses related to the provision of recruitment and training services through the Authority's Virginia Talent Accelerator Program for the benefit of the operators of a nitrile butadiene rubber production plant and a medical-grade glove manufacturing facility slated for development in Progress Park in the County of Wythe. These services will support the recruitment and training for up to 2,464 new jobs through 2026. These services are in addition to the services that the Authority expects to provide through the Virginia Talent Accelerator Program to other businesses around the Commonwealth as funded through Item 130 J."

Explanation:

(This amendment provides \$1.4 million GF in FY 2022 to the Virginia Talent Accelerator Program to establish a nitrile glove manufacturing training program as part of the incentive package for Blue Star, approved by the MEI Commission in December 2022. A companion amendment to SB 30 is also included that will provide an additional \$1.3 million GF in the next biennium.)

	Item 112 #3s	
Commerce and Trade	FY20-21	FY21-22
Economic Development Incentive Payments	\$0	\$100,000,000 GF

Language:

Page 27, line 8, strike "\$79,585,483" and insert "\$179,585,483".

Page 30, after line 25, insert:

"S. Out of the appropriation in this Item, \$100,000,000 the second year shall be deposited to the Virginia Business Ready Sites Program for grants to eligible political subdivisions for the development or redevelopment of an eligible industrial site for the purpose of creating and maintaining a portfolio of project-ready sites to promote economic development in all regions of the Commonwealth. Of these amounts, 50 percent shall be reserved for specific projects in each region on the basis of a region's share of industrial employment; and 50 percent shall be competitively awarded on the basis of expected economic impact and outcomes without regard to a region's share of industrial employment. Any funding remaining at the end of the fiscal year shall not revert to the general fund."

Explanation:

(This amendment is part of a series of amendments that transfers a proposed deposit of \$150.0 million GF for the Virginia Business Ready Sites Program from the Virginia Economic Development Partnership to the Item for Economic Development Incentive Payments to ensure the entire amount is made available for grants to eligible political subdivisions. A companion amendment to SB 30 provides \$25.0 million GF in both years of the next biennium.)

Item 130 #1s

Commerce and Trade	FY20-21	FY21-22	
Virginia Economic Development Partnership	\$0	(\$150,000,000)	GF

Language:

Page 32, line 28, strike "\$193,752,309" and insert "\$43,752,309".

Page 33, line 48, unstrike "\$5,562,500" strike "\$155,562,500".

Explanation:

(This amendment is part of a series of amendments that transfers the proposed deposit of \$150.0 million for the Virginia Business Ready Sites Program from the Virginia Economic Development Partnership to the Item for Economic Development Incentive Payments to ensure that the proposed new funding is used solely for grants to eligible political subdivisions. Base funding for the sites characterization program and administrative expenses of \$5.6 million GF are retained at VEDP and continued in the next biennium.)

Item 145 #1s

Education

Direct Aid to Public Education	Language
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Language:

Page 91, after line 1, insert:

"48. ARPA Pandemic Bonus Payment

Item 479.20 includes \$137,407,707 the second year from distributions of the federal State and Local Recovery Fund (SLRF) pursuant to the American Rescue Plan Act of 2021 (ARPA) for a one-time pandemic bonus payment equal to 1.9 percent of base pay on June 1, 2022, for funded SOQ instructional and support positions and Academic Year Governor's School instructional and support positions. This represents approximately a \$1,000 bonus per position.

a. Of this amount, \$137,068,450 the second year is provided for the state share of a one-time bonus payment equal to 1.9 percent of base pay on June 1, 2022, for funded SOQ instructional and support positions. Funded SOQ instructional positions shall include the teacher, guidance counselor, librarian, instructional aide, principal, and assistant principal positions funded through the SOQ staffing standards for each school division in the biennium.

b. Of this amount, \$336,257 the second year is provided for the state share of a one-time bonus payment equal to 1.9 percent of base pay on June 1, 2022, for Academic Year Governor's School instructional and support positions. These funds shall require no local match.

c. These funds cover the entire cost for a 1.9 percent bonus for funded SOQ instructional and support positions and Academic Year Governor's School instructional and support positions. The funds for which a division is eligible to receive shall require no match by the local government. Localities are encouraged to use additional available funds to provide pandemic bonuses to eligible school instructional and support positions."

Explanation:

(This amendment provides for the distribution of approximately a \$1,000 bonus per position from the federal State and Local Recovery Fund (SLRF) pursuant to the American Rescue Plan Act of 2021 (ARPA). The funds provided cover the full cost of a 1.9 percent bonus for the funded SOQ instructional and support positions and Academic Year Governor's School instructional and support positions. Localities are not required to provide a local match for these funds and are encouraged to use additional available funds to provide pandemic bonuses to eligible school instructional and support positions.)

	Item 145 #2s	
Education	FY20-21	FY21-22
Direct Aid to Public Education	\$0	(\$2,503,925) GF

Language:

Page 50, line 46, strike "\$8,019,833,069" and insert "\$8,017,329,144".

Page 52, line 22, strike "\$81,803,402" and insert "\$79,299,477".

Explanation:

(This amendment reflects savings of \$2.5 million GF the first year by updating final participation in the Virginia Preschool Initiative program.)

	Item 145 #3s	
Education	FY20-21	FY21-22
Direct Aid to Public Education	\$0	(\$22,414) GF

Language:

Page 50, line 46, strike "\$8,019,833,069" and insert "\$8,019,810,655".

Explanation:

(This amendment updates student enrollment at A. Linwood Holton Governor's School for 2022-2023.)

	Item 145 #4s	
Education	FY20-21	FY21-22
Direct Aid to Public Education	\$0	\$34,859,256 GF

Language:

Page 50, line 46, strike "\$8,019,833,069" and insert "\$8,054,692,325".
Page 51 line 30, strike "\$3,389,339,676" and insert "\$3,345,492,183".
Page 51, line 32, strike "\$1,769,200,000" and insert "\$1,847,900,000".

Explanation:

(This amendment provides an additional \$34.9 million from the general fund in fiscal year 2022 based on the revised sales tax distributions in the mid-session reforecast. This increases the estimated sales tax dedicated to K-12 by \$78.7 million in fiscal year 2022 and reduces the state's share of Basic Aid payments by \$43.8 million from the general fund in fiscal year 2022. A corresponding amendment adjusts the FY 2022 No Loss Payments as a result of this action.)

	Item 145 #5s	
Education	FY20-21	FY21-22
Direct Aid to Public Education	\$0	(\$16,684,753) GF

Language:

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Page 50, line 46, strike "\$8,019,833,069" and insert "\$8,003,148,316".

Page 52, line 28, strike "\$97,505,752" and insert "\$80,820,999".

Page 89, line 45, strike "\$57,505,752" and insert "\$40,820,999".

Explanation:

(This amendment updates the No Loss Payments for the estimated additional sales tax revenue in FY 2022.)

Item 145 #6s

Education	FY20-21	FY21-22	
Direct Aid to Public Education	\$0	\$1,877,055	GF

Language:

Page 50, line 46, strike "\$8,019,833,069" and insert "\$8,021,710,124".

Page 52, line 24, strike "\$21,778,364" and insert "\$23,665,419".

Explanation:

(This amendment provides \$1.9 million GF the second year to update the Early Childhood Community Add-On funds based on actual utilization.)

Item 164 #1s

Education		Language
Richard Bland College		Language

Language:

Page 237, following paragraph D, insert:

"Richard Bland College shall provide a plan to the Chairs of the House Appropriations and the Senate Finance and Appropriations Committees by November 1, 2022 on the steps necessary to assess the need for an innovative model for higher education that prepares citizens for jobs in high-demand fields and in industries critical to the economic development of the Petersburg area, Virginia Gateway Region, and Commonwealth of Virginia, to begin in the 2024-25 academic year. Richard Bland College shall work in consultation with the Virginia Secretary of Education, the State Council of Higher Education for Virginia, the College of William and Mary in Virginia, and regional postsecondary and secondary education institutions in the development of this plan."

Explanation:

(This amendment directs Richard Bland College to provide a plan on the steps necessary to assess the need for an innovative model for higher education in the College's geographic service region. It is the intent of this amendment that Item 164 be set out and the embedded language be updated with the new language.)

		Item 264 #1s	
Finance	FY20-21	FY21-22	
Secretary of Finance	\$0	\$250,000	NGF
	0.00	1.00	FTE

Language:

Page 99, line 2, strike "\$685,384" and insert "\$935,384".
 Page 99, strike line 2.

THIS AMENDMENT IS WRITTEN TO CHAPTER 552

After paragraph C. insert:

“D. The Secretary of Finance shall certify the results for executive branch agencies and local governments directly receiving federal pandemic relief, economic stimulus grants, or loans that engage an internal or independent third-party firm to perform a risk assessment over the internal controls in administering the program and disbursing the funds. The Secretary of Finance shall compile the findings and provide a report to the Governor, Chair of Senate Finance and Appropriations, and Chair of House Appropriations by November 1 of each year.”

Explanation:

(This amendment provides \$250,000 NGF and 1.0 FTE the second year within the Secretary of Finance, funded through federal pandemic relief funds, to oversee a contract with an internal or third-party vendor perform a risk assessment over the internal controls for administering and disbursing the funds, in accordance with federal regulation, craft internal controls and other activities, and report to the Governor and Chairs of the House Appropriations and Senate Finance and Appropriations Committees. This item will be set out upon enrolling.)

		Item 264 #2s	
Finance	FY20-21	FY21-22	
Secretary of Finance	\$0	\$350,000	NGF

Language:

Page 99, line 2, strike "\$685,384" and insert "\$1,035,384".

Page 99, strike line 2.

THIS AMENDMENT IS WRITTEN TO CHAPTER 552

Item 264, after paragraph C. insert:

"D. The Secretary of Finance shall use a portion of the federal funds allocated to engage internal or third-party assistance to perform a risk assessment over the executive branch agency and local government internal controls in administering and disbursing federal pandemic relief funds, economic stimulus grants, and loans. Prior to engaging internal or third-party assistance, the Secretary of Finance shall consult with the Auditor of Public Accounts concerning the scope of work performed by the Auditor of Public Accounts over federal funds. The Secretary of Finance shall certify that this provision is being met, compile the findings and provide a report to the Governor, Chair of Senate Finance and Appropriations Committee, and the Chair of House Appropriations Committee by November 1 of each year."

Explanation:

(This amendment provides \$350,000 NGF in pandemic relief funds and adds language that directs the Secretary of Finance to issue a request for proposal for an internal or third-party risk assessment of internal controls over state and local government pandemic funds administration and disbursement. This item will be set out upon enrolling.)

Item 275 #1s

Finance

Department of Accounts Transfer Payments

Language

Language:

Page 101, line 18, strike "the biennium" and insert "this or future biennia".

Page 101, line 20, after "mandated" insert "or statutorily-required" and strike "required".

Page 101, line 21, after "biennium" insert "or the 2022-2024 biennium.".

Explanation:

(This amendment adds language clarifying that the \$563.9 million voluntary deposit to the Revenue Reserve may be used to satisfy any mandated constitutional or required statutory deposit to the Revenue Stabilization Fund in either the 2020-2022 or 2022-2024 biennium.)

Item 301 #1s

Health and Human Resources

Department of Health

Language

Language:

Page 119, line 52, after "agreement" strike "The".

Page 119, strike line 53, and insert:

"Notwithstanding any other provision of law, the department shall pay the remaining grant balance of any award from the Virginia Sexual and Domestic Violence Prevention Fund to the appropriate organization within 15 days after the effective date of this Act."

Explanation:

(This amendment eliminates unnecessary sunset language included in the introduced budget and directs the Department of Health to pay out grant awards to Sexual and Domestic Violence organizations to support the services they provide.)

Item 313 #1s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 160, after line 18, insert:

"PPPPPP. The Department of Medical Assistance Services shall, subject to federal approval, take such action as is necessary to amend the Home and Community-based Services Transition Plan and 12VAC30-122-390 to amend the provision that specifically requires that group homes larger than six beds are not able to enter the Virginia Home and Community Based System program, such that group homes up to eight beds are allowed effective through June 30, 2024. The department shall have the authority to implement these changes prior to the completion of any regulatory changes."

Explanation:

(This amendment directs the Department of Medical Assistance Services to amend the Home and Community-based Services Transition Plan and 12VAC30-122-390 to modify the provision that specifically requires that group homes larger than six beds are not able to enter the Virginia Home and Community-Based System program. The agency is directed to change the provision to allow group homes of up to eight beds through June 30, 2024.)

Item 313 #2s

Health and Human Resources

FY20-21

FY21-22

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Department of Medical Assistance	\$0	(\$111,776,704)	GF
Services	\$0	\$111,776,704	NGF

Language:

Page 160, after line 18, insert:

"PPPPPP. The Director, Department of Planning and Budget, is authorized to increase the general fund and nongeneral fund appropriation in this Item to allow for additional Medicaid payments in fiscal year 2022 that otherwise would be paid in fiscal year 2023, if the federal Public Health Emergency is not extended such that the enhanced federal match under the Families First Coronavirus Response Act (P.L. 116-127) expires on June 30, 2022."

Explanation:

(This amendment captures \$111.8 million in general fund savings from the extension of the federal public health emergency (PHE). The Families First Coronavirus Response Act (P.L. 116-127) provides a 6.2 percentage point increase in the state's federal match rate for Medicaid in each quarter under a PHE. The federal Secretary of Health and Human Services announced in January another 90-day extension and this amendment reflects the savings to the Commonwealth for the fourth quarter of fiscal year 2022. Language is also included to allow the Department of Planning and Budget to modify appropriations to allow the Department of Medical Assistance Services to make accelerated payments in fiscal year 2022 to maximize federal match savings prior to the end of the federal PHE.)

Item 313 #3s

Health and Human Resources	FY20-21	FY21-22	
Department of Medical Assistance	\$0	(\$4,187,987)	GF
Services	\$0	(\$4,187,987)	NGF

Language:

Page 122, line 20, strike "\$18,170,277,935" and insert "\$18,161,901,961".

Explanation:

(This amendment captures savings in fiscal year 2022 resulting from the delay in the Department of Behavioral Health and Developmental Services in releasing the authorized waiver slots for fiscal year 2022 nearly seven months into the fiscal year. The savings amount reflects seven months of funding.)

Item 313 #4s

Health and Human Resources	
Department of Medical Assistance Services	Language

Language:

Page 160, after line 18, insert:

"PPPPPP. The Department of Planning and Budget shall determine the amount of unspent funds related to contractual issues with the Cover Virginia Call center contract and estimate the amount of funds the Department of Medical Assistance Services is not expected to expend prior to June 30, 2022. The Department of Planning and Budget shall unallot such funds to be reverted to the general fund at year end."

Explanation:

(This amendment directs the Department of Planning and Budget to determine and unallot the unspent funds related to the Cover Virginia Call center contract for reversion to the general fund at year end. This amendment shall be moved to Item 317, which will be set out upon enrolling of Senate Bill 30.)

Item 313 #5s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 160, after line 18, insert:

"PPPPPP.1. The Secretary of Health and Human Resources shall establish a Task Force on Eligibility Redetermination to ensure that the Commonwealth redetermines eligibility for Medicaid in the most efficient and prudent manner possible to meet the unwinding requirement associated with the end of the federal Public Health Emergency and the provisions of the maintenance of eligibility requirement in Medicaid pursuant to the Families First Coronavirus Response Act (P.L. 166-127). The Task Force shall include representatives from the Department of Medical Assistance Services, the Department of Social Services, the Department of Planning and Budget, and staff from the House Appropriations and Senate Finance and Appropriations Committees. The Task Force shall: (i) assess the current status of the shift of eligibility for individuals to the appropriate aid category that was assumed in the November 2021 forecast; (ii) evaluate the current plan, including the timeline, of the Department of Medical Assistance Services and the local departments of social services to redetermine Medicaid eligibility in the most efficient manner after the expiration of the maintenance of eligibility requirements; (iii) assess the resources and operational capabilities of the agencies to handle the increased workload efficiently; and (iv) make recommendations as appropriate to improve the unwinding process until its conclusion.

2. At the direction of the Secretary of Health and Human Resources, the Department of Medical Assistance Services is authorized to utilize federal American Rescue Plan Act funds to help address operational challenges in addressing eligibility redeterminations for Medicaid that may include providing additional funds to support overtime costs at local departments of social

services and/or issuing emergency contracts to hire contractors to assist in the efforts.

3. The Secretary shall provide a preliminary update to the Governor and the Chairs of the House Appropriations and Senate Finance Committees within 30 days of the effective date of this Act."

Explanation:

(This amendment directs the Secretary of Health and Human Resources to establish a Task Force on Eligibility Redetermination to evaluate the Commonwealth's plan for eligibility redetermination that will result due to the end of the federal Public Health Emergency and the expiration of the maintenance of eligibility requirements in Medicaid pursuant to the Families First Coronavirus Response Act (P.L. 166-127).)

		Item 350 #1s	
Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	\$3,000,000	GF

Language:

Page 178, line 7, strike "\$152,165,798" and insert "\$155,165,798".

Explanation:

(This amendment provides \$3.0 million from the general fund in fiscal year 2022 to fully fund the caseload increase in the Temporary Assistance to Needy Family Unemployed Parent program. This program is only state-funded.)

		Item 354 #1s	
Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	(\$2,734,777)	GF
	\$0	\$2,734,777	NGF

Language:

Explanation:

(This amendment captures \$2.7 million in general fund savings from the Title IV-E Foster Care program due to the extension of the federal Public Health Emergency (PHE). The Families First Coronavirus Response Act (P.L. 116-127) provides a 6.2 percentage point increase in the state's federal match rate for Medicaid in each quarter under a PHE. The Title IV-E program uses the same match rate. The federal Secretary of Health and Human Services announced in January another 90-day extension and this amendment reflects the savings to the Commonwealth for the fourth quarter of fiscal year 2022.)

Item 359 #1s

Health and Human Resources

Department of Social Services

Language

Language:

Page 198, strike lines 5 through 8.

Explanation:

(This amendment removes language related to replacement of the Virginia Case Management System. An amendment to Senate Bill 30 delays the replacement of the system, making this language unnecessary.)

Item 374 #1s

Natural Resources

Department of Conservation and Recreation

Language

Language:

Page 200, line 4, strike "Not set out." and insert:

Amendment Drawn to Chapter 552

Page 491, line 44, after "trail." insert:

"Any remaining balances shall not revert to the general fund and shall be carried forward to the subsequent fiscal year."

Explanation:

(This amendment authorizes any balance of funds appropriated for the Mendota Trail project at the end of FY 2022 to be carried forward to the subsequent fiscal year.)

Item 374 #2s

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$430,000

GF

Language:

Page 200, line 4, strike "\$84,086,747" and insert "\$84,516,747".

Page 200, line 4, strike "Not set out." and insert:

Amendment Drawn to Chapter 552

Page 489, line 47, after "year" insert "and \$430,000 the second year".

Explanation:

(This amendment provides an additional \$430,000 GF in FY 2022 to address cost increases, due to inflation, to complete repairs to the Breaks Lodge in memory of Senator Ben Chafin. An additional \$430,000 is needed to complete the project, originally supported with a \$1.4 million state allocation.)

Item 374 #3s

Natural Resources

Department of Conservation and Recreation

Language

Language:

Page 200, line 4, strike "Not set out." and insert:

Amendment Drawn to Chapter 552

Page 491, strike line 45 through line 47, and insert:

"U. Out of the amounts in this item, \$2,000,000 the second year from the general fund is provided for the Department of Conservation and Recreation to establish a grant program for accessibility improvements at a property owned by a charity, formerly part of George Washington's estate, including the design and construction of ADA compliant public trails and viewing areas, driveway and parking areas, shoreline stabilization, passive use water access and riverbank restoration, and elimination of invasive plant species in coordination with the Virginia Outdoors Foundation."

Explanation:

(This amendment repurposes \$2.0 million GF currently appropriated in FY 2022 for a grant program to provide for accessibility improvements that facilitate public access and educational opportunities at George Washington's historic River Farm property.)

Item 374 #4s

Natural Resources

FY20-21

FY21-22

Department of Conservation and Recreation

\$0

\$2,500,000

GF

Language:

Page 200, line 4, strike "\$84,086,747" and insert "\$86,586,747".

Page 200, line 4, strike "Not set out." and insert:

Amendment Drawn to Chapter 552

Page 488, line 52, strike "\$50,932,897" and insert "\$53,432,897".

Explanation:

(This amendment provides an additional \$2.5 million GF in FY 2022 to support State Park operations and staffing. A companion amendment in SB 30 provides an additional \$10.0 million GF over the biennium, or an approximately nine percent increase in general fund support for Virginia State Parks.)

Item 376 #1s

Natural Resources

Department of Environmental Quality

Language

Language:

Page 200, line 7, strike "Not set out." and insert:

Amendment Drawn to Chapter 552

Page 493, after line 13, insert:

"D. The Department of Environmental Quality is directed to provide emergency technical assistance to the City of Bristol, Virginia as may be requested to resolve immediate landfill concerns and facilitate a long-term plan for returning the landfill to operational status upon remediation of any environmental, public health, or quality of life issues."

Explanation:

(This amendment authorizes the Department of Environmental Quality to provide emergency technical assistance to the City of Bristol, Virginia in resolving ongoing issues with the city-owned landfill and to facilitate a long-term plan for the operational status of the landfill once any health, environmental, or quality of life issues have been mitigated.)

Item 377 #1s

Natural Resources

Department of Environmental Quality

Language

Language:

Page 200, line 8, strike "Not set out." and insert:

Amendment Drawn to Chapter 552

Page 494, line 38, after "equipment" strike "through the Commonwealth's Master Equipment Leasing Program".

Explanation:

(This amendment removes the requirement that previously authorized water quality monitoring equipment be procured using the Master Equipment Leasing Program to reflect the fact that

specific ground water monitoring well equipment is not available for lease.)

		Item 384 #1s	
Natural Resources	FY20-21	FY21-22	
Department of Wildlife Resources	\$0	(\$1,600,000)	NGF

Language:

Page 201, line 26, strike "\$0" and insert "\$1,600,000".
 Page 201, line 28, strike "\$20,400,000" and insert "\$18,800,000".

Explanation:

(This amendment provides for an increase of \$2.3 million NGF from general funds transferred to the Department of Wildlife Resources for deposit to the Game Protection Fund.)

		Item 402 #1s	
Public Safety and Homeland Security	FY20-21	FY21-22	
Department of Corrections	\$0	\$6,752,562	GF

Language:

Page 204, line 26, strike "\$181,542,810" and insert "\$188,295,372".
 Page 204, line 26, strike "Not set out." and insert:
 Amendment Drawn to Chapter 552
 Page 524, after line 2, insert:
 "Z. Included in this appropriation is \$6,752,562 the second year from the general fund to provide non-security employees a one-time bonus payment of 3.0 percent."

Explanation:

(This amendment provides a bonus of 3.0 percent for all non-security employees at the Department of Corrections.)

		Item 406 #1s	
Public Safety and Homeland Security	FY20-21	FY21-22	
Department of Criminal Justice Services	\$0	\$446,547	GF

Language:

Page 204, line 42, strike "\$148,587,958" and insert "\$149,034,505".

Page 207, line 51, after "from nongeneral funds" insert "and \$446,547 from the general fund".

Page 207, line 53, strike "\$1,450,000 the second year" and insert "\$1,896,547 the second year".

Explanation:

(This amendment provides an additional \$446,547 from the general fund the second year to the Department of Criminal Justice Services for the Southern Virginia Internet Crimes Against Children Task Force, to account for recent declines in nongeneral fund revenues from court fees.)

	Item 408 #1s	
Public Safety and Homeland Security	FY20-21	FY21-22
Department of Criminal Justice Services	\$0	\$2,349,000 GF

Language:

Page 209, line 48, strike "\$191,746,081" and insert "\$194,095,081".

Explanation:

(This amendment provides \$2.3 million in FY 2022 from the general fund for the State Aid to Localities with Police Departments ("599") Program. The purpose is to reflect the projected general fund revenue growth rate, not accounting for tax proposals, of 4.9 percent in FY 2022. The appropriation is prorated to a quarterly amount to account for the timing of the payment. Section 9.1-165, et seq., *Code of Virginia*, provides that the percentage change in the total amount of "599" funds to be distributed shall be equal to the anticipated percentage change in total general fund revenue collections for the same time period.)

	Item 436 #1s
Transportation	
Department of Motor Vehicles	Language

Language:

Page 222, line 43, after "manufacturers" insert "license from the Virginia Department of Motor Vehicles".

Page 222, line 44, strike "Department of Motor Vehicles" and insert "Motor Vehicle Dealer Board".

Explanation:

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(This amendment clarifies that manufacturers of public transportation buses for sale in Virginia are exempt from the license requirements of both the Department of Motor Vehicles and the Motor Vehicle Dealer Board.)

	Item 447.10 #1s		
Transportation	FY20-21	FY21-22	
Department of Transportation	\$0	\$190,000,000	GF

Language:

Page 226, line 33, strike "\$170,796,000" and insert "\$360,796,000".

Page 226, line 35, strike "\$170,796,000" and insert "\$360,796,000".

Page 226, line 37, strike "\$170,796,000" and insert "\$360,796,000".

Page 226, line 49, strike "\$170,796,000" and insert "\$360,796,000".

Page 227, line 3, strike "Up to" and insert "Prior to May 31, 2022,"

Page 227, line 3, strike "Item 447" and insert "the Hampton Roads Transportation Accountability Commission".

Page 227, line 25, strike "and,"

Page 227, strike lines 29 through line 47 and insert:

"8. Up to \$190,000,000 shall be transferred to Item 447 for improvements to nine miles of Interstate 64 in both directions between Exit 234 and mile marker 223;

9. Up to \$45,000,000 shall be transferred to Item 431 for improvements to the Mid-Atlantic Regional Spaceport that will enhance the capabilities of the Spaceport to support existing programs and provide access to space for new customers and programs. These amounts shall remain unallotted until the execution of a Memorandum of Understanding and a performance agreement is entered into by a guided missile and space vehicle parts manufacturer that, between January 1, 2022 and January 1, 2042, is expected to: (i) make, or cause to be made, a capital investment of at least \$103,000,000; and (ii) create and maintain 246 new jobs with average annual wages of \$76,643 per job;

10. Up to \$30,000,000 shall be transferred to Item 447 to support the planning, development, and construction of multi-use trails throughout the Commonwealth. Priority shall be given by the Board to new regional trails, projects to improve connectivity of existing trail networks, geographic diversity in the use of such funds, and for the establishment of a State Trails Office consistent with the January 2022 "Report of Virginia Multi-Use Trails Initiative" established pursuant to subsection G of this Item. Prior to May 31, 2022, up to \$1,500,000 of these amounts shall be transferred to Item 446 in support of initial operational overhead costs to establish the State Trails Office and to develop a State Trails Plan and State Trails Information Clearinghouse. In developing the initial State Trails Plan, the State Trails Office shall coordinate with the State Trails Advisory Committee and the Department of Conservation and Recreation to ensure consistency with the Virginia Outdoors Plan;

11. Up to \$30,000,000 shall be transferred to Item 451 and provided, consistent with the

provisions of § 4-13.00 of this Act, for one-time payments to localities eligible to receive funding for Financial Assistance for City Road Maintenance (60701);

12. Up to \$5,000,000 shall be transferred to Item 381 to support efforts to address the loss of wildlife habitat impacted by transportation projects in Hampton Roads;

13. Up to \$5,000,000 shall be transferred to Item 442 for deposit to the Transit Ridership Incentive Fund established pursuant to § 33.2-1526.3, Code of Virginia, and consistent with the provisions of § 4-13.00 of this Act, for regional connectivity programs focused on congestion reduction and mitigation through the provision of long-distance commuter routes; and

14. Up to \$796,000 shall be transferred to Item 438 for customer service enhancements and automation improvements at the Department of Motor Vehicles. The Commissioner, in consultation with the Secretary of Administration and the Governor's Chief Transformation Officer, is authorized to issue a Request for Information for (i) updating customer-facing web applications; (ii) pursuing the use of artificial intelligence in day-to-day activities; (iii) the issuance of digital passports and mobile driver's licenses; (iv) improving customer service, specifically through smart phone technologies and the use of self-service kiosks; and (v) other innovative technologies to improve the overall customer experience. The Commissioner is further authorized to enter into agreements with surrounding states for the purpose of building a multi-state consortium to improve the overall customer experience across state lines."

Page 227, strike line 52.

Page 228, strike line 1 through line 3, and insert:

"D. Any funds not allocated by June 31, 2022 for the purposes set forth in this section shall not revert to the general fund, but shall be carried over to the next fiscal year for the identified purposes."

Explanation:

(This amendment provides an additional \$190.0 million GF in FY 2022 and modifies the proposed allocation of \$115.8 million GF that was included in the introduced budget related to FY 2021 surplus revenue that is statutorily dedicated for transportation purposes.)

Item 451 #1s

Transportation

Department of Transportation

Language

Language:

Page 231, line 19, after "December 1, 2023." insert "All costs for conducting the evaluation shall be borne by the Department and under no circumstance shall funds appropriated for Financial Assistance for City Road Maintenance (60701) be reduced related to the costs of conducting the evaluation."

Explanation:

(This amendment requires the Department of Transportation to absorb the cost of conducting

the proposed evaluation of the conditions of city streets and prohibits the payments made to cities from being reduced to cover the costs of conducting the evaluation.)

Item 477 #1s

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$102,518,325	GF

Language:

Page 240, line 2, strike "\$291,978,481" and insert "\$394,496,806".

Page 250, after line 46, insert:

"WW. Out of the appropriation for this Item is \$102,518,325 the second year from the general fund for a \$1,000 one-time bonus payment for the state employee groups listed in paragraph TT. of this act, to be paid on June 1, 2022, so long as the provisions of subparagraph 2.a. of this act are satisfied."

Explanation:

(This amendment provides \$102.5 million GF in FY 2022 for a one-time bonus payment of \$1,000 to state employees on June 1, 2022.)

Item 479 #1s

Central Appropriations		
Central Appropriations		Language

Language:

Page 265, line 27, strike "\$505,375" and insert "\$300,000".

Page 265, line 27, after (778), insert "and \$205,375 to the "Department of State Police (156)".

Explanation:

(This amendment transfers \$205,375 NGF in American Rescue Plan Act funding that was previously allocated to the Department of Forensic Services to the Virginia State Police for the same purpose. A companion amendment to Senate Bill 30 transfers the corresponding FY 2023 appropriation.)

Item 479.20 #1s

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	(\$31,279,191)	NGF

Language:

Page 256, line 48, strike "\$9,094,043,771" and insert "\$9,062,764,580".

Page 260, line 29, strike "\$250,000,000" and insert "\$218,720,809".

Explanation:

(This amendment updates the Education - Ventilation distribution from the federal State and Local Recovery Fund (SLRF), pursuant to the American Rescue Plan Act of 2021, to reflect actual utilization by school divisions, resulting in savings of \$31.3 million.)

Item 479.20 #2s

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$137,404,707	NGF

Language:

Page 256, line 48, strike "\$9,094,043,771" and insert "\$9,231,448,478".

Page 260, after line 27, insert:

"5) \$137,404,707 to Direct Aid to Public Education (197) to provide a one-time pandemic bonus payment equal to 1.9 percent of base pay, approximately \$1,000, on June 1, 2022, for funded SOQ instructional and support positions and Academic Year Governor's School instructional and support positions. These funds cover the entire cost for a 1.9 percent bonus for funded SOQ instructional and support positions and Academic Year Governor's School instructional and support positions. The funds for which a division is eligible to receive shall require no match by the local government. Localities are encouraged to use additional available funds to provide pandemic bonuses to eligible school instructional and support positions."

Explanation:

(This amendment provides \$137.4 million NGF the second year from the federal State and Local Recovery Fund (SLRF), pursuant to the American Rescue Plan Act of 2021, to provide approximately a \$1,000 bonus per funded instructional and support position. These funds cover the entire cost for the bonus and require no local match.)

Item 479.20 #3s

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$9,718,539	NGF

Language:

Page 256, line 48, strike "\$9,094,043,771" and insert "\$9,103,762,310".

Page 264, after line 49, insert:

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"23) \$9,718,539 to the Department of Medical Assistance Services to reimburse nonstate government-owned nursing facilities for unreimbursed expenses and lost revenue attributable to COVID-19 as defined by the United States Department of Health and Human Services. Specifically, the amounts shall be allocated as follows:

- Bedford County Nursing Home: \$352,239
- Birmingham Green: \$3,068,652
- Dogwood Village of Orange County: \$856,437
- Lake Taylor Transitional Care Hospital: \$745,673
- Lucy Corr Village: \$4,695,538"

Explanation:

(This amendment provides \$9.7 million from the American Rescue Plan Act fund to support Virginia’s local government nursing homes for unreimbursed expenses and lost revenue attributable to COVID-19.)

		Item 479.20 #4s	
Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$5,706,652	NGF

Language:

Page 256, line 48, strike "\$9,094,043,771" and insert "\$9,099,750,423".
 Page 272, after line 2, insert:

(ELC) Homeless Service Sites & Congregate Settings	Department of Health (601)	\$239,870
(ELC) Strengthening HAI & AR Program Capacity (SHARP)	Department of Health (601)	\$1,362,745
(ELC) Nursing Home & Long-term Care Facility Strike Teams - SNF	Department of Health (601)	\$834,930
(ELC) Nursing Home & Long-term Care Facility Strike Teams - NH & LTC	Department of Health (601)	\$825,945
(ELC) Travelers Health Year 2	Department of Health (601)	\$197,917
Expanding the Public Health Workforce Within the Disability Networks: Independent Living Services	Department for Aging and Rehabilitative Services (262)	\$200,000
(ATPH) Expanding the Public Health Workforce w/n the Disability Network: AT St. Grants	Department for Aging and Rehabilitative Services (262)	\$80,000

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(STPH) Expanding the Public Health Workforce within the Aging Network for States	Department for Aging and Rehabilitative Services (262)	\$1,965,245
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Explanation:

(This amendment adds additional grant awards under the American Rescue Plan Act of 2021 to various agencies.)

Item 479.20 #5s

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$110,000,000	NGF

Language:

Page 256, line 48, strike "\$9,094,043,771" and insert "\$9,204,043,771".
 Page 257, line 30, strike "\$862,000,000" and insert "\$972,000,000".
 Page 257, line 35, strike "2021" and insert "2020".
 Page 257 line 39, strike "2021" and insert "2020".

Explanation:

(This amendment increases the deposit of federal American Rescue Plan Act to the Unemployment Trust Fund by \$110.0 million in FY 2022 and ensures the fund building rate shall not exceed the rate in effect for Calendar Year 2020.)

Item 479.20 #7s

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$5,000,000	NGF

Language:

Page 256, line 48, strike "\$9,094,043,771" and insert "\$9,099,043,771".
 Page 264, line 4, strike "\$10,000,000" and insert "\$15,000,000".
 Page 264, line 6, after "appeals." strike the remainder of the line.
 Page 264, strike line 7.

Explanation:

(This amendment increases the funding for operational backlogs at the Department of Medical Assistance Services from the federal American Rescue Plan Act. An amendment to Senate Bill 30 eliminates the ARPA funds and this amendment reflects those amounts for fiscal year 2022,

which total \$15.0 million. The amendment also removes outreach activities as an eligible use.)

Item 492 #1s

Independent Agencies	FY20-21	FY21-22	
Virginia Retirement System	\$0	\$2,109	NGF

Language:

Page 276, line 11, strike "\$17,720,914" and insert "\$17,723,023".

Explanation:

(This amendment provides \$2,109 NGF in FY 2022 for implementation costs for the Virginia Retirement System associated with SB 70, contingent upon its final passage.)

Item 3-1.01 #1s

Transfers

Interfund Transfers	Language
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Language:

Page 301, line 23, strike "\$9,400,000" and insert "\$7,800,000".

Explanation:

(This amendment reduces the proposed general fund transfer to the Game Protection Fund by \$1.6 million.)

Item 3-1.01 #2s

Transfers

Interfund Transfers	Language
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Language:

Page 298, line 7, strike "\$161,400,000" and insert "\$146,700,000".

Explanation:

(This technical amendment reduces the net profits transfer from the Alcoholic Beverage Control Authority to the general fund by \$14.7 million in fiscal year 2022 due to a double count included in the introduced budget.)

Item 3-5.03 #1s

Adjustments and Modifications to Tax Collections

Implementation of Chapter 3, Acts of Assembly of 2004, Special Session I

Language

Language:

Page 306, line 36, strike "\$487,300,000" and insert "\$510,700,000".

Explanation:

(This amendment increases the sales tax transfer to Direct Aid to reflect additional assumed revenues from sales and use tax collections.)

Item 4-5.11 #1s

Special Conditions and Restrictions on Expenditures

Seat of Government Traffic and Pedestrian Safety

Language

Language:

Page 347, line 31, after "persons" insert ",or".

Page 347, line 32, after "activities" insert "; or, by one or more individuals".

Page 347, line 32, after "propensity to" insert "provoke,".

Explanation:

(This amendment amends language clarifying the term "event" as it relates to property controlled by the Department of General Services requiring a permit for use by persons, organizations, or groups for events.)
