

Committee Approved Amendments to House Bill 29, as Introduced

Item 0 #1h

Revenues

Revenues

Language

Language:

Page 1, strike lines 29 through 41 and insert:

	"First Year	Second Year	Total
Unreserved Balance, June 30, 2020	2,874,058,799	3,832,170,867	6,706,229,666
Additions to Balance	(1,278,580,333)	(2,373,494,370)	(3,652,074,703)
Official Revenue Estimates	22,320,832,509	26,972,000,000	49,292,832,509
Revenue Stabilization Fund	-	-	-
Transfers	695,527,155	761,716,844	1,457,243,999
Total General Fund Resources Available for Appropriation	24,611,838,130	29,192,393,341	53,804,231,471".

Page 1 strike lines 42 through 47 and insert:

	"First Year	Second Year	Total
Balance June 30, 2020	6,915,611,972	-	6,915,611,972
Official Revenue Estimates	39,150,326,908	53,792,360,703	92,942,687,611
Lottery Proceeds Fund	708,231,123	843,361,811	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 Appropriations	51,631,509,048	57,174,415,349	108,805,924,397
TOTAL PROJECTED REVENUES	76,243,347,178	86,366,808,690	162,610,155,868".

Page 2, strike lines 1 through 10.

Explanation:

(This amendment reflects all resources changed in the amendment package to House Bill 29.)

Item 5 #1h

Committee Approved Amendments to House Bill 29, as Introduced

Legislative Department	FY20-21	FY21-22	
Division of Legislative Automated Systems	\$0	\$1,144,658	GF

Language:

Page 4, line 7, strike "\$5,916,457" and insert "\$7,061,115".

Page 4, line 7, strike "Not set out." and insert:

"Item 5	First Year - FY2021	Second Year - FY2022
Information Technology Development and Operations (82000)	\$7,131,967	\$5,916,457 \$7,061,115
Computer Operations Services (82001)	\$7,131,967	\$5,916,457 \$7,061,115
Fund Sources:		
General	\$6,844,298	\$5,628,788 \$6,773,446
Special	\$287,669	\$287,669

Authority: Title 30, Chapter 3.2, Code of Virginia.

A. Out of this appropriation shall be paid the annual salary of the Director, Division of Legislative Automated Systems, \$173,040 from July 1, 2020 to June 9, 2021 and \$181,692 from June 10, 2021 to June 30, 2022.

B. Included in this appropriation is funding sufficient for the ongoing replacement of a legacy legislative bill tracking system. The expenditure of these funds is contingent on the Director of the Division of Legislative Automated Systems developing a detailed implementation plan and submitting the plan to the Committee on Joint Rules for its approval. Any procurement of a replacement legislative bill tracking system shall be exempt from the provisions of the Virginia Public Procurement Act (§ 2.2-4300 et. seq.) of the Code of Virginia and the contract review provisions of § 2.2-2012. The plan may propose to procure a replacement legislative bill tracking system using (i) a request for information or a request for proposal, singly or jointly or in any combination thereof, (ii) such other industry recognized procurement method for procuring a management information system, or (iii) such other procurement method that comports with the best interests of the Commonwealth in the determination of the Director.

C. Out of the amounts included in this item, \$516,650 the first year and \$201,140 the second year from the general fund is provided to complete the replacement of a legacy legislative bill tracking system.

D. Out of the amounts included in this item, \$950,000 the first year and \$50,000 the second year from the general fund is provided for software, security, and infrastructure upgrades for the Division of Legislative Automated Systems."

Explanation:

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(This amendment provides general fund appropriation in the second year for necessary system and security upgrades for applications managed by the Division of Legislative Automated Systems.)

Item 28 #1h

Legislative Department	FY20-21	FY21-22	
Chesapeake Bay Commission	\$0	\$265,323	NGF

Language:

Page 5, line 7, strike "\$337,309" and insert "\$602,632".

Explanation:

(This amendment appropriates \$265,323 in dedicated special revenue generated from sales of the "Friends of the Chesapeake Bay" license plate for the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee.)

Item 34 #1h

Legislative Department		Language
Legislative Department Reversion Clearing Account		

Language:

Page 5, line 14, strike "Not set out." and insert:

"Item 34	First Year - FY2021	Second Year - FY2022
Across the Board Reductions (71400)	-\$194,600	-\$194,600
Across the Board Reduction (71401)	-\$194,600	-\$194,600
Fund Sources:		
General	-\$194,600	-\$194,600

Authority: Discretionary Inclusion.

A. On or before June 30, 2021, the Committee on Joint Rules shall authorize a reversion to the general fund of \$5,911,271 representing savings generated by legislative agencies in the second year of the 2018 - 2020 biennium. The total savings amount includes estimated savings within the following legislative agencies:

Legislative Agency	Estimated Savings
133: Auditor of Public Accounts	\$500,000.00
961: Division of Capitol Police	\$2,000,000.00

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109: Division of Legislative Automated Systems	\$40,000.00
107: Division of Legislative Services	\$1,000,000.00
837: Virginia Disability Commission	\$68,463.70
847: Joint Commission on Technology and Science	\$166,641.57
971: State Water Commission	\$9,121.92
118: Virginia Coal and Energy Commission	\$21,614.55
108: Virginia Code Commission	\$334,651.00
862: Small Business Commission	\$13,646.28
871: Autism Advisory Council	\$16,926.12
876: Virginia Conflict of Interest and Ethics Advisory Council	\$165,078.21
872: Virginia World War I and World War II Commemoration Commission	\$300,104.58
875: Joint Commission on Transportation Accountability	\$28,199.92
877: Commission on Economic Opportunity for Virginians in Aspiring Communities	\$30,222.37
844: Joint Commission on Health Care	\$108,047.50
839: Virginia Commission on Youth	\$40,000.00
110: Joint Legislative Audit and Review Commission	\$1,068,553.29
Total	\$5,911,271

B. On or before June 30, 2022, the Committee on Joint Rules shall authorize a reversion to the general fund of \$5,459,063 representing savings generated by legislative agencies in the first year of the 2020 - 2022 biennium. The total savings amount includes estimated savings within the following legislative agencies:

<i>Legislative Agency</i>	<i>Estimated Savings</i>
<i>101: House of Delegates</i>	<i>\$3,000,000</i>
<i>107: Division of Legislative Services</i>	<i>\$750,000</i>
<i>110: Joint Legislative Audit and Review Commission</i>	<i>\$750,000</i>
<i>118: Virginia Coal and Energy Commission</i>	<i>\$21,616</i>
<i>133: Auditor of Public Accounts</i>	<i>\$200,119</i>
<i>837: Virginia Disability Commission</i>	<i>\$25,554</i>
<i>839: Virginia Commission on Youth</i>	<i>\$20,000</i>
<i>844: Joint Commission on Health Care</i>	<i>\$30,335</i>
<i>847: Joint Commission on Technology and Science</i>	<i>\$100,000</i>
<i>862: Small Business Commission</i>	<i>\$15,000</i>
<i>871: Autism Advisory Council</i>	<i>\$6,300</i>
<i>875: Joint Commission on Transportation Accountability</i>	<i>\$28,200</i>
<i>876: Virginia Conflict of Interest and Ethics Advisory Council</i>	<i>\$179,030</i>
<i>961: Division of Capitol Police</i>	<i>\$3,322,749</i>
<i>971: State Water Commission</i>	<i>\$10,160</i>

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Total

\$8,459,063".

Explanation:

(This amendment adds language to authorize the transfer in the second year of \$8,459,063 in balances from legislative branch agencies.)

		Item 39 #1h	
Judicial Department	FY20-21	FY21-22	
Supreme Court	\$0	(\$500,000)	GF

Language:

Page 6, line 6, strike "\$43,501,601" and insert "\$43,001,601".

Page 8, line 36, strike "\$33,000,000" and insert "\$33,500,000".

Explanation:

(This amendment increases the reversion of cash balances in the Criminal Fund in the second year by an additional \$500,000, increasing the total reversion to \$30,500,000.)

		Item 39 #2h	
Judicial Department	FY20-21	FY21-22	
Supreme Court	\$0	\$500,000	GF

Language:

Page 6, line 6, strike "\$43,501,601" and insert "\$44,001,601".

Page 8, after line 37, insert:

"T. Out of the amounts appropriated for this item, \$500,000 the second year from the general fund is included for the Supreme Court of Virginia to contract with the National Center for State Courts to evaluate the judicial caseloads throughout the Commonwealth on the circuit court, general district court, and juvenile and domestic relations district court levels. The evaluation shall also consider this impact on judicial caseloads resulting from Chapter 43 of the 2020 Acts of Assembly, Special Session 1, as well as any other factors identified by the Supreme Court such as the use of interpreters, law clerks, retired or substitute judges, and the effect of population growth or decline, if any. The Supreme Court shall report the results of the study to the General Assembly by October 15, 2022."

Explanation:

(This amendment provides funding of \$500,000 the second year from the general fund for the

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Supreme Court of Virginia to contract with the National Center for State Courts to evaluate judicial caseloads throughout the Virginia court system. In addition to the standard caseload review, the language also directs the evaluation to consider the impacts of the recent expansion of jury trials on the statewide judicial caseload. The report is due to the General Assembly by October 15, 2022.)

Item 86 #1h

Administration

Department of Elections

Language

Language:

Page 22, strike lines 17 through 21.

Page 22, line 22, strike "Q" and insert "P".

Page 22, after line 24, insert:

"Q. On or before June 30, 2022, the State Comptroller shall transfer to the general fund an amount estimated at \$1,100,000 from balances authorized in Chapter 1 of the 2020 General Assembly Session, Special Session I for reimbursements to localities for return absentee ballot prepaid postage costs."

Explanation:

(This amendment reverts an estimated \$1.1 million to the general fund from remaining balances of funding provided in Chapter 1 of the 2020 General Assembly Session, Special Session I to reimburse localities for the costs associated with providing prepaid postage for the return of absentee ballots.)

Item 92 #1h

Administration

Virginia Information Technologies Agency

Language

Language:

Page 22, line 42, strike "Not set out." and insert:

"Item 92	First Year - FY2021	Second Year - FY2022
Administrative and Support Services (89900)	\$43,465,830 \$44,450,830	\$46,918,343 \$47,038,343
General Management and Direction (89901)	\$23,768,220 \$24,753,220	\$24,715,943 \$24,835,943
Accounting and Budgeting Services (89903)	\$6,533,117	\$9,678,117
Human Resources Services (89914)	\$917,784	\$917,784

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Planning and Evaluation Services (89916)	\$3,610,587	\$3,120,377
Procurement and Contracting Services (89918)	\$5,282,342	\$5,282,342
Web Development and Support Services (89940)	\$3,353,780	\$3,203,780
Fund Sources:		
Special	\$10,132,640	\$10,132,640
Internal Service	\$33,333,190	\$36,785,703
	\$34,318,190	\$36,905,703

Authority: Title 2.2, Chapter 20.1, Code of Virginia.

A.1. Out of this appropriation, ~~\$33,333,190~~\$34,318,190 the first year and ~~\$36,785,703~~\$36,905,703 the second year for Administrative and Support Services is sum sufficient and amounts shown are estimates from an internal service fund which shall be paid solely from charges to other programs within this agency.

2. In accordance with § 2.2-2013 D, Code of Virginia, the surcharge rate used to fund expenses for operations and staff of services administered by the Virginia Information Technologies Agency shall be no more than ~~12.90~~12.76 percent the first year and ~~14.65~~13.55 percent the second year.

3. Included in the amounts for Administrative and Support Services are funds from the Acquisition Services Special Fund which is paid solely from receipts from vendor information technology contracts. These funds will be used to finance procurement and contracting activities and costs unallowable for federal fund reimbursement.

B. The provisions of Title 2.2, Chapter 20.1 of the Code of Virginia shall not apply to the Virginia Port Authority.

C. The requirement that the Department of Behavioral Health and Developmental Services purchase information technology equipment or services from the Virginia Information Technologies Agency according to the provisions of Chapters 981 and 1021 of the Acts of Assembly of 2003 shall not adversely impact the provision of services to mentally disabled clients.

D. The Chief Information Officer and the Secretary of Administration shall provide the Governor and the Chairs of the House Appropriations and Senate Finance Committees with a report detailing any amendments or modifications to the information technology infrastructure services contracts. The report shall include statements describing the fiscal impact of such amendments or modifications and shall be submitted within 30 days following the signing of any amended agreement.

E.1. Notwithstanding the provisions of §§ 2.2-1509, 2.2-2007 and 2.2-2017, Code of Virginia, the scope of formal reporting on major information technology projects in the Recommended Technology Investment Projects (RTIP) report is reduced. The efforts involved in researching, analyzing, reviewing, and preparing the report will be streamlined and project ranking will be discontinued. Project analysis will be targeted as determined by the Chief Information Officer

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(CIO) and the Secretary of Administration. Information on major information technology investments will continue to be provided General Assembly members and staff. Specifically, the following tasks will not be required, though the task may be performed in a more streamlined fashion: (i) The annual report to the Governor, the Secretary, and the Joint Commission on Technology and Science; (ii) The annual report from the CIO for submission to the Secretary, the Information Technology Advisory Council, and the Joint Commission on Technology and Science on a prioritized list of Recommended Technology Investment Projects (RTIP Report); (iii) The development by the CIO and regular update of a methodology for prioritizing projects based upon the allocation of points to defined criteria and the inclusion of this information in the RTIP Report; (iv) The indication by the CIO of the number of points and how they were awarded for each project recommended for funding in the RTIP Report; (vi) The reporting, for each project listed in the RTIP, of all projected costs of ongoing operations and maintenance activities of the project for the next three biennia following project implementation, a justification and description for each project baseline change, and whether the project fails to incorporate existing standards for the maintenance, exchange, and security of data; and (vii) The reporting of trends in current projected information technology spending by state agencies and secretariats, including spending on projects, operations and maintenance, and payments to Virginia Information Technologies Agency.

2. Notwithstanding any other provision of law and effective July 1, 2015, the Virginia Information Technologies Agency (VITA) shall maintain and update quarterly a list of major information technology projects that are active or are expected to become active in the next fiscal year and have been approved and recommended for funding by the Secretary of Administration. Such list shall serve as the official repository for all ongoing information technology projects in the Commonwealth and shall include all information required by § 2.2-1509.3 (B)(1)-(8), Code of Virginia. VITA shall make such list publically available on its website, updated on a quarterly basis, and shall submit electronically such quarterly update to the Chairs of the House Appropriations and Senate Finance Committees and the Director, Department of Planning and Budget, in a format mutually agreeable to them. To ensure such list can be maintained and updated quarterly, state agencies with major information technology projects that are active or are expected to become active in the next fiscal year shall provide in a timely manner all data and other information requested by VITA.

F. The Virginia Information Technologies Agency (the agency) 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. In accordance with the federal grant requirements, the agency 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. No less than half of the 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. Staffing for the planning committee shall be provided by the agency. In addition, the

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agency shall: (i) develop a cybersecurity plan, present such plan to the planning committee for approval, and submit such plan to the appropriate federal officials in compliance with the federal program requirements; (ii) propose priorities for grant funding for the planning committee's consideration and approval, and in establishing priorities, the committee shall consider the needs of local school divisions; (iii) approve, manage, and allocate grant funding once received, ensuring that the grants fit within the priorities approved by the planning committee; and (iv) report on program's activities to the House Appropriations Committee and the Senate Finance and Appropriations Committee by October 1 of each year of the program. To the extent permitted by federal grant guidelines, the agency may retain a portion of the federal grant funding to reimburse actual costs incurred in providing support and administration of the provisions of this paragraph."

Explanation:

(This amendment provides language directing the Virginia Information Technologies Agency (VITA) to take the necessary steps to obtain and use funding available to Virginia under the State and Local Cybersecurity Improvement Act authorized by the Infrastructure Investment and Jobs Act of 2021. In accordance with the federal program requirements, 80 percent of funding received must be directed to local governments to assist with developing and/or strengthening cybersecurity programs. Language provisions of this amendment direct the Virginia Information Technologies Agency (VITA) to serve as staff for the program and to perform all duties as required by the federal grant program, to include guide the Governor selection of a planning committee, the development and submission of a requisite cybersecurity plan to the federal Department of Homeland Security, and other reporting and administrative duties as are required by the federal grant program. A companion amendment to House Bill 30 continues this language and appropriations general fund as state match for the federal grants allocated through this program.)

	Item 112 #1h	
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 this appropriation, \$1,427,000 the second year from the general fund shall be provided to the Virginia Economic Development Partnership Authority pursuant to the provisions of House Bill 186 of the 2022 General Assembly. 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, Paragraph J."

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Explanation:

(This amendment provides \$1.4 million from the general fund in the second year for training services provided by the Virginia Economic Development Partnership Authority for an MEI project in Wythe County. These services will support the recruitment and training of up to 2,464 new jobs, through 2026. This funding is contingent upon the passage of House Bill 186 of the 2022 General Assembly.)

		Item 112 #2h	
Commerce and Trade	FY20-21	FY21-22	
Economic Development Incentive Payments	\$0	(\$8,500,000)	GF

Language:

Page 27, line 8, strike "\$79,585,483" and insert "\$71,085,483".
Page 30, strike lines 13 through 25.

Explanation:

(This amendment moves funding for economic development site upgrades at Progress Park to the Virginia Business Ready Sites program. A companion budget amendment for Virginia Business Ready Sites directs \$8.5 million from \$164.0 million provided in House Bill 29 for economic development sites to this project.)

		Item 112 #3h	
Commerce and Trade	FY20-21	FY21-22	
Economic Development Incentive Payments	\$0	(\$1,500,000)	GF

Language:

Page 27, line 8, strike "\$79,585,483" and insert "\$78,085,483".
Page 27, line 16, unstrike "\$19,750,000".
Page 27, line 17, strike "\$21,250,000".

Explanation:

(This amendment continues a funding policy approved in Chapter 552 of the 2021 General Assembly, Special Session I related to design, research, and development activities associated with a potential high performance data facility project at Jeff Labs.)

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Item 112 #4h

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.1. Out of this appropriation, \$15,000,000 the second year from the general fund shall be provided to the Virginia Commercial Space Flight Authority (Virginia Space) for expenses related to the construction of a 20,000 square foot shell building at the Wallops Island Flight Facility. The funding provided in this paragraph shall be used for clearing and grading the site, making necessary infrastructure improvements, and building construction.

2. Disbursement of these funds shall be at the discretion of the Virginia Economic Development Partnership Authority, based upon arrangements with Virginia Space and a guided missile and space vehicle parts company (the Company) setting forth the terms and conditions of the distribution to Virginia Space and any expected repayment, should the Company fall short of their promises to invest at least \$103.0 million, and to create at least 246 new jobs that pay annual wage of at least \$76,643 in Virginia. Prior to any expenditures of funds contained in this paragraph, the Virginia Economic Development Partnership Authority and Virginia Space shall ensure the Company has received the necessary approvals from the National Aeronautics and Space Administration for a Return to Pad landing."

Explanation:

(This amendment provides \$15.0 million in fiscal year 2022 from the general fund to support an economic development project at Wallops Island approved by the MEI Commission.)

Item 112 #5h

Commerce and Trade	FY20-21	FY21-22	
Economic Development Incentive Payments	\$0	(\$10,000,000)	GF

Language:

Page 27, line 8, strike "\$79,585,483" and insert "\$69,585,483".

Page 29, strike lines 38 through 53.

Page 30, strike lines 1 through 2.

Explanation:

(This amendment removes \$10.0 million of general fund spending provided to the City of

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Petersburg during the 2021 General Assembly Session to upgrade water and wastewater capacity at Poor Creek Pump Station. A companion amendment to House Bill 30 directs \$30.0 million in fiscal year 2023 to the City of Petersburg for the entire cost of this project from remaining federal American Rescue Plan Act funds.)

Item 112 #6h

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.1. Out of this appropriation, \$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. These improvements will serve the existing and proposed facilities for a real property analytics firm (the Company) located in the City, the employees of the firm, and other visitors to the vicinity of the facilities.

2. Disbursement of these funds shall be based upon arrangements with the City of Richmond and the Company setting forth the terms and conditions of the distribution of funds to the City of Richmond and any expected repayment, should the Company fall short of its promises to invest at least \$460.5 million at the facilities, and to create at least 1,984 new jobs that pay an average annual wage of at least \$85,000 related to its operations at the facilities.

3. There is hereby created a nonreverting fund to be known as the Property Analytics Firm Infrastructure Grant Fund. The Fund shall be established on the books of the Comptroller. All funds appropriated to the Fund shall be paid into the Fund and credited to it. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund. Moneys in the Fund shall be used for the purpose to pay grants pursuant to this chapter. Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by the Comptroller pursuant to 5. of this paragraph.

4. The Company shall provide evidence, satisfactory to the Secretary of Commerce and Trade, of (i) the aggregate number of new full-time jobs in place in the calendar year that immediately precedes the expected date on which the grant installment is to be paid and (ii) the aggregate amount of the capital investment made as of the last day of the calendar year that immediately precedes the expected date on which the grant installment is to be paid. The application and evidence shall be filed with the Secretary in person, by mail, or as otherwise agreed upon in the memorandum of understanding by no later than April 1 each year reflecting performance in and

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through the prior calendar year. Failure to meet the filing deadline shall result in a deferral of a scheduled grant installment payment set forth in the terms and conditions between the City of Richmond and the Company. For filings by mail, the postmark cancellation shall govern the date of the filing determination.

5. Within 60 days of receiving the application and evidence pursuant to 4. of this paragraph, the Secretary shall certify to the Comptroller and the City of Richmond the amount of grants to which it is entitled for payment. Payment of such grants shall be made by check issued by the State Treasurer on warrant of the Comptroller within six months succeeding the submission of such timely filed application.

6. As a condition of receipt of the grants, a qualified company shall make available to the Secretary for inspection, upon request, all documents relevant and applicable to determining whether the qualified company has met the requirements for the receipt of grants as set forth in this section and subject to the memorandum of understanding. All such documents appropriately identified by the qualified company shall be considered confidential and proprietary."

Explanation:

(This amendment provides \$15.0 million in the second year from the general fund to support infrastructure site improvements for the CoStar economic development expansion project in downtown Richmond. This project has been approved by the MEI Commission.)

	Item 112 #7h	
Commerce and Trade	FY20-21	FY21-22
Economic Development Incentive Payments	\$0	\$164,026,500 GF

Language:

Page 27, line 8, strike "\$79,585,483" and insert "\$243,611,983".

Page 30, after line 25, insert:

"S.1. Out of the appropriation in this item, \$164,026,500 the second year from the general fund shall be provided to the Virginia Economic Development Partnership Authority (the Authority) for grants to eligible political subdivisions for the purpose of creating and maintaining a portfolio of project-ready sites to promote economic development. Of these amounts, the Authority shall award projects on a competitive basis to existing economic development sites in Virginia over 200 acres with at least a Tier 4 rating as identified by the Authority's 2019 site characterization study with priority given to large economic development sites with at least 1,000 acres of land that currently have inadequate infrastructure for large scale economic development projects. Notwithstanding the provisions of this paragraph, the Authority may award funds provided by this paragraph to a properly zoned site in coastal Virginia with a Tier 1 rating that has at least 3,000 acres of land. Any funding remaining at the end of the fiscal

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year shall not revert to the general fund and be carried forward into the next fiscal year.

2. The Authority shall include a summary of (i) grant awards and expenditures made from the funds provided in this paragraph (ii) grant project time schedules, (iii) any site re-characterization that has occurred as a result of any investment in an economic development site, (iv) economic development projects won as a result of these investments including direct jobs and capital investment, and (v) economic development projects lost as a result of an inadequate supply of project ready sites in its annual operating plan required by §2.2-2237.1, Code of Virginia. This report may exclude the funding directed in 3. of this paragraph.

3. From the amounts in this paragraph, \$8,500,000 the second year from the general fund shall be provided to the County of Wythe for expenses related to the installation of a water tank in Progress Park, wastewater treatment plant improvements, and wastewater line extensions in the County. The improvements are meant to enhance infrastructure for businesses in Progress Park and properties in the surrounding area, including a nitrile butadiene rubber production plant and a medical-grade glove manufacturing facility (together, the New Businesses) in Progress Park. Disbursement of these funds shall be at the discretion of the Authority, based upon arrangements with the County of Wythe and the New Businesses setting forth the terms and conditions of the distribution to the County of Wythe and any expected repayment, should the New Businesses fall short of their promises to invest at least \$714.1 million at Progress Park, and to create at least 2,464 new jobs that pay an annual wage of at least \$37,321 related to their operations at Progress Park.

4. The Director of the Department of Planning and Budget shall transfer the funds provided in this paragraph to the Authority upon the receipt of documentation that indicates Authority's intended use of the funds provided in this paragraph. Such documentation shall include planned individual project investments in economic development sites. The project in 3. of this paragraph is hereby excluded from the requirements set forth in this paragraph 4.

5. From the amounts provided in this paragraph, the Authority may use up to \$325,000 in fiscal year 2022 to administer the Virginia Business Ready Sites Program."

Explanation:

(This amendment is part of a series of amendments that transfers a deposit of \$155.5 million for the Virginia Business Ready Sites Program from the Virginia Economic Development Partnership Authority to the Economic Development Incentive Payments. The funding included in this amendment contains \$8.5 million for infrastructure upgrades at Progress Park, which a companion amendment to House Bill 29, appropriately redirects to this program.)

Item 112 #8h

Commerce and Trade

FY20-21

FY21-22

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Department of Housing and
Community Development

\$0

\$11,400,000 NGF

Language:

Page 30, line 38, strike "\$181,410,089" and insert "\$192,810,089".

Page 30, line 38, strike "Not set out." and set out Item 113, and insert:

"L.1. Notwithstanding the provisions of § 10.1-1330, Code of Virginia, the Director of the Department of Planning and Budget shall transfer \$11.4 million to the Department of Housing and Community Development from unobligated balances of the Regional Greenhouse Gas Initiative Fund (02018) within 10 days of the passage of this act for the purposes of providing relief to residents of Virginia that lost or sustained property damage as a result of a flood disaster, mudslide, or landslide occurring on or after August 1, 2021, but before September 31, 2021, and subject to Major Disaster Declaration (FEMA-4628-DR) issued by President Biden on October 26, 2021.

2. The department shall establish a program to provide flood relief to eligible applicants, which shall include individual property owners and business owners affected by a flood disaster, mudslide, or landslide. The department shall establish procedures for filing and resolving claims, which shall include measures to prevent fraud, and which may include any criteria the department determines reasonable to carry out the provisions of this paragraph. The amount of relief provided to an eligible applicant shall be equal to 175% of the property value for the realty that sustained major damage or represents a total loss, as defined by 7. and 8. below. The department shall award funds for estimated repairs up to the maximums contained in this paragraph for a realty that does not meet the definition of total loss or major damage, as defined by 7. and 8. below. Any payment made to an eligible applicant from this paragraph shall not exceed \$500,000 for a residential realty and \$1,000,000 for a commercial realty. If an eligible applicant owns multiple, noncontiguous properties in an area affected by the disaster in paragraph L.1. of this item, the eligible applicant may file separate claims for each parcel, and the maximums described in this paragraph shall apply to each separate claim. The department shall reduce payments by any federal or state relief or insurance payments received by the eligible applicant for property repairs or damage related to the disaster described in paragraph L.1 of this item.

3. Payments under paragraph L. of this item shall be subject to the availability of funds. If claims exceed available funds, the department shall make payments in the order that claims were received.

4. The department shall not provide relief under this section for realty that was abandoned or uninhabited at the time of the disaster described in paragraph L.1. of this item.

5. No recourse may be had by any person, organization, or entity against a recipient of payment under this paragraph, absent any evidence of misuse of funds. Misuse of funds shall be established by a showing that a recipient knowingly misapplied the proceeds of a payment received under this paragraph. If a showing of misuse of funds has been made, then a person may seek recourse against the recipient for an amount no greater than the extent of the

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payment.

6. Relief awarded pursuant to this paragraph is excluded from gross income and is not subject to taxation.

7. "Total loss" means real property that has been destroyed, such that there is a total loss of the structure, the structure is not economically feasible to repair, or there is a complete failure to major structural components, such as the collapse of the basement, wall, or roof.

8. "Major damage" means real property that has substantial failure to its structural elements, such as walls, floor, or foundation, or that has sustained damage that will take more than 30 days to repair.

9. "Eligible applicant" means any individual property owner or business owner that lost or sustained property damage as a result of a flood disaster, mudslide, or landslide occurring on or after August 1, 2021, but before September 31, 2021, and subject to Major Disaster Declaration (FEMA-4628-DR) issued by President Biden on October 26, 2021.

10. Any funds remaining at the end of the fiscal year shall be carried forward into the next fiscal year by the department for the purposes described in this paragraph L."

Explanation:

(This amendment directs \$11.4 million from Regional Greenhouse Gas Initiative auction proceeds to the town of Hurley for flood relief.)

	Item 130 #1h	
Commerce and Trade	FY20-21	FY21-22
Virginia Economic Development Partnership	\$0	(\$155,526,500) GF

Language:

Page 32, line 28, strike "\$193,752,309" and insert "\$38,225,809".

Page 33, line 48, strike "and".

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

Page 33, line 49, strike "the second year."

Explanation:

(This amendment transfers funding for the Virginia Business Ready Sites Program to the budget item for Economic Development Incentive Payments.)

Item 137 #1h

Education

Department of Education, Central Office Operations

Language

Language:

Page 39, after line 16, insert:

"V. Pending the results of all background check components set forth in subsection B of § 22.1-289.035, Code of Virginia, an applicant for employment or an applicant to serve as a volunteer may work in a child day center, family day home, or family day system, provided that (i) the applicant has received qualifying results on a fingerprint-based background check through the Central Criminal Records Exchange or the Federal Bureau of Investigation and (ii) the applicant is supervised at all times by a person who received a qualifying result on a background check conducted in accordance with subsection B within the past five years."

Explanation:

(This amendment allows provisional employment of child care staff if (i) the applicant has received qualifying results on a fingerprint-based background check through the Central Criminal Records Exchange or the Federal Bureau of Investigation and (ii) the applicant is supervised at all times by a person who received a qualifying result on a background check conducted in accordance with the Code of Virginia within the past five years.)

Item 145 #1h

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 "\$23,655,419".

Page 79, line 16, strike "\$6,128,516" and insert "\$8,005,571".

Explanation:

(This amendment provides \$1.9 million the second year from the general fund to support actual participation rates for various early childhood expansion initiatives.)

Item 145 #2h

Education

FY20-21

FY21-22

Direct Aid to Public Education

\$0

(\$2,503,925)

GF

Language:

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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 "\$80,146,881".

Page 74, line 35, strike "\$81,803,402" and insert "\$80,146,881".

Explanation:

(This amendment captures \$2.5 million the second year from the general fund from the undistributed balance in the Virginia Preschool Initiative program after updating final participation.)

Item 145 #3h

Education	FY20-21	FY21-22	
Direct Aid to Public Education	\$0	\$60,980,390	GF

Language:

Page 50, line 46, strike "\$8,019,833,069" and insert "\$8,080,813,459".

Page 51, line 34, strike "\$59,223,200" and insert "\$72,585,240".

Page 52, line 7, strike "\$0" and insert "\$47,618,350".

Page 52, line 50, strike "\$228,474,889" and insert "\$180,856,539".

Page 53, line 14, strike "\$276,361,275" and insert "\$337,341,665".

Page 53, strike line 31.

Page 64, line 25, strike "\$59,223,200" and insert "\$72,585,240".

Page 64, line 25, after "fund" strike the remainder of line.

Page 64, line 26, strike "*Lottery Proceeds Fund*".

Page 66, line 37, strike "\$228,474,889" and insert:

"\$47,618,350 from the general fund and \$180,856,539 from the Lottery Proceeds Fund".

Page 88, line 14, strike "\$276,361,275" and insert "\$337,341,665".

Page 88, line 16, strike "\$406.19" and insert "\$499.49".

Explanation:

(This amendment adds \$61.0 million the second year from the Lottery Proceeds Fund to increase the Infrastructure and Operations Per Pupil Payments by approximately \$93 per pupil the second year, and a like amount of general funds offsets the costs of other lottery-funded programs. This action ensures that 40 percent of lottery proceeds are returned to school divisions to address infrastructure and operations costs.)

Item 145 #4h

Education	FY20-21	FY21-22	
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Committee Approved Amendments to House Bill 29, as Introduced

Direct Aid to Public Education \$0 \$34,858,222 GF

Language:

Page 50, line 46, strike "\$8,019,833,069" and insert "\$8,054,691,291".

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 \$34.8 million the second year from the general fund, representing the net impact of the revenue reforecast, which indicated an additional \$78.7 million in K-12 dedicated sales tax is expected. The additional sales tax revenue reduces the state's share of basic aid by \$43.8 million.)

Item 145 #5h

Education

FY20-21

FY21-22

Direct Aid to Public Education \$0 (\$48,592,357) GF

Language:

Page 50, line 46, strike "\$8,019,833,069" and insert "\$7,971,240,712".

Page 52, line 28, strike "\$97,505,752" and insert "\$48,913,395".

Page 52, line 45, strike "\$57,505,752" and insert "\$8,913,395".

Explanation:

(This amendment adjusts the funding for No Loss Payments as provided in Chapter 552, 2021 Special Session I, based upon other actions, including the sales tax update, increased Infrastructure and Operations Per Pupil Payments, and technical updates.)

Item 145 #6h

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".

Page 52, line 5, strike "\$19,988,505" and insert "\$19,966,091".

Explanation:

(This technical amendment saves \$22,414 the second year from the general fund for updating student enrollment at A. Linwood Holton Governor's School.)

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Item 274 #1h

Finance	FY20-21	FY21-22	
Department of Accounts Transfer Payments	\$0	\$498,700,000	GF

Language:

Page 101, line 6, strike "\$0" and insert "\$498,700,000".

Page 101, strike line 6 and insert:

"Authority: Title 2.2, Chapter 18, Article 4, Code of Virginia.

A. On or before November 1 of each year, the Auditor of Public Accounts shall report to the General Assembly the certified tax revenues collected in the most recently ended fiscal year. The auditor shall, at the same time, provide his report on the 15 percent limitation and the amount that could be paid into the fund in order to satisfy the mandatory deposit requirement of Article X, Section 8 of the Constitution of Virginia as well as the additional deposit requirement of § 2.2-1829, Code of Virginia.

B. Out of this appropriation, \$77,409,780 the first year from the general fund attributable to actual tax collections for fiscal year 2019 shall be paid by the State Comptroller on or before June 30, 2021, into the Revenue Stabilization Fund pursuant to § 2.2-1829, Code of Virginia. This amount is based on the certification of the Auditor of Public Accounts of actual tax revenues for fiscal year 2019. This appropriation meets the mandatory deposit requirement of Article X, Section 8 of the Constitution of Virginia.

C1. Out of this appropriation, \$498,700,000 from the general fund the second year is included as an advance reservation of any required deposit to the Revenue Stabilization Fund attributable to actual tax collections for fiscal year 2022, as determined by the Auditor of Public Accounts, for deposit to the Revenue Stabilization Fund in the 2022-2024 biennium.

2. The State Comptroller shall deposit the advance reservation of \$498,700,000 referenced in paragraph C.1., above, to the Revenue Reserve Fund as a reserve for the Revenue Stabilization Fund prior to June 30, 2022."

Explanation:

(This amendment provides \$498.7 million from the general fund in fiscal year 2022 to set aside in anticipation of a required rainy day fund deposit during the 2022-24 biennium based on the fiscal year 2022 revenues.)

Item 275 #1h

Finance	FY20-21	FY21-22
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Department of Accounts Transfer Payments	\$0	(\$563,866,783)	GF
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Language:

Page 101, line 8, strike "\$1,213,866,783" and insert "\$650,000,000".
 Page 101, line 15, unstrike "\$650,000,000" and strike "\$1,213,866,783".

Explanation:

(This amendment eliminates the optional revenue reserve deposit that was proposed in the introduced budget. A companion amendment sets aside \$498.7 million to reflect the estimated Rainy Day Fund deposit that will be required in fiscal year 2024 based on fiscal year 2022 revenue collections.)

		Item 277 #1h	
Finance	FY20-21	FY21-22	
Department of Accounts Transfer Payments	\$0	\$500,000,000	GF

Language:

Page 101, line 23, strike "\$31,359,934" and insert "\$531,359,934".
 Page 101, line 23, strike "Not set out." and insert:
 "Authority: Title 2.2, Chapter 8, Code of Virginia.

A.1. On or before June 30, 2021, the State Comptroller shall deposit \$100,000,000 from the general fund into the Virginia Retirement System trust fund.

2. From these funds, the Virginia Retirement System shall allocate an amount estimated at \$61,300,000 to the public school teacher plan, representing the expedited repayment to the Retirement System for the contributions that were deferred during the 2010-2012 biennium.

3. Any remaining balance, estimated at \$38,700,000, shall be allocated to the health insurance credit plan for state employees to address the unfunded liability associated with that plan.

B. On or before June 30, 2022, the State Comptroller shall deposit \$500,000,000 from the general fund into the Virginia Retirement System trust fund. The Virginia Retirement System shall allocate these funds in the following manner in an effort to address the unfunded liabilities associated with each plan:

- 1. An amount estimated at \$146,104,212 to the state employee plan.*
- 2. An amount estimated at \$294,914,058 to the public school teacher plan.*
- 3. An amount estimated at \$7,305,211 to the State Police Officers' Retirement System.*
- 4. An amount estimated at \$13,257,211 to the Virginia Law Officers' Retirement System.*

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5. *An amount estimated at \$4,166,676 to the Judicial Retirement System.*
6. *An amount estimated at \$5,681,830 to the health insurance credit plan for state employees.*
7. *An amount estimated at \$8,008,675 to the health insurance credit plan for public school teachers.*
8. *An amount estimated at \$20,292,252 to the group life insurance plan.*
9. *An amount estimated at \$183,983 to the health insurance credit plan for Constitutional Officers and their employees.*
10. *An amount estimated at \$81,169 to the health insurance credit plan for local social services employees.*
11. *An amount estimated at \$4,329 to health insurance credit plan for Registrars and their employees."*

Explanation:

(This amendment provides \$500.0 million from the general fund in fiscal year 2022 for a lump sum payment to the VRS to address the unfunded liability of the VRS run programs.)

	Item 282 #1h	
Finance	FY20-21	FY21-22
Department of Taxation	\$0	\$250,000 GF

Language:

Page 102, line 6, strike "\$62,299,588" and insert "\$62,549,588".

Explanation:

(This amendment provides \$250,000 the second year from the general fund for the Department of Taxation to implement additional tax policies included in the amended budget.)

	Item 295 #1h
Health and Human Resources	
Department of Health	Language

Language:

Page 118, line 26, strike "Not set out." and insert:
"F. The Virginia Department of Health shall publish on its website information about all health and behavioral health care scholarship and loan repayment programs so that information is

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readily available to the public. In addition, the department shall notify nursing schools and nursing programs throughout the Commonwealth no later than May 1, 2022 of the availability of nursing scholarship and loan repayment program funding for the 2022-2023 academic year, including information about the Nursing Preceptor Incentive Program."

Explanation:

(This amendment directs the Virginia Department of Health to publicize information about all health care scholarship and loan repayment programs on its website and notify nursing schools and programs of available nursing scholarship and loan repayment programs no later than May 1, 2022 for the 2022-2023 academic year. It is the intent of the General Assembly that language in this item be set out during enrolling of the bill.)

Item 299 #1h

Health and Human Resources

Department of Health

Language

Language:

Page 118, line 30, strike "Not set out." and insert:

"Q. The Department of Health shall allow federal funds allocated for the VISSTA COVID testing program to be made available to localities or school divisions that request funding to contract with a vendor directly to implement a school testing program."

Explanation:

(This amendment adds language providing more flexibility in the use of school COVID testing funds. Some school divisions and localities would prefer to develop their own contracts with local labs to expedite COVID testing and results.)

Item 313 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Medical Assistance
Services

\$0
\$0

\$302,186,181
\$1,367,138,267

GF
NGF

Language:

Page 122, line 20, strike "\$18,170,277,935" and insert "\$19,839,602,383".

Explanation:

(This amendment adds \$302.2 million from the general fund and \$1.4 billion nongeneral fund

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from federal Medicaid matching funds in fiscal year 2022, reflecting a shift in payments from the first month of fiscal year 2023 to fiscal year 2022. This change allows the Commonwealth to draw down enhanced federal Medicaid funding (FMAP) during the public health emergency. A separate amendment to House Bill 30 reduces general fund spending on Medicaid by \$378.0 million in fiscal year 2023 and \$39.3 million in fiscal year 2024 reflecting the shift in spending from fiscal year 2023 to fiscal year 2022. This amendment also accounts for a slower than expected shift of certain Medicaid recipients in the base program into Medicaid expansion (e.g., adolescents turning age 18). The Medicaid forecast had anticipated a savings of \$35.0 million from this action in fiscal year 2022. However, issues related to the performance of the contracted Medicaid processing unit have delayed these eligibility updates. This amendment results in no change in services provided to Medicaid recipients.)

Item 313 #2h

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 160, after line 18, insert:

"PPPPPP. The Department of Medical Assistance Services, in consultation with the Department of Behavioral Health and Developmental Services, shall review the most recently completed rate study report for Developmental Disability waiver services and shall examine utilization data between April 1, 2021 and March 31, 2022. The department shall make rate model changes to model assumptions as appropriate and consistent with efficiency, economy, quality and sufficiency of care. New rates shall be effective July 1, 2022 for services authorized in House Bill 30. The cost estimate shall incorporate projections for future utilization and shall be reported to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by June 15, 2022. The department shall submit any necessary requests to amend waivers, State Plan changes or regulatory documents."

Explanation:

(This amendment adds language directing the Department of Medical Assistance Services to review the recently completed rate study report for Developmental Disability waiver services in consultation with the Department of Behavioral Health and Developmental Services for rates to be effective July 1, 2022 and make changes as appropriate to model assumptions. A report shall be made to the Chairs of the money committees by June 15, 2022.)

Item 313 #3h

Health and Human Resources

FY20-21

FY21-22

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Department of Medical Assistance	\$0	(\$12,571,908)	GF
Services	\$0	(\$12,571,908)	NGF

Language:

Page 122, line 20, strike "\$18,170,277,935" and insert "\$18,145,134,119".

Page 126, line 22, strike "25,143,816" and insert "12,571,908".

Page 126, line 23, strike "25,143,816" and insert "12,571,908".

Page 126, after line 45, insert:

"e. The Department of Medical Assistance Services, in consultation with the Commissioner, Department of Behavioral Health and Developmental Services, and the Virginia Association of Community Services Boards, shall ensure that any new waiver slots included in House Bill 30 are allocated to Community Services Boards (CSBs) and a Behavioral Health Authority no later than May 31, 2022 and CSBs and a Behavioral Health Authority will assign each slot to eligible individuals no later than June 30, 2022 to ensure individuals on the Priority One waiting list can access services expeditiously in fiscal year 2023."

Explanation:

(This amendment captures savings of \$12.6 million from the general fund and \$12.6 million from federal Medicaid matching funds the second year from the fiscal year 2022 delay by the Department of Behavioral Health and Developmental Services (DBHDS) in allocating waiver slots. A decision by DBHDS to review all individuals on the Priority 1, 2 and 3 waiting lists resulted in a delay in allocating 890 new waiver slots to individuals with developmental disabilities on the Priority 1 waiting list for community-based services. This delay resulted in projected savings in the program in fiscal year 2022. Budget language is added requiring the Department of Medical Assistance Services, DBHDS and CSBs to ensure that 1,200 new waiver slots contained in House Bill 30 will be available expeditiously for individuals with developmental disabilities.)

Item 350 #1h

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

Language:

Page 178, line 6, strike "\$152,165,798" and insert "\$155,165,798".

Explanation:

(This amendment adds \$3.0 million from the general fund in the second year to the Unemployed Parents (UP) program to address a recent increase of enrollment in the program.)

Item 353 #1h

Health and Human Resources

Department of Social Services

Language

Language:

Page 184, after line 30, insert:

"G. The Director, Department of Planning and Budget, shall unallot \$2,000,000 the second year from this item which reflects unused balances in the Auxiliary Grant program."

Explanation:

(This amendment adds language to capture \$2.0 million in balances the second year in the Auxiliary Grant program within the Department of Social Services.)

Item 354 #1h

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 reduces general fund spending by \$2.7 million the second year for adoption assistance, foster care and the KinGAP programs due to changes in the federal medical assistance percentage (FMAP) from the extension of the Public Health Emergency into the fourth quarter of fiscal year 2022. The FMAP will be 56.2 percent compared to the pre-pandemic rate of 50 percent for these services, allowing for a temporary reduction in general fund spending.)

Item 356 #1h

Health and Human Resources

FY20-21

FY21-22

Department of Social Services

\$0

(\$150,000)

NGF

Language:

Page 188, line 27, strike "\$70,166,967" and insert "\$70,016,967".

Page 192, line 40, after "and", strike "750,000" and insert "600,000".

Explanation:

(This amendment reduces \$150,000 the second year in Temporary Assistance to Needy Families funding for Cornerstones to better reflect expected expenditures by this organization.)

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Item 356 #2h

Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	(\$250,000)	NGF

Language:

Page 188, line 27, strike "\$70,166,967" and insert "\$69,916,967".

Page 192, line 1, strike "\$350,000" and insert "\$100,000".

Explanation:

(This amendment reduces \$250,000 the second year in Temporary Assistance to Needy Families funding for FACETS to better reflect expected expenditures by this organization.)

Item 356 #3h

Health and Human Resources	FY20-21	FY21-22	
Department of Social Services	\$0	(\$784,000)	NGF

Language:

Page 188, line 27, strike "\$70,166,967" and insert "\$69,382,967".

Page 192, line 17, strike "\$1,284,000" and insert "\$500,000".

Explanation:

(This amendment reduces \$784,000 the second year in Temporary Assistance to Needy Families funding for United Community to better reflect expected expenditures by this organization.)

Item 376 #1h

Natural Resources

Department of Environmental Quality

Language

Language:

Page 200, set out Item 376.

Page 200, Item 376, after line 7, insert:

"D. The Department shall provide technical assistance to the City of Bristol in resolving ongoing health, environmental, and quality of life issues with its landfill and to facilitate a long-term plan for the operational status of the landfill following the completion of mitigation efforts."

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Explanation:

(This amendment directs the Department of Environmental Quality to provide technical assistance to the City of Bristol regarding ongoing health, environmental, and quality of life issues stemming from the operations of the City's landfill.)

		Item 384 #1h	
Natural Resources	FY20-21	FY21-22	
Department of Wildlife Resources	\$0	(\$3,900,000)	GF

Language:

Page 201, line 26, strike "\$0" and insert "(\$3,900,000)".

Page 201, line 27, unstrike "\$16,500,000".

Page 201, line 28, strike "\$20,400,000".

Explanation:

(This amendment reverses a proposed \$3.9 million from the general fund increase in the deposit to the Game Protection Fund and maintains the base funding for the deposit at \$16.5 million.)

		Item 411 #1h	
Public Safety and Homeland Security	FY20-21	FY21-22	
Department of Emergency Management	\$0	(\$2,201,500)	GF

Language:

Page 210, line 16, strike "\$44,220,540" and insert "\$42,019,040".

Page 211, line 26, strike "and \$2,201,500 the second year".

Explanation:

(This amendment removes \$2.2 million in general funds included the second year for the Department of Emergency Management to establish a health equity workgroup in relation to its ongoing COVID response activities. The Department has indicated the workgroup has not been established and will not be established before the end of the current fiscal year.)

		Item 411 #2h	
Public Safety and Homeland Security	FY20-21	FY21-22	

Committee Approved Amendments to House Bill 29, as Introduced

Department of Emergency Management \$0 \$2,000,000 GF

Language:

Page 210, line 16, strike "\$44,220,540" and insert "\$46,220,540".

Page 211, after line 38, insert:

"F. Included in this item is \$2,000,000 the first year from the general fund to the City of Richmond to assist in recovery and response activities related to the destruction by fire of William Fox Elementary School."

Explanation:

(This amendment provides \$2.0 million from the general fund the second year to the City of Richmond to aid in the recovery efforts following the destruction of Fox Elementary School by fire.)

Item 425 #1h

Public Safety and Homeland Security

Department of State Police

Language

Language:

Page 212, set out Item 425.

Page 212, Item 425, after "University of Virginia.", insert:

"3. The Department of State Police shall, upon request, provide to the Department of Health any information it possesses as a result of carrying out the provisions of §§ 16.1-337.1, 19.2-389, 19.2-389.1, 37.2-819, 19.2-182.2 and 64.2-2014, Code of Virginia, to enable the Department of Health to link the data held pursuant to those provisions with other relevant data held by the Commonwealth. Once received, the Department of Health will provide the linked data to the Department of Juvenile Justice for deidentification and for the purpose of evaluating the impact of carrying out these provisions on the public health and safety, pursuant to a research grant to Duke University and a subcontract with the University of Virginia."

Explanation:

(This amendment rectifies an omission in previously adopted language pertaining to sharing of deidentified data between State Police, the Department of Juvenile Justice, the Department of Behavioral Health and Developmental Services, and the Department of Health for the purposes of a research study conducted by Duke University and the University of Virginia.)

Item 436 #1h

Transportation

Department of Motor Vehicles

Language

Language:

Page 222, strike lines 41 through 44, insert:

"V. Notwithstanding the provisions of subsection A of § 46.2-1508, any manufacturer or distributor of buses that sells buses to a local government authority or non-profit provider in the Commonwealth for the purposes of public transportation, as defined in 49 U.S.C. § 5302, shall not be required to obtain a manufacturers license from the Department of Motor Vehicles or a dealers license from the Motor Vehicle Dealer Board for such sales. For purposes of this item, "bus" means a rubber-tired automotive vehicle used for the provision of public transportation service by or for a recipient of federal or state funding allocated annually by the Commonwealth Transportation Board."

Explanation:

(This amendment replaces language in the introduced budget exempting manufacturers who sell buses for public transportation from the requirement of having a manufacturers' and dealers' license. The replacement language more clearly states the intended policy.)

Item 447.10 #1h

Transportation

Department of Transportation

Language

Language:

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

"8. Up to \$30,000,000 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;

9. Up to \$5,796,000 shall be transferred to Item 447 to support the planning, development and construction of the Fall Line Trail in central Virginia;

10. Up to \$30,000,000 shall be transferred to Item 443 to support the purchase of the right of way for a currently unused railroad track in the Shenandoah Valley.

11. Up to \$20,000,000 shall be transferred to Item 447 for the Air Terminal Interchange at-grade intersection project located on the I-564 Intermodal Connector to support the Department's land lease with the U. S. Navy;

12. Up to \$20,000,000 shall be transferred to Item 447 to improve Interstate 64 between exit 205 and exit 234 with priority given to enhancements that provide long-term traffic flow improvements for the full 29-mile corridor;

13. Up to \$10,000,000 shall be transferred to Item 447 to support the extension of the Nimmo

Parkway."

Explanation:

(This amendment modifies language included in the introduced allocating \$115.8 million from the general fund related to the fiscal year 2021 surplus for specific transportation projects.)

Item 477 #1h

Central Appropriations

Central Appropriations

Language

Language:

Page 250, strike line 21 through 47, and insert;

"SS. The provisions of paragraphs TT., UU., and VV. shall only be effective if funding is provided to implement the provisions of such paragraphs in the 2022 Appropriation Act for the 2022-2024 biennium.

TT.1. Contingent on paragraph SS., the base salary of the following employees, with the exception of those employees who will be receiving a targeted salary increase at or above 7.5% in fiscal year 2023 based on funding authorized in the 2022 Appropriation Act for the 2022-2024 biennium, shall be increased by four percent on June 10, 2022:

- a. Full-time and other classified employees of the Executive Department subject to the Virginia Personnel Act;
- b. Full-time employees of the Executive Department not subject to the Virginia Personnel Act, except officials elected by popular vote;
- c. Any official whose salary is listed in § 4-6.01 of this act, subject to the ranges specified in the agency head salary levels in § 4-6.01 c;
- d. Full-time staff of the Governor's Office, the Lieutenant Governor's Office, the Attorney General's Office, Cabinet Secretaries' Offices, including the Deputy Secretaries, the Virginia Liaison Office, and the Secretary of the Commonwealth's Office;
- e. Heads of agencies in the Legislative Department;
- f. Full-time employees in the Legislative Department, other than officials elected by popular vote;
- g. Legislative Assistants as provided for in Item 1 of this act;
- h. Judges and Justices in the Judicial Department;
- i. Heads of agencies in the Judicial Department;
- j. Full-time employees in the Judicial Department;

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k. Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission, the Chief Executive Officer of the Virginia College Savings Plan, and the Directors of the Virginia Lottery, and the Virginia Retirement System; and

l. Full-time employees of the State Corporation Commission, the Virginia College Savings Plan, the Virginia Lottery, Virginia Workers' Compensation Commission, and the Virginia Retirement System.

2.a. Employees in the Executive Department subject to the Virginia Personnel Act shall receive the salary increases authorized in this paragraph only if they attained at least a rating of "Contributor" on their latest performance evaluation.

b. Salary increases authorized in this paragraph for employees in the Judicial and Legislative Departments, employees of Independent agencies, and employees of the Executive Department not subject to the Virginia Personnel Act shall be consistent with the provisions of this paragraph, as determined by the appointing or governing authority. However, notwithstanding anything herein to the contrary, the governing authorities of those state institutions of higher education with employees not subject to the Virginia Personnel Act may implement salary increases for such employees that may vary based on performance and other employment-related factors. The appointing or governing authority shall certify to the Department of Human Resource Management that employees receiving the awards are performing at levels at least comparable to the eligible employees as set out in subparagraph 2.a. of this paragraph.

3. The Department of Human Resource Management shall increase the minimum and maximum salary for each band within the Commonwealth's Classified Compensation Plan by four percent on June 10, 2022. No salary increase shall be granted to any employee as a result of this action. The department shall develop policies and procedures to be used in instances when employees fall below the entry level for a job classification due to poor performance. Movement through the revised pay band shall be based on employee performance.

4. The following agency heads, at their discretion, may utilize agency funds or the funds provided pursuant to this paragraph to implement the provisions of new or existing performance-based pay plans:

- a. The heads of agencies in the Legislative and Judicial Departments;
- b. The Commissioners of the State Corporation Commission and the Virginia Workers' Compensation Commission;
- c. The Attorney General;
- d. The Director of the Virginia Retirement System;
- e. The Director of the Virginia Lottery;
- f. The Director of the University of Virginia Medical Center;
- g. The Chief Executive Officer of the Virginia College Savings Plan; and

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h. The Executive Director of the Virginia Port Authority.

5. The base rates of pay, and related employee benefits, for wage employees may be increased by up to four percent no earlier than June 10, 2022. The cost of such increases for wage employees shall be borne by existing funds appropriated to each agency.

6. The governing authorities of those state institutions of higher education with university staff employees may provide a salary adjustment based on performance and other employment-related factors, as long as the increases do not exceed the four percent increase on average.

UU. Contingent on paragraph SS., the base pay for adjunct faculty at Virginia two-year and four-year public colleges and higher education institutions shall be increased by four percent effective June 10, 2022.

VV. Contingent on paragraph SS., the base pay for graduate teaching assistants at Virginia two-year and four-year public colleges and higher education institutions shall be increased by four percent on June 10, 2022."

Page 251, strike lines 1 through 46.

Explanation:

(This amendment adjusts language included in the introduced budget authorizing the compensation adjustments that would take effect on the first pay day of the fiscal year 2023 (July 1, 2022). The new language is consistent with the funding amendments included in House Bill 30).

		Item 479.20 #1h	
Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$160,000,000	NGF

Language:

Page 256, line 48, strike "\$9,094,043,771" and insert "\$9,254,043,771".

Page 257, line 18, strike "3,179,200,801" and insert "3,339,200,801".

Page 258, line 23, after "awarded." strike the remainder of the line.

Page 258, strike lines 24 through 31.

Page 258, after line 31, insert:

"2) \$160,000,000 to the Department of Small Business and Supplier Diversity (350) for the Rebuild VA program. These fund shall be used to provide business assistance to qualifying applications received by the department on or before June 30, 2021, for which a grant has not been awarded. The Director of the Department of Planning and Budget shall distribute funds to the department for this purpose within 10 days of the passage of this act.

3) Any funds remaining at the end of the fiscal year shall be carried forward into the next fiscal year by the department for the purposes described in these paragraphs 1) and 2) of c. Rebuild

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Virginia. The department shall remit any unused funds provided in this paragraph for Rebuild Virginia applications received by the Department on or before June 30, 2021 to the State Treasurer for deposit into the State and Local Recovery Fund on or before June 30, 2023."

Explanation:

(This amendment provides \$160.0 million in federal American Rescue Plan Act funds to provide business assistance to qualifying businesses that submitted an application for Rebuild Virginia prior to the Department of Small Business and Supplier Diversity closing the application portal in November of 2020. This deposit is anticipated to fund all remaining eligible Rebuild Virginia applications.)

Item 479.20 #2h

Central Appropriations	FY20-21	FY21-22	
Central Appropriations	\$0	\$180,000,000	NGF

Language:

Page 256, line 48, strike "\$9,094,043,771" and insert "\$9,274,043,771".

Page 257, line 18, strike "3,179,200,801" and insert "3,359,200,801".

Page 257, after line 39, insert:

"4) \$180,000,000 to the Virginia Employment Commission (182) for deposit to the Unemployment Insurance Trust Fund no later than June 30, 2022.

5) Notwithstanding § 60.2-533, Code of Virginia, the fund building rate shall be set for Calendar Year 2023 at a rate not to exceed the rate in effect for Calendar Year 2020."

Explanation:

(This amendment deposits \$180.0 million of remaining federal American Rescue Plan Act funds into the Unemployment Insurance (UI) Trust Fund in order to eliminate the fund builder UI tax for all employers in tax year 2023.)

Item 479.20 #3h

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 "\$218,720,808".

Page 260, line 41, after "Funds.", strike the remainder of the line.

Page 260, strike line 42.

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Page 260, strike line 43 and insert "No later".

Explanation:

(This amendment captures \$31.3 million in unutilized school ventilation grant funds. The General Assembly allocated \$250 million in American Rescue Plan Act funds during 2021 Special Session II. School divisions elected not to accept \$31.3 million of these funds.)

Item C-22.30 #1h

Education: Higher Education

FY20-21

FY21-22

Virginia Commonwealth University

Language:

Page 286, after line 34, insert:

"C-22.30 - - - Commonwealth Center for Cloud Computing (C-4)

\$0

\$0

Page 286, after line 34 insert:

"A. Virginia Commonwealth University having fulfilled the requirements of Item C-68.50 G., Chapter 552 of the 2021 Acts of Assembly, Special Session I, including having submitted the December 1, 2021, report to the Chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee, the Director, Department of Planning and Budget is directed to release \$6,880,000 in bond proceeds of the Virginia College Building Authority as specified in C-68.50 F.2., Chapter 552 of the 2021 Acts of Assembly, Special Session I for the support, acquisition and installation of High-Performance Computing tools for the development of the Commonwealth Center for Cloud Computing (C-4)."

Explanation:

(This amendment authorizes the release of bond proceeds specified in Item C-68.50 Chapter 552 of the 2021 Acts of Assembly, Special Session I.)

Item C-66 #1h

Central Appropriations

Central Capital Outlay

Language

Language:

Page 292, strike lines 13 through 28 and insert:

"H.1. The Secretary of Public Safety and Homeland Security shall convene a workgroup to assess and provide recommendations for a long-term operating and capital plan for the provision of health care services to inmate held in secure correctional facilities operated by the

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Department of Corrections. The workgroup shall be comprised of the Secretary of Public Safety and Homeland Security or their designees; Secretary of Health and Human Resources or their designees; the Director, Department of Planning and Budget or their designees; the Staff Directors of the House Appropriations Committee and Senate Finance and Appropriations Committee or their designees; and the Director, Department of General Services or their designees.

2. The workgroup shall assess plans produced by the Department of Corrections to provide health services to inmates held in secure correctional facilities operated by the Department. This shall include an assessment of plans produced by the Department to assume operation of all health care services provided in facilities, necessary services to be provided by contract either on-site or off-site, and the long-term capital needs for the Department to effectuate such operating plans. The assessment shall also consider the costs and benefits, and potential role, of the provision of health care services within secure correctional centers by vendors contracted by the Department. The assessment shall include consideration of the Department's for using the 722-acre property at 3500 Beaumont Road in Powhatan County, previously known as the Beaumont Juvenile Correctional Center, as a consolidated medical facility for state-responsible inmates and describe how the facility will support the planned transition of medical service delivery to a state-managed model. The assessment shall also include information on other potential state needs and uses for the Beaumont property, and justification stating the reasons the expansion of the medical facility at Deerfield Correctional Facility and the replacement of Powhatan Infirmary (authorized in Chapter 552, 2021 Acts of Assembly, Special Session I) are no longer feasible to address the Department's infirmary and long-term care needs.

3. The workgroup shall report the findings of its assessment, and its recommendations, to the Governor and Chairs of the House Committee on Appropriations and Senate Committee on Finance and Appropriations no later than November 15, 2022.

4. The Department shall not proceed with the Deerfield Correctional Center Expansion or Powhatan Infirmary Replacement planning projects."

Explanation:

(This amendment amends language directing the Secretary of Public Safety and Homeland Security to convene a workgroup to assess and provide recommendations for a long-term operating and capital plan for the provision of health care services to inmates held in secure correctional facilities operated by the Department of Corrections. The assessment shall specifically consider the intended use of property in Powhatan County, previously known as the Beaumont Juvenile Correctional Center, as a consolidated medical facility for state-responsible inmates. The workgroup report is due by November 15, 2022.)

Item C-68.50 #1h

Central Appropriations

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Central Capital Outlay

Language

Language:

Page 292, line 32, strike "Not set out.", and insert:

"2021 Capital Construction Pool (18540)	\$0	\$12,981,771
Fund Sources:		
General	\$0	\$1,242,850
Bond Proceeds	\$0	\$11,738,921

A. 1. The capital projects in paragraph C of this item are hereby authorized and may be financed in whole or in part through bonds of the Virginia College Building Authority pursuant to § 23.1-1200 et seq., Code of Virginia, or the Virginia Public Building Authority pursuant to § 2.2-2263 et seq., Code of Virginia. Bonds of the Virginia College Building Authority issued to finance these projects may be sold and issued under the 21st Century College Program at the same time with other obligations of the Authority as separate issues or as a combined issue. The aggregate principal amounts shall not exceed \$11,738,921 plus amounts needed to fund issuance costs, reserve funds, original issue discount, interest prior to and during the acquisition or construction and for one year after completion thereof, and other financing expenses, in accordance with § 2.2-2263, Code of Virginia.

2. From the list of projects included in paragraph C. of this item, the Director, Department of Planning and Budget, shall provide to the Chairs of the Virginia College Building Authority and the Virginia Public Building Authority the specific projects, as well as the amounts for these projects, to be financed by each authority within the dollar limit established by this authorization.

3. Debt service on the projects contained in this Item shall be provided from appropriations to the Treasury Board.

4. The appropriations for the capital projects in this item are subject to the conditions in § 2.0 F. of this act.

B. In addition to the appropriation and bond authorization authorized by this item, the Director, Department of Planning and Budget, shall transfer unutilized Virginia College Building Authority (VCBA) and Virginia Public Building Authority (VPBA) bond authorization and appropriation from the projects listed below, in the amounts shown, to this project for funding the projects listed in paragraph C:

Agency No.	Project No.	Issuing Authority	Initial Authorization	Amount
260	17375	VCBA	Item C-174, Chapter 3, 2006 Acts of Assembly, Special Session I	\$4,010.60

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260	17116	VCBA	Item C-108.40, Chapter 4, 2004 Acts of Assembly, Special Session I	\$537.12
777	15837	VPBA	Item C-71, Chapter 912, 1996 Acts of Assembly, as amended in Item C-131, Chapter 935, 1999 Acts of Assembly, and Item C-182, Chapter 814, 2002 Acts of Assembly	\$636,708.37
777	15206	VPBA	Item C-69, Chapter 912, 1996 Acts of Assembly, as amended in Item C-130, Chapter 464, 1998 Acts of Assembly, Item C-181, Chapter 1073, 2000 Acts of Assembly; Item C-123.35, Chapter 1042, 2003 Acts of Assembly, and Item C-166, Chapter 4, 2004 Acts of Assembly, Special Session I	\$58,342.65
799	16426	VPBA	Item C-164, Chapter 1073, 2000 Acts of Assembly, as amended in Item C-122.45, Chapter 1042, 2003 Acts of Assembly, Item C-273, Chapter 547, 2007 Acts of Assembly, and Item C-119, Chapter 879, 2008 Acts of Assembly	\$82,114.22
799	17613	VPBA	Item C-129, Chapter 879, 2008 Acts of Assembly	\$135,365.64

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C. There is hereby appropriated \$11,738,921 the first year from bond proceeds of the Virginia College Building Authority or the Virginia Public Building Authority and \$1,242,850 the first year from the general fund to provide funds for the construction and other capital costs of the following projects:

Agency Title	Agency Code	Project Title
Wilson Workforce and Rehabilitation Center	203	Emergency Replacement of HVAC System Mary Switzer Building
Norfolk State University	213	Acquire / Renovate Pre-School Academy
Virginia Museum of Fine Arts	238	Replace Life and Safety Components
Eastern Virginia Medical School	274	Replace Two Hofheimer Hall Air Handling Units
Eastern Virginia Medical School	274	Install Lewis Hall Emergency Generator
Gunston Hall	417	Reconstruct East Yard Enslaved Quarter
Department for the Blind and Vision Impaired	702	Replace Roof, Virginia Industries for the Blind, Charlottesville Plant

D. The authorization provided under Chapter 759 / 769, 2016 Acts of Assembly for bond funding from the Virginia College Building Authority for Virginia Commonwealth University Center capital project 18205, Construct Commonwealth Center for Advanced Logistics Systems (CCALS), is rescinded.

E. In addition to the appropriation and bond authorization authorized by this item, the Director, Department of Planning and Budget, shall transfer unutilized Virginia College Building Authority (VCBA) bond authorization and appropriation from the projects listed below, in the amounts shown, to this project for funding the projects listed in paragraph F:

Agency No.	Project No.	Issuing Authority	Initial Authorization	Amount
236	18205	VCBA	§ 2, Chapters 759 and 769, 2016 Acts of Assembly	\$19,000,000

F. 1. a. Upon certification from the Virginia Economic Development Partnership that an

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agreement has been reached with the Economic Development Authority and Rolls-Royce Crosspointe LLC, the Department of General Services is hereby authorized \$12,120,000 the first year from bond proceeds of the Virginia Public Building Authority to provide funds for the acquisition of the Commonwealth Center for Advanced Manufacturing (CCAM).

b. The Department of General Services (“DGS”) is directed and fully funded from the proceeds totaling \$12,120,000 of the Virginia College Building Authority identified in Paragraph E. of this Item to acquire the Commonwealth Center for Advanced Manufacturing (“CCAM”) property (the “Property”) from the University of Virginia Foundation (the “Foundation”), on terms acceptable to DGS (the “Acquisition”). DGS may acquire the Property subject to an EDA grant award and conditions for award No. 01-0108998 (“Grant”) and any associated mortgage (“Mortgage”), including without limitation the mortgage recorded in the Prince George County Clerk's Office as Instrument #110003537, pursuant to which Mortgage the EDA is authorized to foreclose to gain title to the Property in the event of a default under the Grant. DGS is authorized and directed to proceed with the Acquisition with the remedies allowed in the Grant and Mortgage, including, but not limited to a right of foreclosure under the Mortgage and the right to demand payment under the Grant.

CCAM, the Commonwealth Center for Advanced Logistics Systems (should it become a tenant in the Property) (“CCALS”), and any other tenant in the Property, shall work with DGS to further the purpose of the Grant and Mortgage and keep the Property in compliance with the Grant and Mortgage. Any lease to any tenant of the Property shall be on terms and conditions acceptable to DGS and all tenants shall cooperate with DGS (i) in negotiating a lease acceptable to DGS and (ii) during the term of any such lease, to ensure that, among other things, the tenant shall not cause a default under the terms of any such lease, the Grant, or Mortgage. Tenants of the Property shall comply with DGS's building occupancy and use requirements, including any tenant financial obligations and building operational procedures. CCALS and any entities operating within the Property prior to the Acquisition, including but not limited to CCAM, shall execute a lease with DGS prior to the Acquisition, to be held in escrow pending completion of the Acquisition.

DGS expenses to complete the Acquisition and negotiate tenant leases shall be funded from the funding authorized by this section. Such funds will be deducted upon completion of the Acquisition.

2. Virginia Commonwealth University is hereby authorized \$6,880,000 the first year from bond proceeds of the Virginia College Building Authority to provide funds for the support acquisition and installation of High-Performance Computing tools for the development of the Commonwealth Center for Cloud Computing (C4).

G. The conditions required in order to receive the allocation from paragraph F. 2. of this item are:

1. Virginia Commonwealth University shall convene a workgroup comprised of the University of Virginia, Virginia Tech, Old Dominion University, Virginia State University, Longwood University, and representatives from the Commonwealth Center for Advanced Manufacturing

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(CCAM) and the Commonwealth Center for Advanced Logistics for the expressed purpose of developing a plan for the Commonwealth Center for Cloud Computing (C4).

2. The plan shall identify areas of research relevant to the C4, guiding principles to ensure continued collaboration between and among the partnering entities, opportunities for potential expansion of other institutions and entities, linkages with the Commonwealth Cyber Initiative, the Cyber Range and the Greater Washington Partnership, operational cost estimates and cost sharing strategies between and among the partnering institutions and entities to include potential for leveraging private sector partnerships.

3. The workgroup shall submit the report by December 1, 2021 to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees and the Governor.

4. After adoption of the report by the General Assembly, the funding provided in paragraph F.2. shall be released to Virginia Commonwealth University to support the creation of the operations of the Commonwealth Center for Cloud Computing (C4)."

Explanation:

(This amendment provides clarifying technical language changes to allow the Department of General Services to proceed with the acquisition of the Commonwealth Center for Advanced Manufacturing.)

		Item C-69 #1h	
Central Appropriations	FY20-21	FY21-22	
Central Capital Outlay	\$0	\$175,000,000	GF

Language:

Page 292, line 35, strike "\$80,000,000" and insert "\$255,000,000".

Page 292, line 39, strike "\$80,000,000" and insert "\$255,000,000".

Page 292, line 38, strike "\$228,950,000" and insert "\$153,950,000".

Page 293, line 49, strike "\$228,950,000" and insert "\$153,950,000".

Page 293, line 26, before "6.", strike ". "

Page 293, line 28, before "7.", strike ". "

Page 293, after line 28, insert:

"B. Included in this item is funding for cost overruns for the following capital projects already authorized for construction. These cost overruns are authorized to be paid out in accordance with the proportional share as set out in the below table:

Agency/Code	Project Code	% General Fund Share of Cost Overrun
Department of Forensic Science (194)	18167	100%

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University of Virginia (207)	18331	85%
Virginia Polytechnic Institute and State University (208)	18412	61%
George Mason University (247)	18482	33%

Explanation:

(This amendment provides \$125,000,000 the second year from the general fund for the existing project supplement pool, bringing the total amount of available funding in the supplemental pool to \$205,000,000. Of this additional funding, \$75,000,000 is provided as a supplant of bond proceeds for project supplements originally authorized in this item in fiscal year 2021. Finally, this amendment designates specific projects already authorized for construction to receive supplemental funding from this pool in proportion to funding splits for these projects to date.)

Item C-69.50 #1h

Central Appropriations	FY20-21	FY21-22	
Central Capital Outlay	\$0	(\$100,000,000)	GF

Language:

Page 293, line 29, strike "\$100,000,000" and insert "\$0".
 Page 293, strike lines 29 through 53 and insert "Omitted".

Explanation:

(This amendment transfers funding proposed in the second year to augment the existing supplemental project cost pool in Item C-69. This action repurposes the funding so that it can be used to address critical capital projects facing unanticipated overruns due to reasons including, but not limited to material volatility.)

Item 3-1.01 #1h

Transfers

Interfund Transfers	Language
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Language:

Page 303, after line 33, insert:
"OO. On or before June 30, 2022, the State Comptroller shall transfer to the general fund an amount estimated at \$27,515,896 from Special Fund balances of the Virginia Growth and Opportunity Fund (09272)."

Explanation:

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(This amendment reverts \$27.5 million in unobligated GO Virginia balances to support several commerce initiatives included in House Bill 30. At the close of the second quarter of fiscal year 2022, GO Virginia balances totaled \$53.6 million.)

Item 3-1.01 #2h

Transfers

Interfund Transfers

Language

Language:

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

Explanation:

(This amendment reduces the estimated transfer of net ABC profits by \$14.7 million in fiscal year 2022 to correct a technical error in the introduced budget.)

Item 3-1.01 #3h

Transfers

Interfund Transfers

Language

Language:

Page 303, line 24, strike "On or before June 30, 2021" and insert:
"On or before June 30 each year"

Explanation:

(This amendment directs the transfer of \$275,000 to the general fund from nongeneral fund cash balances of the Virginia Alcohol Safety Action Program.)

Item 3-5.03 #1h

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 reflect additional assumed revenues from

sales and use tax collections.)

Item 3-5.06 #1h

Adjustments and Modifications to Tax Collections

Accelerated Sales Tax

Language

Language:

Page 307, after line 27, insert:

"H. Notwithstanding language included in the paragraphs above, no Accelerated Sales Tax payments shall be required for any dealer for any period beginning after June 30, 2021. Penalties and interest for all prior years' Accelerated Sales Tax payments remain due and are collectible."

Explanation:

(This amendment eliminates the accelerated sales tax (AST) in fiscal year 2022. The introduced budgets eliminated the AST in fiscal year 2023. Eliminating the AST in fiscal year 2022 will reduce revenues by \$202.8 million in fiscal year 2022 and increase revenues in fiscal year 2023 by an equal amount.)

Item 3-5.24 #1h

Adjustments and Modifications to Tax Collections

Individual Income Tax Rebate

Language

Language:

Page 313, strike lines 19 through 32 and insert:

"In addition to any refund due pursuant to § 58.1-309 of the Code of Virginia, and for taxable years beginning on and after January 1, 2021, but before January 1, 2022, an individual filing a return on or before November 1, 2022 or married persons filing a joint return on or before November 1, 2022 shall be issued a refund in an amount up to \$300 for an individual, or \$600 for married persons filing a joint return. An individual shall only be allowed a refund pursuant to this enactment up to the amount of such individual's tax liability after the application of any deductions, subtractions, or credits to which the individual is entitled pursuant to Chapter 3 (§ 58.1-300 et seq.) of Title 58.1 of the Code of Virginia. Married persons filing a joint return shall only be allowed a refund pursuant to this enactment up to the amount of such married persons' tax liability after the application of any deductions, subtractions, or credits to which the married persons are entitled pursuant to Chapter 3 of Title 58.1 of the Code of Virginia. Any refund issued pursuant to this enactment shall be subject to collection under the provisions of the Setoff Debt Collection Act (§ 58.1-520 et seq. of the Code of Virginia). In no case shall any interest be paid on any refund due pursuant to this enactment."

Explanation:

(This amendment would provide a tax rebate for individuals who file a Taxable Year 2021 individual income tax return of up to \$300 for an individual or \$600 for married persons filing a joint return.)

Item 4-14 #1h

Effective Date

Effective Date

Language

Language:

Page 400, line 33, after "projects." insert:

"The amounts made available to the Virginia Port Authority pursuant to this clause shall reflect the net proceeds available from the \$40,000,000 of debt authorized by in Item C-72, of this act after infrastructure investments in connection with location of a turbine and turbine generator manufacturing company are made at Portsmouth Marine Terminal."

Explanation:

(This amendment clarifies that Virginia Port Authority may only access the remainder of bond proceeds authorized in House Bill 29, after infrastructure investments from the same bond proceeds are made to support a MEI approved project for Siemens Gamesa at Portsmouth Marine Terminal.)

Item 4-14 #2h

Effective Date

Effective Date

Language

Language:

Page 400, strike lines 46 through 49.

Page 401, strike lines 1 through 36.

Explanation:

(This amendment eliminates language included in House Bill 29 as introduced that address conformity with federal tax provisions. A stand alone piece of legislation, House Bill 971, already has been passed by both the House and Senate.)

Item 4-14 #3h

Committee Approved Amendments to House Bill 29, as Introduced

Effective Date

Effective Date

Language

Language:

Page 401, strike lines 37 through 50.

Page 402, strike lines 1 through 31.

Page 402, line 32, strike "27" and insert "24".

Page 402, line 33, strike "28" and insert "25".

Page 402, line 34, unstrike "twenty-fourth".

Page 402, line 34, strike "twenty-seventh".

Page 402, line 36, strike "29" and insert "26".

Page 402, line 40, strike "30" and insert "27".

Explanation:

(This amendment eliminates language relating to House Bill 1312, which was not adopted by the House.)
