

Floor Approved Amendment to SB 30, As Introduced

Item 0 #1s

Revenues

Revenues

Language

Language:

Page 1, strike lines 19-38 and insert:

	"First Year	Second Year	Total
Unreserved Beginning Balance	\$5,226,466,961	\$0	\$5,226,466,961
Additions to Balance	\$1,440,246,365	(\$500,000)	\$1,439,746,365
Official Revenue Estimates	\$25,646,708,000	\$27,886,613,400	\$53,533,321,400
Transfer	\$723,920,991	\$741,520,991	\$1,465,441,982
Total General Fund Resources Available for Appropriation	\$33,037,342,317	\$28,627,634,391	\$61,664,976,708

	First Year	Second Year	Total
Balance, June 30, 2022	\$8,383,240,878	\$0	\$8,383,240,878
Official Revenue Estimates	\$44,091,824,520	\$44,802,734,723	\$88,894,559,243
Lottery Proceeds Fund	\$764,671,715	\$764,671,715	\$1,529,343,430
Internal Service Fund	\$2,797,332,311	\$2,750,473,321	\$5,547,805,632
Bond Proceeds	\$157,296,000	\$0	\$157,296,000
Total Nongeneral Fund Revenues Available for Appropriation	\$56,194,365,424	\$48,317,879,759	\$104,512,245,183
Total Projected Revenue	\$89,231,707,741	\$76,945,514,150	\$166,117,221,891"

Explanation:

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

Item 0 #2s

Revenues

Floor Approved Amendment to SB 30, As Introduced

Revenues

Language

Language:

Page 1, strike lines 3 through 5, and insert:

"A BILL for all appropriations of the Budget submitted by the Governor of Virginia in accordance with the provisions of § 2.2-1509, Code of Virginia, and to provide a portion of revenues for the two years ending respectively on the thirtieth day of June, 2023, and the thirtieth day of June, 2024, and a Bill to amend and reenact §§ 58.1-301, 58.1-322.02, 58.1-322.03, 58.1-339.8, 58.1-402, and 58.1-611.1 of the Code of Virginia."

Explanation:

(This technical amendment updates the front page.)

Item 1 #1s

Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$910,166	\$932,921	GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$57,625,732".

Page 3, line 5, strike "\$56,715,566" and insert "\$57,648,487".

Explanation:

(This amendment includes funding to provide the employer's share of health insurance premiums for each member's second legislative assistant.)

Item 1 #2s

Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$150,000	\$160,000	GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$56,865,566".

Page 3, line 5, strike "\$56,715,566" and insert "\$56,875,566".

Explanation:

(This amendment includes supplemental pooled funding in each year of the biennium for Senate members' second legislative assistants.)

Item 1 #3s

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Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$1,272,287	\$1,042,401	GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$57,987,853".

Page 3, line 5, strike "\$56,715,566" and insert "\$57,757,967".

Explanation:

(This amendment provides \$1.3 million GF in FY 2023 and \$1.0 million GF in FY 2024 to reflect operational support costs, including costs associated with the move to the new General Assembly building, which is scheduled to occur in October 2022.)

Item 1 #4s

Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$750,000	\$0	GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$57,465,566".

Explanation:

(This amendment provides \$750,000 GF in FY 2023 for costs to study the Commonwealth's response and preparedness to the COVID-19 pandemic, consistent with SJ 10, contingent upon its final passage.)

Item 1 #5s

Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$23,600	\$23,600	GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$56,739,166".

Page 3, line 5, strike "\$56,715,566" and insert "\$56,739,166".

Explanation:

(This amendment provides \$23,600 GF each year to extend and expand the Joint Subcommittee on Coastal Flooding.)

Item 1 #6s

Legislative Department

General Assembly of Virginia

Language

Language:

Page 7, strike lines 47 through 56.

Page 8, strike lines 1 through 38, and insert:

"K.1. The Chairs of the House Appropriations and Senate Finance and Appropriations Committees shall each appoint five members from their respective committees to a Joint Subcommittee for Health and Human Resources Oversight to respond to federal health care changes, provide ongoing oversight of the Medicaid and children's health insurance programs and oversight of Health and Human Resources agencies. The members of the Joint Subcommittee shall elect a chair and vice chair annually.

2. The Joint Subcommittee shall monitor, evaluate and respond to federal legislation that repeals, amends or replaces the Affordable Care Act (ACA), Medicaid (Title XIX of the Social Security Act), the Children's Health Insurance Program (Title XXI of the Social Security Act) or any proposals to block grant or change the method by which these programs are funded. The Joint Subcommittee shall recommend actions to be taken by the General Assembly to address the impact of any such federal legislation that would affect the state budget and health care coverage now available to Virginians. Furthermore, the subcommittee shall evaluate federal changes for opportunities to improve Virginia's Medicaid and other health insurance programs.

3. The Joint Subcommittee shall provide ongoing oversight of initiatives and operations of the Health and Human Resources agencies. The joint subcommittee shall examine progress made in implementing changes to: (i) Medicaid managed care, including managed long-term supports and services; (ii) Medicaid waiver programs including the Medicaid waivers serving individuals with developmental disabilities; (iii) the Medicaid Enterprise System; (iv) improve eligibility, enrollment and renewal processes in the Medicaid and CHIP programs; (v) the organizational structure and realignment of staff and resources of the Department of Medical Assistance Services resulting from the change from a fee-for-service to a managed care delivery system; (vi) improve the cost effective delivery of services through the Comprehensive Services Act; and (vii) initiatives and programmatic changes across the Health and Human Resources agencies to ensure efficient and effective use of resources across the Secretariat.

4. The Joint Subcommittee may seek support and technical assistance from staff of the House Appropriations and Senate Finance and Appropriations Committees, the staff of the Joint Legislative Audit and Review Commission, and the staff of the Department of Medical Assistance Services. Other state agency staff shall provide support upon request.

5. The staff of the House Appropriations and Senate Finance and Appropriations Committees and the Joint Commission on Health Care shall help facilitate the scope of work to be completed by the Joint Subcommittee for Health and Human Resources Oversight."

Explanation:

(This amendment makes technical changes to update the language in the introduced budget for the Joint Subcommittee for Health and Human Resources Oversight. Specifically, it eliminates

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the workgroup to monitor implementation of Medicaid Expansion, removes the assessment on moving the Office of Aging Services, and adds the Joint Commission on Health Care as staff support for the joint subcommittee.)

Item 1 #7s

Legislative Department

General Assembly of Virginia

Language

Language:

Page 8, after line 38, insert:

"6. The Joint Subcommittee for Health and Human Resources Oversight shall evaluate options to establish a state-funded health coverage program for children under 19 years of age who are uninsured and would qualify for Medicaid or FAMIS except for their immigration status. As part of the evaluation, the Joint Subcommittee shall review other state-funded programs to determine potential options to expand coverage for uninsured children. The Joint Subcommittee shall report to the General Assembly by December 15, 2022, its findings and recommendations."

Explanation:

(This amendment directs the Joint Subcommittee for Health and Human Resources Oversight to evaluate options to establish a state-funded health coverage program for children under 19 years of age who are uninsured and would qualify for Medicaid or FAMIS except for their immigration status.)

Item 3 #1s

Legislative Department

Commission on the Virginia Alcohol Safety Action Program

Language

Language:

Page 11, after line 11, insert:

"C. Any locality that is part of an Alcohol Safety Action Program organization will contribute to the operating costs of the organization at a rate to be negotiated among the parties."

Explanation:

(This amendment includes language directing local Alcohol Safety Action Program organization members to contribute to the operating costs of the organization at a negotiated rate.)

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Item 4 #1s

Legislative Department	FY22-23	FY23-24	
Division of Capitol Police	\$2,500,000	\$2,500,000	GF

Language:

Page 11, line 18, strike "\$14,471,356" and insert "\$16,971,356".
Page 11, line 18, strike "\$14,471,356" and insert "\$16,971,356".

Explanation:

(This amendment provides \$2.5 million GF each year to fund a compensation plan for the Division of Capitol Police that addresses recruitment, retention, and compression issues.)

Item 5 #1s

Legislative Department	FY22-23	FY23-24	
Division of Legislative Automated Systems	\$2,858,672	\$335,700	GF

Language:

Page 11, line 31, strike "\$6,054,997" and insert "\$8,913,669".
Page 11, line 31, strike "\$6,054,997" and insert "\$6,390,697".

Explanation:

(This amendment provides funding for information technology infrastructure, security, software, and operational costs.)

Item 6 #1s

Legislative Department		Language
Division of Legislative Services		

Language:

Page 12, line 29, after "to the", insert "Behavioral Health Commission".

Explanation:

(This amendment directs the Division of Legislative Services to provide administrative support (i.e. payroll processing, accounting and travel expenses processing) for the recently created Behavioral Health Commission, similar to the support provided to other legislative commissions.)

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Item 6 #2s

Legislative Department	FY22-23	FY23-24	
Division of Legislative Services	\$316,000	\$316,000	GF

Language:

Page 12, line 18, strike "\$8,258,978" and insert "\$8,574,978".

Page 12, line 18, strike "\$8,258,978" and insert "\$8,574,978".

Explanation:

(This amendment provides \$316,000 GF each year for the Division of Legislative Services to implement a compensation plan for attorneys that addresses recruitment, retention, and compression issues.)

Item 6 #3s

Legislative Department	FY22-23	FY23-24	
Division of Legislative Services	\$265,323	\$0	NGF

Language:

Page 12, line 18, strike "\$8,258,978" and insert "\$8,524,301".

Page 12, after line 43, insert:

"F. Included in this item is \$265,323 in the first year from dedicated special revenue to implement the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee."

Explanation:

(This amendment includes funding to appropriate special revenue funds from the sale of Chesapeake Bay license plates to implement the recommendations of the Chesapeake Bay Restoration Advisory Committee.)

Item 6.10 #1s

Legislative Department	FY22-23	FY23-24	
Division of Legislative Services	\$18,900	\$18,900	GF

Language:

Explanation:

(This amendment provides funding for meeting and travel expenses associated with SB 744 of

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the 2022 General Assembly, which establishes the Virginia Elections Commission, contingent on its final passage.)

Item 6.20 #1s

Legislative Department	FY22-23	FY23-24	
Division of Legislative Services	\$28,040	\$28,040	GF

Language:

Explanation:

(This amendment provides funding for member compensation and meeting expenses associated with the establishment of the School Health Services Committee, pursuant to SB 62 of the 2022 General Assembly, contingent on its final passage.)

Item 15 #1s

Legislative Department	FY22-23	FY23-24	
Virginia Freedom of Information Advisory Council	\$20,000 0.50	\$20,000 0.50	GF FTE

Language:

Page 15, line 1, strike "\$225,803" and insert "\$245,803".
Page 15, line 1, strike "\$225,803" and insert "\$245,803".

Explanation:

(This amendment provides \$20,000 GF each year and 0.50 FTE to increase the staffing level for the Freedom of Information Advisory Council to 2.0 FTEs.)

Item 16 #1s

Legislative Department	FY22-23	FY23-24	
Virginia Housing Commission	\$396,521 3.00	\$402,771 3.00	GF FTE

Language:

Page 15, line 11, strike "\$21,103" and insert "\$417,624".
Page 15, line 11, strike "\$21,103" and insert "\$423,874".

Explanation:

(This amendment provides \$396,521 GF and three positions the first year and \$402,771 GF and

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three positions the second year for the Virginia Housing Commission (VHC) to fulfill its statutory purpose.)

Item 18 #1s

Legislative Department	FY22-23	FY23-24
Commission on Unemployment Compensation	\$100,000	\$0 GF

Language:

Page 15, line 26, strike "\$6,019" and insert "\$106,019".

Page 15, after line 32, insert:

"The Commission on Unemployment Compensation shall convene an advisory committee on unemployment compensation benefits composed of an employer representative, an employee representative, a labor economist, a finance expert, a labor law expert, and any other stakeholders or subject matter experts deemed appropriate by the Commission for the following purposes: (i) to review unemployment insurance (UI) benefits, replacement ratios, and reciprocity rates; (ii) to identify factors that affect UI benefits and reciprocity, such as design of UI benefit calculations or UI eligibility criteria; (iii) to assess the advantages and disadvantages of potential changes to benefits; and (iv) to recommend options to the Commission to change benefit levels when needed. This advisory committee shall be established by December 1, 2022 and issue any recommendations to the Commission by June 30, 2023."

Explanation:

(This amendment provides \$100,000 GF the first year to support the convening of an advisory committee on unemployment compensation benefits to the Commission on Unemployment Compensation. This implements a recommendation from the 2021 report *Performance and Operations of the Virginia Employment System* by the Joint Legislative Audit and Review Commission.)

Item 31 #1s

Legislative Department	FY22-23	FY23-24
Chesapeake Bay Commission	\$25,000	\$25,000 GF

Language:

Page 20, line 19, strike "\$343,630" and insert "\$368,630".

Page 20, line 19, strike "\$343,630" and insert "\$368,630".

Explanation:

(This amendment provides \$25,000 GF each year for additional expenses to the Chesapeake

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Bay Commission for rent and other administrative costs associated with the move to new office space.)

Item 32 #1s

Legislative Department	FY22-23	FY23-24	
Joint Commission on Health Care	\$150,000 1.00	\$150,000 1.00	GF FTE

Language:

Page 20, line 30, strike "\$831,532" and insert "\$981,532".

Page 20, line 30, strike "\$831,532" and insert "\$981,532".

Explanation:

(This amendment reflects the transfer of \$150,000 and one position each year from the Joint Legislative Audit and Review Commission Health and Human Resources Unit to the Joint Commission on Health Care to help facilitate oversight activities of the Health and Human Resources agencies by providing staff support to the Joint Subcommittee for Health and Human Resources Oversight.)

Item 33 #1s

Legislative Department

Behavioral Health Commission

Language

Language:

Page 20, after line 42, insert:

"The Behavioral Health Commission shall conduct a study of how to maximize school-based mental health services across the Commonwealth. The commission shall form a task force of local school administrators, school-based mental health professions, community-based mental health professionals in public and private settings, teachers, students, and parents as well as relevant stakeholders from the Departments of Medical Assistance Services, Behavioral Health and Developmental Services and Education to evaluate the current reach of school-based mental health services and to identify strategies to connect mental health clinical interventions (Tier 2 and Tier 3) to school settings. The commission shall consider opportunities to align Medicaid-funded behavioral health services included in Project BRAVO and school-initiated services that will be newly eligible under the "free care rule" implementation. In addition the commission shall provide relevant information related to the role of qualified mental health professionals eligible to provide these services and opportunities to identify where they can be appropriately included and compensated to meet student mental health needs. Other initiatives, such as youth peer support specialists, recovery high schools, and school-based health centers shall be

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included as well. The commission shall make recommendations about strategies to implement and expand school-based mental health services by November 1, 2023."

Explanation:

(This amendment directs the Behavioral Health Commission to conduct a study of how to maximize school-based mental health services across the Commonwealth.)

	Item 33 #2s	
Legislative Department	FY22-23	FY23-24
Behavioral Health Commission	\$259,733	\$259,733 GF

Language:

Page 20, line 40, strike "\$348,774" and insert "\$608,507".

Page 20, line 40, strike "\$348,774" and insert "\$608,507".

Page 20, after line 42, insert:

"Authority: Title 30, Chapter 63, Code of Virginia"

Explanation:

(This amendment annualizes the costs for the new Behavioral Health Commission to reflect full-year staffing costs. The Commission was established in fiscal year 2022 and the initial budget assumed partial-year costs as new staff were hired. This action fully funds the Commission.)

	Item 34 #1s	
Legislative Department	FY22-23	FY23-24
Virginia Commission on Youth	\$25,000	\$0 GF

Language:

Page 21, line 7, strike "\$383,652" and insert "\$408,652".

Explanation:

(This amendment provides \$25,000 GF the first year for the Commission on Youth to establish an advisory committee to evaluate the effectiveness and efficiency of the Commonwealth's current detention center system.)

	Item 34 #2s	
Legislative Department	FY22-23	FY23-24

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Explanation:

(This amendment directs JLARC to review the cost of competing adjustment (COCA) in their review of SOQ standards and funding.)

Item 36 #3s

Legislative Department	FY22-23	FY23-24	
Joint Legislative Audit and Review Commission	(\$150,000) -1.00	(\$150,000) -1.00	GF FTE

Language:

Page 21, line 29, strike "\$5,906,936" and insert "\$5,756,936".

Page 21, line 29, strike "\$5,906,936" and insert "\$5,756,936".

Explanation:

(This amendment transfers \$150,000 and one position each year from the Joint Legislative Audit and Review Commission Health and Human Resources Unit to the Joint Commission on Health Care to help facilitate oversight activities of the Health and Human Resources agencies by providing staff support to the Joint Subcommittee for Health and Human Resources Oversight.)

Item 36 #4s

Legislative Department		Language
Joint Legislative Audit and Review Commission		

Language:

Page 25, after line 41, insert:

"J. The Joint Legislative Audit and Review Commission shall engage, on a limited basis, the professional and technical consultants retained for the November 2019 Report *"Gaming in the Commonwealth"* for a limited review of the potential state and local revenues that may be generated from a casino located in the City of Petersburg, including any potential negative revenue impact on casinos located in other authorized host cities. No locality that has been previously authorized as an eligible host city pursuant to § 58.1-4107, *Code of Virginia*, to conduct casino gaming which held a local referendum on November 2, 2021, that failed, shall be eligible to hold a subsequent local referendum until November 2023."

Explanation:

(This amendment directs JLARC to engage a previously retained professional consultancy to evaluate the potential revenues from a casino in the City of Petersburg and prevents the City of

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Richmond from holding another local referendum on casino gaming until November 2023.)

Item 39 #1s

Judicial Department

Supreme Court

Language

Language:

Page 30, after line 14, insert:

"R. The Supreme Court shall, upon the request of any appellant or appellee, provide in-person hearings for all matters before the Virginia Supreme Court and the Court of Appeals."

Explanation:

(This amendment includes language directing the Virginia Supreme Court and Court of Appeals to provide in-person hearings for any appellant or appellee that shall request them.)

Item 39 #2s

Judicial Department

FY22-23

FY23-24

Supreme Court

\$1,021,923

\$1,021,923

GF

Language:

Page 27, line 3, strike "\$15,511,010" and insert "\$16,532,933".

Page 27, line 3, strike "\$15,511,010" and insert "\$16,532,933".

Explanation:

(This amendment provides \$1.1 million GF each year to increase the compensation the court pays for court-appointed professional services rendered, consistent with SB 191 of the 2022 General Assembly, contingent on its final passage.)

Item 39 #3s

Judicial Department

FY22-23

FY23-24

Supreme Court

\$5,318,025

\$5,318,025

GF

Language:

Page 27, line 3, strike "\$15,511,010" and insert "\$20,829,035".

Page 27, line 3, strike "\$15,511,010" and insert "\$20,829,035".

Page 27, after line 37, insert:

"E. Included in the appropriation for this Item is \$5,318,025 each year from the general fund to

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provide a \$2,500 increase to the base wage and salaries of all district court deputy clerks, supervising deputy clerks, and clerks of the court, effective June 10, 2022.)

Explanation:

(This amendment includes \$5.3 million GF each year to provide a \$2,500 wage or salary increase to all district court clerks, effective June 10, 2022, for the July 1, 2022 payday.)

	Item 44 #1s	
Judicial Department	FY22-23	FY23-24
Circuit Courts	\$0	(\$3,300) GF

Language:

Page 31, line 7, strike "\$113,153,467" and insert "\$113,150,167".

Explanation:

(This amendment removes one-time fixed costs in the second year associated with the funding of an additional judgeship in the 31st Judicial Circuit.)

	Item 44 #2s
Judicial Department	Language
Circuit Courts	

Language:

Page 30, after line 14 insert:

"R. The Office of the Executive Secretary (OES), in consultation with the Veterans Docket Advisory Committee established pursuant to Va. Supreme Court Rule 1:25(e) and the Virginia Department of Veterans Services, will promote localized training to enable correctional and other criminal justice system entities to identify inmates or defendants who have served in the United States military. Such training will encourage use of the Virginia Reentry Search Services (VRSS) developed by the U.S. Veterans Administration to facilitate direct outreach to these veterans, and to inform the development of veteran-specific programs in the criminal justice system including the establishment of a Veterans Docket pursuant to Rule 1:25(b). OES will offer support for jurisdictions applying for funding consistent with Va. Code 18.2-254.2 (B)."

Explanation:

(This amendment provides \$200,000 GF each year for the Rappahannock Circuit Court to expand the number of participants in its Veterans Docket program.)

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Item 44 #3s

Judicial Department	FY22-23	FY23-24	
Circuit Courts	\$1,525,772	\$1,525,772	GF

Language:

Page 31, line 7, strike "\$113,153,467" and insert "\$114,679,239".

Page 31, line 7, strike "\$113,153,467" and insert "\$114,679,239".

Explanation:

(This amendment provides \$1.5 million GF each year to increase daily juror compensation from \$30 to \$50, pursuant to SB 730 of the 2022 General Assembly, contingent on its final passage.)

Item 51 #1s

Judicial Department		Language
Indigent Defense Commission		

Language:

Page 37, after line 7, insert:

"D. The Indigent Defense Commission shall reorganize the existing regional capital offices and convene and lead an Appellate Advocacy Group to address appeals."

Explanation:

(This amendment includes language directing the Indigent Defense Commission to reorganize regional capital offices into an Appellate Advocacy Group for the purpose of addressing appeals.)

Item 55 #1s

Executive Offices	FY22-23	FY23-24	
Office of the Governor	\$1,200,000	\$1,200,000	GF
	6.00	6.00	FTE

Language:

Page 40, line 4, strike "\$5,691,439" and insert "\$6,891,439".

Page 40, line 4, strike "\$5,717,114" and insert "\$6,917,114".

Explanation:

(This amendment provides \$1.2 million GF and 6.0 FTEs each year for the Office of the

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Governor in lieu of existing executive branch agency-based positions on loan to the Office of the Governor.)

Item 55 #2s

Executive Offices	FY22-23	FY23-24	
Office of the Governor	\$204,156 1.00	\$204,156 1.00	GF FTE

Language:

Page 40, line 4, strike "\$5,691,439" and insert "\$5,895,595".

Page 40, line 4, strike "\$5,717,114" and insert "\$5,921,270".

Explanation:

(This amendment provides \$204,156 GF and 1.0 FTE each year for the Cannabis Equity Reinvestment Board. The introduced budget, SB 30, includes 1.0 FTE the first year and 2.0 FTE the second year.)

Item 55 #3s

Executive Offices	FY22-23	FY23-24	
Office of the Governor	\$22,680	\$22,680	GF

Language:

Page 40, line 4, strike "\$5,691,439" and insert "\$5,714,119".

Page 40, line 4, strike "\$5,717,114" and insert "\$5,739,794".

Explanation:

(This amendment provides funding for certain member expenses associated with the establishment of the Virginia African Diaspora Board consistent with SB 491 of the 2022 General Assembly, contingent on its final passage.)

Item 56 #1s

Executive Offices	FY22-23	FY23-24	
Office of the Governor	\$425,128 3.00	\$425,128 3.00	GF FTE

Language:

Page 40, line 21, strike "\$1,612,616" and insert "\$2,037,744".

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Page 40, line 21, strike "\$1,816,772" and insert "\$2,241,900".

Explanation:

(This amendment provides funding for 3.0 FTE positions to meet the staffing requirements to establish the Office of the Secretary of Diversity, Equity, and Inclusion, consistent with SB 153 of the 2022 General Assembly, contingent on its final passage.)

Item 61 #1s

Executive Offices

Attorney General and Department of Law

Language

Language:

Page 42, line 51, after "graduates" insert "who graduated within the past two years".

Page 42, line 51, after "by" strike "a separate" and insert "their graduating" and before "stipend" insert "non-salary".

Explanation:

(This amendment amends language to clarify that law students or recent law school graduates, having graduated within the past two years, and are sponsored by their graduating institution with a non-salary stipend are authorized to provide legal services in support of the Office of the Attorney General's responsibilities.)

Item 61 #2s

Executive Offices

FY22-23

FY23-24

Attorney General and Department of
Law

\$250,000

\$250,000

GF

Language:

Page 41, line 38, strike "\$43,826,723" and insert "\$44,076,723".

Page 41, line 38, strike "\$43,826,723" and insert "\$44,076,723".

Explanation:

(This amendment provides \$250,000 GF each year for the purpose of reestablishing the Virginia Beach office for the Office of the Attorney General in Virginia Beach.)

Item 61 #3s

Executive Offices

FY22-23

FY23-24

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Attorney General and Department of Law	\$759,020 6.00	\$759,020 6.00	GF FTE
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Language:

Page 41, line 38, strike "\$43,826,723" and insert "\$44,585,743".
Page 41, line 38, strike "\$43,826,723" and insert "\$44,585,743".

Explanation:

(This amendment provides \$759,020 GF and 6.0 FTE positions each year for the Office of the Attorney General to address increased workloads resulting from SB 378 and SB 745 of the 2022 General Assembly, contingent on their final passage.)

Item 61 #4s

Executive Offices	FY22-23	FY23-24	
Attorney General and Department of Law	\$1,707,817 13.00	\$1,707,817 13.00	GF FTE

Language:

Page 41, line 38, strike "\$43,826,723" and insert "\$45,534,540".
Page 41, line 38, strike "\$43,826,723" and insert "\$45,534,540".

Explanation:

(This amendment provides funding for additional attorney and administrative support staff positions to address increased appeals case workloads.)

Item 72 #1s

Administration	FY22-23	FY23-24	
Compensation Board	\$1,577,542	\$1,792,539	GF

Language:

Page 48, line 29, strike "\$588,315,380" and insert "\$589,892,922".
Page 48, line 29, strike "\$594,031,949" and insert "\$595,824,488".
Page 66, after line 48, insert:

"V. Notwithstanding the provisions of paragraph H. of Item 79 of this Act, included in this appropriation is \$1,577,542 in the first year and \$1,792,539 in the second year from the general fund to support new staffing associated with an increase in the rated operating capacity resulting from former expansions at the Piedmont Regional Jail that were not previously provided base staffing and related funding by the Compensation Board."

Explanation:

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(This amendment provides \$1.6 million GF the first year and \$1.8 million GF the second year for an additional 47 positions each year for the Piedmont Regional Jail for approved, increased bed capacity. A companion amendment to Item 73 reduces funding currently provided for a partial federal inmate cost recovery for which the jail will not be eligible once full staffing is established.)

	Item 72 #2s	
Administration	FY22-23	FY23-24
Compensation Board	(\$11,270,211)	(\$9,835,821) GF

Language:

Page 48, line 29, strike "\$588,315,380" and insert "\$577,045,169".

Page 48, line 29, strike "\$594,031,949" and insert "\$584,196,128".

Page 51, line 53, strike "\$18,032,338" and insert "\$6,762,127".

Page 51, line 54, strike "\$19,671,641" and insert "\$9,835,821".

Explanation:

(This amendment reduces funding included in the introduced budget in order to phase-in staffing related to implementing new behavioral healthcare standards in jails.)

	Item 73 #1s	
Administration	FY22-23	FY23-24
Compensation Board	(\$459,710)	(\$459,710) GF

Language:

Page 52, line 24, strike "\$45,707,959" and insert "\$45,248,249".

Page 52, line 24, strike "\$46,116,147" and insert "\$45,656,437".

Explanation:

(This amendment reduces funding for a partial exemption from the federal inmate cost recovery for the Piedmont Regional Jail once full staffing for existing jail bed capacity is provided. A companion amendment to Item 72 provides funding for the additional staffing.)

	Item 73 #2s	
Administration	FY22-23	FY23-24

Floor Approved Amendment to SB 30, As Introduced

Compensation Board	\$500,000	\$500,000	GF
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Language:

Page 52, line 24, strike "\$45,707,959" and insert "\$46,207,959".

Page 52, line 24, strike "\$46,116,147" and insert "\$46,616,147".

Page 54, after line 36, insert:

“For Western Tidewater Regional Jail, exemption from the recovery provided in paragraph H.1. shall apply to the first 76 federal inmates housed at the jail and for any inmate above 130 housed at the jail at any given time.”

Explanation:

(This amendment provides \$500,000 GF each year to cover the per diem cost associated with expanding the federal inmate cost recovery exemption for the Western Tidewater Regional Jail for any federal inmate above 130 housed.)

Item 73 #3s

Administration	FY22-23	FY23-24	
Compensation Board	\$6,623,313	\$6,657,603	GF

Language:

Page 52, line 24, strike "\$45,707,959" and insert "\$52,331,272".

Page 52, line 24, strike "\$46,116,147" and insert "\$52,773,750".

Page 53, line 10, strike "\$4" and insert "\$5".

Page 53, line 11, strike "\$18" and insert "\$19".

Page 53, line 25, strike "\$18" and insert "\$19".

Explanation:

(This amendment provides \$6.6 million GF the first year and \$6.7 million GF the second year to increase the per diem payments to local and regional jails for housing local responsible inmates with state charges from the current rate of \$4 per day to \$5 per day, and for inmates at jail farms from \$18 per day to \$19 per day.)

Item 73 #4s

Administration	FY22-23	FY23-24	
Compensation Board	\$4,633,067	\$4,680,606	GF

Language:

Page 52, line 24, strike "\$45,707,959" and insert "\$50,341,026".

Page 52, line 24, strike "\$46,116,147" and insert "\$50,796,753".

Floor Approved Amendment to SB 30, As Introduced

Page 53, line 13, strike "\$12" and insert "\$14".

Explanation:

(This amendment provides \$4.6 million GF in FY 2023 and \$4.7 million GF in FY 2024 to increase the per diem paid to local and regional jails for state-responsible inmates from \$12 per day to \$14 per day.)

	Item 75 #1s	
Administration	FY22-23	FY23-24
Compensation Board	\$1,394,464	\$2,450,060 GF

Language:

Page 56, line 8, strike "\$21,586,535" and insert "\$22,980,999".

Page 56, line 8, strike "\$21,663,428" and insert "\$24,113,488".

Page 56, after line 49, insert:

“D. Included within this appropriation is \$1,394,464 in the first year and \$2,450,060 in the second year from the general fund to restore funding for 100 unfunded deputy commissioners of the revenue and support positions in the first year and an additional 54 unfunded deputy commissioners of the revenue and support positions in the second year.”

Explanation:

(This amendment provides \$1.4 million GF the first year and \$2.5 million GF the second year to restore state support for 154 Compensation Board allocated positions in the offices of Commissioners of the Revenue that were previously de-funded due to previous budget reductions, and that remain unrestored. This funding will support restoration of 65 percent of unfunded positions in the first year and 100 percent of unfunded positions in the second year.)

	Item 78 #1s	
Administration	FY22-23	FY23-24
Compensation Board	\$165,667	\$180,728 GF

Language:

Page 61, line 53, strike "\$20,364,739" and insert "\$20,530,406".

Page 61, line 53, strike "\$20,432,971" and insert "\$20,613,699".

Explanation:

(This amendment provides funding to restore 120 underfunded deputy treasurer positions, the state share for which has not been fully funded since 2002.)

Floor Approved Amendment to SB 30, As Introduced

Item 78 #2s

Administration	FY22-23	FY23-24	
Compensation Board	\$744,176	\$1,623,656	GF

Language:

Page 61, line 53, strike "\$20,364,739" and insert "\$21,108,915".

Page 61, line 53, strike "\$20,432,971" and insert "\$22,056,627".

Explanation:

(This amendment provides \$744,176 GF the first year and \$1.6 million GF the second year to restore 226 unfunded deputy treasurer positions in treasurers' offices, the state share of which has not been fully funded since 2002.)

Item 79 #1s

Administration

Compensation Board

Language

Language:

Page 63, line 36, strike "11,425" and "11,520" and insert "11,573" and "11,573".

Page 63, line 37, strike "796" and "808" and insert "815" and "815".

Page 63, line 46, after "for" strike "597" and insert "584".

Page 63, line 47, after "and" strike "597" and insert "584".

Explanation:

(This amendment provides positions in the position count table for an additional 40 corrections officers and seven medical/treatment positions, and the technical conversion of 13 temporary corrections officer positions to permanent positions for the Piedmont Regional Jail. A companion amendment to Item 72 provides funding to support the allocation of these positions. A companion amendment to Item 73 reduces funding currently provided for a partial exemption from the federal inmate cost recovery for which the Piedmont Regional Jail will no longer be eligible once full staffing for existing jail bed capacity is provided.)

Item 82 #1s

Administration

Department of General Services

Language

Language:

Floor Approved Amendment to SB 30, As Introduced

Page 71, after line 3, insert:

"I. The Department of General Services shall establish the Recycled Materials Advantage Program (RMAP), whereby the Department shall promulgate regulations that provide a preference in the competitive bidding process for bidders who supply materials containing recycled content. Such preference shall ensure that such bidders are selected provided that the recycled materials are competitive in cost to non-recycled content materials. The RMAP shall be phased in as follows; material and supplies shall include recycled content in the amount of 10 percent by 2025, 20 percent by 2028, and 30 percent by 2030."

Explanation:

(This amendment adds language creating a Recycled Materials Advantage Program directing the Department of General Services to promulgate regulations that provide a preference in the bidding process for the purchase of materials and supplies that contain at least 30 percent recycled plastic by 2030.)

	Item 82 #2s	
Administration	FY22-23	FY23-24
Department of General Services	\$100,000	\$0 GF

Language:

Page 68, line 20, strike "\$66,830,235" and insert "\$66,930,235".

Explanation:

(This amendment provides \$100,000 GF in FY 2023 for consulting costs for the Department of General Services related to review of facial recognition technology for agency use, consistent with the provisions of SB 741 of the 2022 General Assembly, contingent on its final passage.)

	Item 83 #1s	
Administration	FY22-23	FY23-24
Department of General Services	\$4,100,000	\$0 GF

Language:

Page 69, line 18, strike "\$56,188,992" and insert "\$60,288,992".

Page 71, after line 3, insert:

"I. Included within the appropriation for this Item is \$4,100,000 the first year from the general fund for the Commonwealth to remove existing buildings from parcel 27-a-10-a, which shall then be conveyed to Clarke County at fair market value."

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment provides \$4.1 million GF the first year and directs the Department of General Services to make improvements to parcel 27-a-10-a and then transfer the property at fair market value to Clarke County in order to help with economic development projects within the County.)

Item 83 #2s

Administration	FY22-23	FY23-24	
Department of General Services	\$2,689,849	\$3,726,693	NGF

Language:

Page 69, line 18, strike "\$56,188,992" and insert "\$58,878,841".
Page 69, line 18, strike "\$56,195,154" and insert "\$59,921,847".

Explanation:

(This amendment provides \$2.7 million NGF in FY 2023 and \$3.7 million NGF in FY 2024 to increase the appropriation for the Department of General Services for anticipated operating expenses associated with the new General Assembly Building and parking deck facilities. A companion amendment provides the general fund share of internal service fund charges for associated operating and maintenance costs, including parking.)

Item 85 #1s

Administration		Language
Department of General Services		

Language:

Page 72, line 1, before "1." insert "A."
Page 72, after line 24, insert:
"B. The Department of General Services, in collaboration with the Virginia Information Technologies Agency, shall evaluate and assess state agency needs for call center staff augmentation, if contractual staffing solutions are currently in place, and make recommendations on available solutions to meet call center staffing needs, including consideration of a statewide standing call center staffing augmentation contract. The Department of General Services shall report its findings and recommendations to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by December 31, 2022."

Explanation:

(This amendment adds language directing the Department of General Services and the Virginia

Floor Approved Amendment to SB 30, As Introduced

Information Technologies Agency to collaboratively assess state agencies' need for call center staff augmentation, ensure that contractual solutions to meet those needs are in place, and report steps taken and available solutions to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by December 31, 2022. This is a policy recommendation contained in the Joint Legislative Audit and Review Commission's report *Operations and Performance of the Virginia Employment Commission*, November 2021.)

Item 86 #1s

Administration

Department of Human Resource Management

Language

Language:

Page 74, after line 27, insert:

"J. The Department of Human Resource Management shall convene and lead a multi-agency workgroup, consisting of select agency heads, human resources, and other relevant staff from agencies most likely to be in need of staffing assistance during emergencies to examine the feasibility of and policies and procedures necessary for (i) granting agencies exemptions from certain competitive hiring requirements during emergencies; (ii) requiring selected state agency staff to temporarily support other agencies in need of staffing assistance during emergencies through existing or new state initiatives; and (iii) providing necessary funding to cover the associated costs. The workgroup shall propose criteria to determine under what circumstances these emergency hiring practices may be invoked and a process for invoking this authority as well as terminating it. The workgroup shall submit its findings to the Secretary of Administration, the Chair of the House Appropriations Committee, and the Chair of the Senate Finance and Appropriations Committee by June 30, 2022."

Explanation:

(This amendment includes language directing the Department of Human Resource Management to convene and lead a multi-agency workgroup to address agency staffing issues during emergencies.)

Item 86 #2s

Administration

Department of Human Resource Management

Language

Language:

Page 74, after line 27, insert:

"J. The Department of Human Resources (DHRM) shall undertake an immediate inventory of state employees, to include all agencies, to ascertain which employees are working remotely

Floor Approved Amendment to SB 30, As Introduced

and which ones are working in-person. For those employees working remotely, DHRM shall determine: (i) whether the work they are performing can be adequately performed from a remote location; and (ii) whether there is an adequate opportunity to supervise the work."

Explanation:

(This amendment directs the Department of Human Resource Management to take an inventory of all state employees remote or in-person work status, and to determine whether the work being done by remote workers may be adequately performed remotely, and whether there is adequate opportunity to supervise the work being performed remotely.)

Item 89 #1s

Administration	FY22-23	FY23-24
Department of Elections	\$614,000	\$0 GF

Language:

Page 76, line 19, strike "\$19,602,217" and insert "\$20,216,217".

Explanation:

(This amendment provides \$614,000 GF in FY 2023, which reflects one-time advertising costs for voter referendums pursuant to SB 557 and SB 21 of the 2022 General Assembly, contingent on their final passage.)

Item 89 #2s

Administration	FY22-23	FY23-24
Department of Elections	\$156,464 1.00	\$156,464 GF 1.00 FTE

Language:

Page 76, line 19, strike "\$19,602,217" and insert "\$19,758,681".

Page 76, line 19, strike "\$19,602,217" and insert "\$19,758,681".

Explanation:

(This amendment provides \$156,464 GF and 1.0 FTE position each year for the Department of Elections to effectuate the provisions of SB 463 of the 2022 General Assembly, contingent on its final passage.)

Item 89 #3s

Floor Approved Amendment to SB 30, As Introduced

Administration	FY22-23	FY23-24
Department of Elections	\$6,208	\$12,416 GF

Language:

Page 76, line 19, strike "\$19,602,217" and insert "\$19,608,425".

Page 76, line 19, strike "\$19,602,217" and insert "\$19,614,633".

Explanation:

(This amendment provides funding for meetings and expenses associated with expanding the State Board of Elections from five to eight members consistent with the provisions of SB 371 of the 2022 General Assembly, contingent on its final passage.)

Item 93 #1s

Administration	FY22-23	FY23-24
Virginia Information Technologies Agency	\$4,921,400	\$0 GF

Language:

Page 79, line 42, strike "\$52,932,842" and insert "\$57,854,242".

Page 81, after line 6, insert:

"F. The Virginia Information Technologies Agency (VITA) shall take the necessary steps to obtain and use the cybersecurity grant funding that is available to Virginia under the State and Local Cybersecurity Improvement Act subtitle of the Infrastructure Investment and Jobs Act of 2021, P.L. 117-58.

1. VITA shall establish and identify candidates for appointment by the Governor to a planning committee that includes members from: (i) state government; counties, cities, and towns; and institutions of public education and health within Virginia; and (ii) suburban, rural, and high-population jurisdictions. At least half, and as many as practicable, of planning committee members shall have substantial professional experience in cybersecurity or information technology. The Chief Information Officer of the Commonwealth or the Chief Information Security Officer as designee, shall be the chair of the planning committee. The planning committee shall be supported by VITA as necessary and appropriate to carry out its responsibilities.

2. In compliance with the federal requirements, VITA shall develop a cybersecurity plan, present such plan to the planning committee for approval, and submit such plan to the appropriate federal officials.

3. VITA shall propose priorities for grant funding for the planning committee's consideration and approval.

4. VITA shall approve, manage, and allocate grant funding once received, ensuring that the grants are within the priorities approved by the planning committee, maximizing the benefit

Floor Approved Amendment to SB 30, As Introduced

from the funding received, and working with the Department of the Treasury as appropriate. To the extent permitted, VITA may use a portion of the grant funding for direct support and administration expenses.

5. VITA shall report on the grant funding as required and shall provide copies of such reports to the House Appropriations Committee and the Senate Finance and Appropriations Committee.

G. Within the appropriation for this Item is \$4,921,400 in the first year from the general fund, which shall serve as the state match for federal cybersecurity grant awards under State and Local Cybersecurity Improvement Act subtitle of the Infrastructure Investment and Jobs Act of 2021, P.L. 117-58. Any balances remaining from the appropriation identified in this paragraph shall not revert to the general fund at the end of the fiscal year, but shall be brought forward and made available to serve as state matching dollars pursuant to securing the federal grant awards."

Explanation:

(This amendment provides \$4.9 million GF in the first year to serve as the estimated total cost of state matching funds related to federal cybersecurity grant funding available to Virginia under the State and Local Cybersecurity Improvement Act subtitle of the Infrastructure and Jobs Act of 2021, and mandatory carry-forward language. The amendment also adds language directing the Virginia Information Technologies Agency (VITA) to take the steps necessary to obtain federal cybersecurity grant funding, comply with federal guidelines, and develop a related planning committee. There is a companion amendment to SB 29 that adds the same language directing the agency to take steps to obtain the federal funds and establish the planning committee.)

Item 94 #1s

Administration

Virginia Information Technologies Agency

Language

Language:

Page 81, line 33, after the period insert "All state agencies shall mitigate or resolve website risks and vulnerabilities identified by the Virginia Information Technologies Agency."

Explanation:

(This amendment adds language directing state agencies to address website risks and vulnerabilities when identified by the Virginia Information Technologies Agency.)

Item 96 #1s

Agriculture and Forestry

FY22-23

FY23-24

Floor Approved Amendment to SB 30, As Introduced

Department of Agriculture and Consumer Services	\$1,000,000	\$1,000,000	GF
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Language:

Page 84, line 12, strike "\$5,671,909" and insert "\$6,671,909".
 Page 84, line 12, strike "\$5,671,909" and insert "\$6,671,909".
 Page 84, line 17, strike "\$600,000 the first year and \$600,000 the second year" and insert "\$1,600,000 the first year and \$1,600,000 the second year"

Explanation:

(This amendment provides \$1.0 million GF each year to support Virginia-grown agriculture and to increase nutritional access through farmers' markets and community food retailers. Funding will be utilized to enhance the buying power of the supplemental nutrition assistance program participants for fruits and vegetables through the Virginia Fresh Match Nutrition Incentive Program.)

Item 97 #1s

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$109,138 1.00	\$106,638 1.00	GF FTE

Language:

Page 84, line 22, strike "\$8,812,040" and insert "\$8,921,178".
 Page 84, line 22, strike "\$8,812,040" and insert "\$8,918,678".
 Page 84, line 30, insert: "A."
 Page 84, following line 32, insert:
 "B. Included in these amounts is \$109,138 the first year and \$106,638 the second year from the general fund to support the direct and indirect expenses of the Animal Welfare Oversight Officer in the regulation of the breeders of dogs or cats for sale or transfer for use in testing or research."

Explanation:

(This amendment provides funding to support an additional position within the Office of the State Veterinarian for an Animal Welfare Oversight Officer to inspect and oversee the operations of research breeders, consistent with the provisions of SB 535 of the 2022 General Assembly.)

Item 98 #1s

Agriculture and Forestry	FY22-23	FY23-24	
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Floor Approved Amendment to SB 30, As Introduced

Department of Agriculture and Consumer Services	\$625,000	\$625,000	GF
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Language:

Page 84, line 34, strike "\$27,229,689" and insert "\$27,854,689".

Page 84, line 34, strike "\$27,229,689" and insert "\$27,854,689".

Page 85, line 41, strike "\$3,375,000 the first year and \$3,375,000 the second" and insert "\$4,000,000 the first year and \$4,000,000 the second".

Explanation:

(This amendment provides for a total of \$4.0 million GF in each year to be deposited to the Virginia Farmland Preservation Fund.)

Item 98 #2s

Agriculture and Forestry

FY22-23

FY23-24

Department of Agriculture and Consumer Services

\$710,000
7.00

\$710,000 GF
7.00 FTE

Language:

Page 84, line 33, strike "\$27,229,689" and insert "\$27,939,689".

Page 84, line 33, strike "\$27,229,689" and insert "\$27,939,689".

Explanation:

(This amendment provides \$710,000 GF each year to support an additional 7 FTEs to administer food safety oversight of edible marijuana products.)

Item 98 #3s

Agriculture and Forestry

Department of Agriculture and Consumer Services

Language

Language:

Page 86, after line 1, insert:

"3. The Department shall work to develop a map or repository of prime farmland and, in doing so, shall consult with relevant and necessary state agencies, including the Virginia Cooperative Extension, the Department of Forestry, the Department of Conservation and Recreation, and the Department of Energy. Such agencies shall provide assistance, including access to relevant data or information for the purpose of developing a map or repository of prime farmland, as defined in § 3.2-205 of the Code of Virginia, to the Department upon request. The Department may enter into agreements with private nonprofit groups for the purpose of gathering additional data

Floor Approved Amendment to SB 30, As Introduced

to identify land with conservation easements or agricultural potential and land that would be more suitable for development with solar energy collection devices or energy storage devices. The Department may work with Phase I and Phase II Utilities to identify relevant distribution and transmission grid information to further assist localities in siting determinations regarding solar energy collection devices or energy storage devices. Such electric distribution and transmission grid information shall not be subject to the disclosure requirements of the Virginia Freedom of Information Act (§ 2.2-3700 et seq. of the Code of Virginia). The Department shall submit to the Governor and the General Assembly an initial report on the development of a map or repository for prime farmland no later than December 1, 2022. The report shall include recommendations for the appropriate permanent location for such map or repository, methods by which such map or repository can be made available for public use, and the estimated initial and ongoing costs to be incurred in maintaining such map or repository. The development of the report and recommendations by the Department shall be funded from amounts in this Item."

Explanation:

(This amendment directs the Department of Agriculture and Consumer Services to collaboratively develop a map of prime farmland to assist localities in making solar energy siting decisions.)

	Item 98 #4s	
Agriculture and Forestry	FY22-23	FY23-24
Department of Agriculture and Consumer Services	\$1,500,000	\$0 GF

Language:

Page 84, line 34, strike "\$27,229,689" and insert "\$28,729,689".

Page 86, after line 21, insert:

"M. Out of the amounts in this Item, \$1,500,000 the first year from the general fund shall be provided to support the business operations of 4-H Educational Centers across the Commonwealth."

Explanation:

(This amendment provides \$1.5 million GF in FY 2023 in support of Virginia's 4-H Educational Centers. Due to COVID-19 restrictions and mandated closures, the 4-H Educational Centers experienced significant business disruption in 2020 and 2021 resulting in a \$4 million revenue shortfall. This funding will match \$1.4 million in corporate and private gifts and \$900,000 from various local government COVID relief resources currently pledged to support operations of the centers.)

Item 99 #1s

Floor Approved Amendment to SB 30, As Introduced

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	(\$1,500,000)	(\$500,000)	GF

Language:

Page 86, line 22, strike "\$4,338,820" and insert "\$2,838,820".
Page 86, line 22, strike "\$2,088,820" and insert "\$1,588,820".
Page 86, line 27, strike "\$3,000,000" and insert "\$1,500,000".
Page 86, line 27, strike "\$1,750,000" and insert "\$1,250,000".

Explanation:

(This amendment provides a total of \$2.75 million over the biennium for the Agriculture and Forestry Industries Development Fund.)

			Item 100 #1s
Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	(\$300,000)	(\$300,000)	GF

Language:

Page 86, line 39, strike "\$5,157,158" and insert "\$4,857,158".
Page 86, line 39, strike "\$5,132,158" and insert "\$4,832,158".

Explanation:

(This amendment provides for a total of \$575,000 GF in new funding for the invasive species detection program over the biennium.)

			Item 107 #1s
Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	(\$109,138) -1.00	(\$106,638) -1.00	GF FTE

Language:

Page 89, line 12, strike "\$12,803,894" and insert "\$12,694,756".
Page 89, line 12, strike "\$12,801,394" and insert "\$12,694,756".

Explanation:

(This amendment removes a proposed new policy, planning and research staff position at the

Floor Approved Amendment to SB 30, As Introduced

Department of Agriculture and Consumer Services.)

Item 108 #1s

Agriculture and Forestry	FY22-23	FY23-24	
Department of Forestry	\$1,000,000	\$0	GF

Language:

Page 89, line 30, strike "\$47,618,537" and insert "\$48,618,537".

Page 90, after line 46, insert:

"M. Out of the amounts in this Item, \$1,000,000 the first year from the general fund shall be deposited to a special, nonreverting fund for the evaluation and development of guidelines for the administration of the fund to promote multiple-use forestry management in Virginia jurisdictions that adopt an ordinance for the use value assessment and taxation for real estate devoted to forest use."

Explanation:

(This amendment provides \$1.0 million GF in FY 2023 to a special, nonreverting fund for the evaluation and development of guidelines and administration of the fund to promote multiple-use forestry management in Virginia jurisdictions that adopt an ordinance for the use value assessment and taxation for real estate devoted to forest use.)

Item 108 #2s

Agriculture and Forestry	FY22-23	FY23-24	
Department of Forestry	(\$1,500,000)	(\$1,500,000)	GF

Language:

Page 89, line 30, strike "\$47,618,537" and insert "\$46,118,537".

Page 89, line 30, strike "\$42,041,707" and insert "\$40,541,707".

Explanation:

(This amendment provides for a total of \$3.0 million GF over the biennium for the urban and community forestry program.)

Item 108 #3s

Agriculture and Forestry	FY22-23	FY23-24	
Department of Forestry	(\$1,000,000)	\$0	GF

Floor Approved Amendment to SB 30, As Introduced

Language:

Page 89, line 30, strike "\$47,618,537" and insert "\$46,618,537".

Explanation:

(This amendment provides a total of \$400,000 GF in the first year for limited improvements to recreational facilities in Virginia State Forests.)

Item 111 #1s

Agriculture and Forestry

Virginia Racing Commission

Language

Language:

Page 92, after line 24, insert:

“G. Notwithstanding any other provision of law, the percentage of the pool to be retained by the licensee for distribution as provided in subsection U of § 59.1-392 and subsection 9 of 11VAC10-47-180 shall be distributed as follows: (i) the amount to be distributed to any locality shall remain as provided in subdivision 2 of subsection U of § 59.1-392 and subdivision (b) of subsection 9 of 11VAC10-47-180; (ii) the Virginia Breeders Fund, the Virginia-Maryland Regional College of Veterinary Medicine for equine programs, the Virginia Horse Center Foundation and the Virginia Horse Industry Board shall each receive twenty-five one-thousandths percent; and (iii) the Commonwealth shall receive the remainder as a license tax.”

Explanation:

(This amendment provides funding from historical horse racing proceeds to the Virginia Horse Center.)

Item 112 #1s

Commerce and Trade

FY22-23

FY23-24

Secretary of Commerce and Trade

(\$140,000)

(\$140,000)

GF

-1.00

-1.00

FTE

Language:

Page 93, line 3, strike "\$1,296,756" and insert "\$1,156,756".

Page 93, line 3, strike "\$1,296,756" and insert "\$1,156,756".

Explanation:

(This amendment removes funding for the creation of the Office of Outdoor Recreation.)

Floor Approved Amendment to SB 30, As Introduced

Item 113 #1s

Commerce and Trade	FY22-23	FY23-24	
Economic Development Incentive Payments	\$560,000	\$735,000	GF

Language:

Page 93, line 24, strike "\$99,583,083" and insert "\$100,143,083".

Page 93, line 24, strike "\$100,697,290" and insert "\$101,432,290".

Page 95, after line 47, insert:

"P. Out of the amounts in this Item, \$560,000 the first year and \$735,000 the second year from the general fund shall be provided to the Virginia Economic Development Partnership Authority for supplemental funding for expenses related to the provision of recruitment and training services through the Authority's Virginia Talent Accelerator Program for the benefit of the operators of a nitrile butadiene rubber production plant and a medical-grade glove manufacturing facility slated for development in Progress Park in the County of Wythe. These services will support the recruitment and training for up to 2,464 new jobs, through 2026. These services are in addition to the services that the Authority expects to provide through the Virginia Talent Accelerator Program to other businesses around the Commonwealth, as funded through Item 125 J."

Explanation:

(This amendment provides \$1.3 million GF over the biennium to the Virginia Talent Accelerator Program to establish a nitrile glove manufacturing training program as part of the incentive package for Blue Star approved by the MEI Commission in December 2021. A companion amendment to SB 29 is also proposed that would provide an additional \$1.4 million GF in the current biennium.)

Item 113 #2s

Commerce and Trade	FY22-23	FY23-24	
Economic Development Incentive Payments	\$25,000,000	\$25,000,000	GF

Language:

Page 93, line 24, strike "\$99,583,083" and insert "\$124,583,083".

Page 93, line 24, strike "\$100,697,290" and insert "\$125,697,290".

Page 95, after line 47, insert:

"P. Included in these amounts is \$25,000,000 the first year and \$25,000,000 the second year for deposit to the Virginia Business Ready Sites Program. The Virginia Economic Development

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Partnership shall administer the Virginia Business Ready Sites Program Fund consistent with the provisions of SB 28 of the 2022 General Assembly."

Explanation:

(This amendment establishes an ongoing appropriation for grants to eligible political subdivisions through the Virginia Business Ready Sites Program Fund for the preparation of sites for industrial or commercial development.)

Item 113 #3s

Commerce and Trade

FY22-23

FY23-24

Economic Development Incentive
Payments

\$5,000,000

\$0 GF

Language:

Page 93, line 24, strike "\$99,583,083" and insert "\$104,583,083".

Page 95, after line 47 insert:

"P. Included in the amounts in this Item, \$5,000,000 the first year from the general fund is provided to the Frederick County Economic Development Authority for regional economic development initiatives and construction or improvements to facilities that support the growth of small aerospace, avionics, and unmanned systems companies in Planning District 7. Prior to the release of any funds to the Authority, documentation shall be provided, to the satisfaction of the Secretary of Commerce and Trade and the Secretary of Finance, that matching funding, exclusive of in-kind contributions or currently pledged amounts, from local or other non-state sources are available to be pledged to the project. Funding shall be released only upon the written approval of the Governor and any funding not awarded by June 30, 2023 shall revert to the general fund."

Explanation:

(This amendment provides a one-time grant of \$5.0 million GF in FY 2023 to the Frederick County Economic Development Authority for a regional economic development initiative and facility that supports the growth of aerospace and unmanned systems companies in Planning District 7.)

Item 114 #1s

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 97 after line 52, insert:

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"K. The Department of Housing and Community Development shall develop a model lot lease for use in manufactured home parks by residents renting lots from the park owner on which to place their homes. In developing the model lot lease, the department shall convene a stakeholder group including, but not limited to, manufactured home park nonprofit and for-profit owners, manufactured home park residents, legal aid attorneys representing residents of manufactured home parks, and associations representing the interests of manufactured home park owners. The department shall make the final model lease available on its website in at least English and Spanish."

Explanation:

(This amendment directs the Department of Housing and Community Development to develop a model lot lease for use by residents renting lots in manufactured home parks.)

Item 114 #2s

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 97, after line 52, insert:

"K. The Department of Housing and Community Development shall convene a stakeholder workgroup to develop model guidelines for the creation of a program to provide long-term rental assistance to low-income, very low-income, and extremely low-income renters to enable them to afford housing costing 30 percent of their income. In developing guidelines for the program, the department shall ensure, at a minimum, that the program pays the difference between full rent and 30 percent of household income. The stakeholder workgroup shall consist of housing developers, homeless services providers, housing providers, landlords, tenants, tenant advocates, and others to develop recommendations for the program. The stakeholder group shall complete its work and issue a report with recommendations to the Senate Finance and Appropriations and the House Appropriations Committees no later than November 30, 2022."

Explanation:

(This amendment establishes a stakeholder workgroup to develop model guidelines for a program to provide long-term rental assistance to low-income, very low-income, and extremely low-income renters to enable them to afford housing costing 30 percent of their income.)

Item 115 #1s

Commerce and Trade

Department of Housing and Community Development

Language

Floor Approved Amendment to SB 30, As Introduced

Language:

Page 100, after line 40, insert:

"5. Notwithstanding the foregoing, the department shall allow public broadband authorities to apply directly for Virginia Telecommunications Initiative funds without investment from the private sector. The cumulative total of any grants awarded to public broadband authorities shall not exceed 10 percent of total available funding in any fiscal year."

Explanation:

(This amendment would continue the program authorizing municipal broadband authorities to be eligible to receive VATI funds without the need for a private sector partner.)

	Item 115 #2s	
Commerce and Trade	FY22-23	FY23-24
Department of Housing and Community Development	\$218,000 2.00	\$218,000 GF 2.00 FTE

Language:

Page 97, line 53, strike "\$138,480,442" and insert "\$138,698,442".

Page 97, line 53, strike "\$129,460,442" and insert "\$129,678,442".

Page 102, line 50, strike "R." and insert "R.1."

Page 102, after line 54, insert:

"2. The department shall establish two Coalfield Community Development Program Manager positions within the Division of Economic Development and Community Vitality to coordinate a cross-government approach ensuring effective implementation of current and future programs benefiting Virginia's coalfield region. The program managers shall provide additional planning capacity and grant support for planning districts, local governments, industrial development authorities, and industrial facilities authorities within the commercial coal producing counties of Southwest Virginia or within the counties of Southwest Virginia that have historically produced commercial coal to effectively maximize local applications for federal and state funding opportunities, especially for coal reclamation projects, and economic and community development programs. Support shall be limited to only applications, projects, and programs in localities as described in this paragraph.

3. The department shall establish an Inter-Agency Task Force chaired by the Secretary of Commerce and Trade, or their designee, and comprised of designees from Virginia Economic Development Partnership, Virginia Energy, the Virginia Tourism Corporation, the Department of Housing and Community Development, the Virginia Department of Agriculture and Consumer Services, the Virginia Department of Environmental Quality, the Secretary of Labor, the Virginia Coalfield Economic Development Authority, the Tobacco Region Revitalization Commission, and the Virginia Community College System. The Inter-Agency Task Force shall

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initially review and make recommendations on its findings to the General Assembly by June 1, 2023 regarding (i) the establishment of a downtown revitalization matching fund for communities of less than 2,000 people; (ii) expansion of the Tobacco Commission's Talent Attraction Program; (iii) support for the Southwest Virginia Energy Park, known as the "Energy Lab" project; and (iv) support for the innovative Energy Storage and Electrification Manufacturing project. In conducting its review, the Coalfield Community Development Program Managers shall conduct regular stakeholder outreach with impacted communities and regional stakeholders to identify the necessary programs, resources, and policy changes necessary to support transitioning workers and communities. The Inter-Agency Task Force shall consult with impacted stakeholders including residents of the coalfield counties, employers in the coalfield counties, local government representatives, and representatives of regional nonprofit entities. Out of this appropriation, \$50,000 each year is allocated to engage in stakeholder outreach."

Explanation:

(This amendment provides \$218,000 GF each year of the biennium to establish two Coalfield Community Development Program Manager positions within the Division of Economic Development and Community Vitality at the Department of Housing and Community Development to coordinate a cross-government approach ensuring effective implementation of current and future programs benefiting the coalfield region.)

	Item 115 #3s	
Commerce and Trade	FY22-23	FY23-24
Department of Housing and Community Development	(\$2,500,000)	\$0 GF

Language:

Page 97, line 53, strike "\$138,480,442" and insert "\$135,980,442".
Page 102, line 37, strike "\$5,000,000" and insert "\$2,500,000".

Explanation:

(This amendment provides a total of \$2.5 million GF in the first year for the Virginia Community Development Financial Institutions Fund.)

	Item 115 #4s	
Commerce and Trade	FY22-23	FY23-24
Department of Housing and Community Development	\$2,500,000	\$2,500,000 GF

Language:

Floor Approved Amendment to SB 30, As Introduced

Page 97, line 53, strike "\$138,480,442" and insert "\$140,980,442".

Page 97, line 53, strike "\$129,460,442" and insert "\$131,960,442".

Page 99, line 37, strike "\$3,000,000 the first year and \$3,000,000 the second" and insert "\$5,500,000 the first year and \$5,500,000 the second".

Explanation:

(This amendment provides for a \$2.5 million GF annual increase to the Virginia Removal or Rehabilitation of Derelict Structures Fund.)

	Item 116 #1s	
Commerce and Trade	FY22-23	FY23-24
Department of Housing and Community Development	(\$1,000,000)	(\$1,000,000) GF

Language:

Page 103, line 5, strike "\$18,754,431" and insert "\$17,754,431".

Page 103, line 5, strike "\$18,754,431" and insert "\$17,754,431".

Page 103, line 10, strike "\$18,250,000 the first year and \$18,250,000 the second" and insert "\$17,250,000 the first year and \$17,250,000 the second".

Explanation:

(This amendment provides for a \$2.7 million GF annual increase to the Enterprise Zone Program.)

	Item 121 #1s	
Commerce and Trade	FY22-23	FY23-24
Department of Mines, Minerals and Energy	\$10,000,000	\$0 GF

Language:

Page 104, line 47, strike "\$34,315,826" and insert "\$44,315,826".

Page 105, after line 32, insert:

"F. Out of this appropriation, \$10,000,000 the first year from the general fund shall be deposited to the Driving Decarbonization Grant Program Fund for the purpose of assisting developers with non-utility costs associated with the installation of electric vehicle charging stations. Of these amounts, \$5,000,000 shall be reserved by the Department for eligible projects in historically economically disadvantaged communities."

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment provides \$10.0 million GF in FY 2023 for initial capitalization of the Driving Decarbonization Grant Program and Fund.)

	Item 121 #2s	
Commerce and Trade	FY22-23	FY23-24
Department of Mines, Minerals and Energy	(\$20,000,000)	\$0 GF

Language:

Page 104, line 48, strike "\$34,315,826" and insert "\$14,315,826".
Page 105, line 28, strike "\$30,000,000" and insert "\$10,000,000".

Explanation:

(This amendment provides a total of \$10.0 million GF in FY 2023 for initial capitalization of the Low-to-Moderate Income Solar Loan and Rebate Fund.)

	Item 121 #3s	
Commerce and Trade	FY22-23	FY23-24
Department of Mines, Minerals and Energy	\$500,000	\$0 GF

Language:

Page 104, line 48, strike "\$34,315,826" and insert "\$34,815,826".
Page 105, after line 32, insert:

"F. Out of this appropriation, \$500,000 the first year from the general fund is authorized for geotechnical and related consulting support that may be required to identify the approximate volume and number of waste coal piles present in the coalfield region of the Commonwealth and for the evaluation of opportunities to use coal combustion residuals for construction purposes in public infrastructure projects in the Commonwealth."

Explanation:

(This amendment provides \$500,000 GF in FY 2023 for technical consulting support in assessing options for remediation of the byproducts of carbon-based electricity generation.)

	Item 125 #1s	
Commerce and Trade	FY22-23	FY23-24

Floor Approved Amendment to SB 30, As Introduced

Virginia Economic Development Partnership	\$200,000	\$0	GF
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Language:

Page 108, line 38, strike "\$50,344,192" and insert "\$50,544,192".

Page 110, after line 12, insert:

"N. The Virginia Economic Development Partnership, in consultation with the Virginia Tobacco Region Revitalization Commission, the Central Virginia Planning District Commission, and the Mount Roger Planning District Commission, shall assess the feasibility of establishing an inland port in Region 2000 or the City of Bristol and submit its findings to the General Assembly no later than November 1, 2022. In conducting this assessment, the Secretary of Transportation, the Virginia Port Authority, and the Office of Intermodal Planning and Investment shall provide any technical assistance that may be required."

Explanation:

(This amendment provides \$200,000 GF in FY 2023 for the Virginia Economic Development Partnership to assess the feasibility of creating an inland port located in Region 2000 or the City of Bristol.)

	Item 125 #2s		
Commerce and Trade	FY22-23	FY23-24	
Virginia Economic Development Partnership	\$0	\$2,500,000	GF

Language:

Page 108, line 38, strike "\$53,844,192" and insert "\$56,344,192".

Page 110, after line 12, insert:

"N. Out of the amounts in this Item, \$2,500,000 the second year from the general fund is provided to establish an Offshore Wind Industry Supply Chain Grant Fund."

Explanation:

(This amendment provides \$2.5 million GF in FY 2024 for the establishment of an Offshore Wind Industry Supply Chain Grant Fund.)

	Item 125 #3s		
Commerce and Trade	FY22-23	FY23-24	
Virginia Economic Development Partnership	\$200,000	\$200,000	GF

Language:

Floor Approved Amendment to SB 30, As Introduced

Page 108, line 38, strike "\$50,344,192" and insert "\$50,544,192".

Page 108, line 38, strike "\$53,844,192" and insert "\$54,044,192".

Page 110, after line 12, insert:

"N. The Virginia Economic Development Partnership (VEDP) shall evaluate strategies to attract skilled out-of-state talent to fill maritime jobs in Hampton Roads in support of the shipbuilding, ship repair, and offshore wind industries. In conducting the study, VEDP shall assess talent attraction programs operated in other states and review their recruiting strategies, incentives offered for relocation, and the overall programmatic effectiveness. The report shall contain both legislative and funding recommendations with respect to implementation strategies focused on specifically targeted out-of-state populations, including transitioning military personnel, trade-school graduates, and other wind-industry related skillsets, specific incentives that would attract such talent, and potential costs to effectively administer such a program. The report shall be submitted to the General Assembly no later than November 1, 2022."

Explanation:

(This amendment directs VEDP to undertake a study of strategies to attract skilled out-of-state talent to fill maritime jobs in Hampton Roads in support of the shipbuilding, ship repair, and offshore wind industries.)

	Item 125 #4s	
Commerce and Trade	FY22-23	FY23-24
Virginia Economic Development Partnership	\$200,000	\$0 GF

Language:

Page 108, line 38, strike "\$50,344,192" and insert "\$50,544,192".

Page 110, after line 12, insert:

"N. The Virginia Economic Development Partnership (VEDP) shall assess options for the integration of state programs under the federal Workforce Innovation and Opportunity Act Title I and Title III under one state entity and provide recommendations to the General Assembly no later than November 1, 2022. In conducting this assessment, VEDP shall consider the recommendations of the Virginia Board of Workforce Development and recommend programs to improve the overall efficacy of the Commonwealth in meeting the workforce needs of Virginia businesses. The Secretary of Labor and the Virginia Board of Workforce Development shall provide such technical and policy assistance as may be required to conduct the assessment."

Explanation:

(This amendment directs the Virginia Economic Development Partnership to develop recommendations for the integration of the state programs under the federal Workforce

Floor Approved Amendment to SB 30, As Introduced

Innovation and Opportunity Act Title I and Title III under one state entity in response to the Virginia Board of Workforce Development's December 2020 recommendation.)

Item 125 #5s

Commerce and Trade

FY22-23

FY23-24

Virginia Economic Development
Partnership

\$0

(\$3,500,000) GF

Language:

Page 108, line 38, strike "\$53,844,192" and insert "\$50,344,192".

Page 110, line 11, strike "\$8,100,000" and insert "\$4,600,000".

Explanation:

(This amendment provides for an increase of \$3.5 million GF in each year for implementation of the Virginia International Trade Plan.)

Item 125 #6s

Commerce and Trade

Virginia Economic Development Partnership

Language

Language:

Page 109, strike line 45 to line 47 and insert:

"K. Out of the amounts in this Item, \$5,562,500 the first year and \$5,562,500 the second year from the general fund is provided for the Virginia Economic Development Partnership to administer a comprehensive site development program that administers, characterizes, inventories, develops, markets and deploys economic sites in the Commonwealth, including expanding business investment and directly related activities to support attraction of site-intensive target sector projects."

Explanation:

(This amendment expands the ability of the Virginia Economic Development Partnership to use base site characterization funding for administration and marketing of business-ready sites. Separate amendments provide a total of \$150.0 million over three years for the Virginia Business Ready Sites Program.)

Item 126 #1s

Commerce and Trade

FY22-23

FY23-24

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a. Up to \$35,000,000 the first year to the Virginia Biotechnology Research Partnership Authority to support the scale-up of a Virginia pharmaceutical research, development, and manufacturing cluster in the Greater Richmond and the Greater Petersburg MSA (the central Virginia cluster). The Virginia Biotechnology Research Partnership Authority shall award the funds as follows:

1) Of the amounts provided in paragraph Q.2.a., up to \$20,000,000 the first year may be used to help fund the construction of a life sciences lab building located at the Virginia Biotech Park in the City of Richmond.

2) Of the amounts provided in paragraph Q.2.a., up to \$15,000,000 the first year may be used to administer a one-time grant program designed to fund a key starting materials pilot project located in the central Virginia cluster. At a minimum, criteria to award the grant shall include: (i) the company is headquartered in Virginia; and (ii) the company has a chemical industrial site to stand up the program in either the Richmond Regional Planning District or the Crater Planning District. Any funding awards shall be used for the direct costs of key starting materials reactors, a centrifuge, and a dryer.

3) As a condition of the award of any funding identified in paragraph Q.2.a., the Virginia Biotechnology Research Partnership Authority shall provide evidence, to the satisfaction of the Review Board, of a commitment of funding from private or other non-state sources of not less than a like amount of any funding awarded.

b. Up to \$25,000,000 the first year to the College of William and Mary to establish the Data Science Innovation Hub and Research and Development Accelerator in southeastern Virginia (the southeastern cluster), in partnership with the Southeastern Universities Research Association, to accelerate data science research, catalyze data-driven innovation, and establish data sciences and cybersecurity-focused business in the Commonwealth. The Review Board may award the funds as follows:

1) Of the amounts provided in paragraph Q.2.b., up to \$5,000,000 the first year may be used for the recruitment of data science faculty and researchers, laboratory and support staff, and core computational operations including the procurement of computing and other specialized equipment.

2) Of the amounts provided in paragraph Q.2.b., up to \$20,000,000 the first year may be used to support the planning, design, and construction of a facility that provides for commercial development and business incubation space.

3) Prior to the release of any funding for this Item, and upon the affirmative recommendation of the Review Board, the College of William and Mary shall demonstrate, to the satisfaction of the Review Board, a commitment from private or other non-state sources of not less than a like

Floor Approved Amendment to SB 30, As Introduced

amount of any funding awarded.

c. Up to \$25,000,000 the first year to the University of Virginia to establish the UVA Institute for Biotechnology to accelerate biotechnology commercialization, genomics and gene therapies, drug delivery technologies and biomanufacturing facilities throughout Virginia (the statewide cluster). The Review Board may award the funds as follows:

1) Of the amounts provided in paragraph Q.2.c., up to \$5,000,000 the first year may be used to recruit biomedical research and bioengineering faculty, laboratory and support staff, and the attraction of existing biotechnology start-up companies that lack necessary infrastructure.

2) Of the amounts provided in paragraph Q.2.c., up to \$20,000,000 the first year may be used to support the planning, design, and construction of a facility that provides for up to 350,000 square feet of research, laboratory, patient care and treatment, and biomanufacturing space.

3) Prior to the release of any funding provided in paragraph Q.2.c, and upon the affirmative recommendation of the Review Board, the University of Virginia shall demonstrate, to the satisfaction of the Review Board, a commitment from private or other non-state sources of not less than ten to one.

d. Up to \$15,716,344 the first year as a grant to the City of Roanoke for the renovation of an existing facility to create advanced laboratory, business incubation and an accelerator space for the development of new biotechnology companies across southwestern Virginia (the southwestern cluster).

1) Prior to the release of any funding in this item, and upon the recommendation of the Review Board, the City of Roanoke shall cause or cause to be made a matching amount of not less than \$1,955,000 for the project.

3. Should the Review Board fail to recommend investments for any of the identified regional innovation clusters prior to June 15, 2023, any unawarded funds remaining in paragraph Q.2. shall revert to the general fund."

Explanation:

(This amendment provides \$100.7 million GF in the first year in support of a statewide initiative to establish regional innovation clusters in biotechnology, life sciences, pharmaceutical manufacturing, and data analytics through innovative public-private partnerships with Virginia institutions of higher education and existing or emerging industries.)

Item 127 #2s

Commerce and Trade

Floor Approved Amendment to SB 30, As Introduced

Virginia Innovation Partnership Authority

Language

Language:

Page 115, line 25, after “for” insert "(i)".

Page 115, line 27, after “facility” insert "and (ii) follow-on efforts, including road mapping activities, marketing and proposal development, to leverage project activities for the pursuit of CCAM/University jointly funded federal programs.".

Explanation:

(This amendment provides the Commonwealth Center for Advanced Manufacturing with the flexibility to fund additional collaboration investments after initial projects have concluded.)

Item 127 #3s

Commerce and Trade

FY22-23

FY23-24

Virginia Innovation Partnership
Authority

(\$2,000,000)

(\$2,000,000) GF

Language:

Page 112, line 3, strike "\$44,395,623" and insert "\$42,395,623".

Page 112, line 3, strike "\$44,395,623" and insert "\$42,395,623".

Page 113, line 38, strike "\$5,000,000 the first year and \$5,000,000 the second year" and insert "\$3,000,000 the first year and \$3,000,000 the second year".

Page 113, line 41, strike "\$4,000,000 the first year and "\$4,000,000" and insert "\$2,000,000 the first year and "\$2,000,000".

Explanation:

(This amendment provides for an annual increase of \$1.0 million GF to the Regional Innovation Fund, administered by the Virginia Innovation Partnership Authority.)

Item 127 #4s

Commerce and Trade

Virginia Innovation Partnership Authority

Language

Language:

Page 116, line 48, after "lease" strike "or rental" and insert "and operating".

Page 116, line 49, after "and" strike "a secondary location in Northern Virginia." and insert "other locations throughout the Commonwealth.".

Explanation:

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(This amendment provides the Virginia Innovation Partnership Authority with the flexibility to use existing revenues to operate multiple hybrid open-work spaces across Virginia, including Northern Virginia, Hampton Roads, and the Roanoke Valley.)

Item 129 #1s

Education

Department of Education, Central Office Operations

Language

Language:

Page 122, after line 35, insert:

"S. Out of this appropriation, \$500,000 the first year from the general fund is provided to study options for the establishment or expansion of Academic-Year Governor's School to provide gifted students access to distance-learning courses. The Department of Education shall collaborate with the existing Academic-Year Governor's School to develop such a plan. The plan shall consider how to ensure access to students who are currently not served or unable to participate in Governor's School programs, assess if existing virtual resources through the Department of Education could be better leveraged to expand access to Governor's School courses, and develop options to implement a plan including potential costs and timelines. The plan shall be submitted to the Governor and General Assembly by August 1, 2023. Thees funds may also be used as one-time planning funds to assist Academic-Year Governor's School in offering additional distance-learning courses."

Explanation:

(This amendment proposes \$500,000 GF the first year to study options for additional virtual, online Governor's School opportunities across the Commonwealth. The Department of Education is directed to collaborate with Academic-Year Governor's School to develop a plan. The plan will consider how to ensure access to students who are currently not served or unable to participate in an Academic-Year Governor's School program and whether existing virtual resources through the Department of Education could be better leveraged to expand access to Governor's School courses. Funding for this initiative is repurposed from funding in the introduced budget intended to study options for the creation of a STEM Governor's School on the Eastern Shore.)

Item 129 #2s

Education

Department of Education, Central Office Operations

Language

Language:

Page 122, after line 35, insert

Floor Approved Amendment to SB 30, As Introduced

"S. For the purposes of obtaining data pertaining to learning loss due to the COVID-19 pandemic, the Department of Education may use funds from the Elementary and Secondary School Emergency Relief (ESSER) Fund, State Educational Agency reservation, for the establishment of a system to assess student growth with a focus on learning loss due to the COVID-19 pandemic. Each school division in the Commonwealth shall implement the system and make reports from the system available to educators to allow them to address learning for their students."

Explanation:

(This amendment permits the Department of Education to use funds reserved by the agency from the Elementary and Secondary School Emergency Relief (ESSER) Fund for the establishment of a system to assess student growth with a focus on learning loss due to the COVID-19 pandemic. Each school division in the Commonwealth shall implement the system and make reports from the system available to educators to allow them to address learning for their students.)

	Item 130 #1s	
Education	FY22-23	FY23-24
Department of Education, Central Office Operations	\$170,520	\$70,520 GF

Language:

Page 122, line 36, strike "\$17,761,440" and insert "\$17,931,960".
Page 122, line 36, strike "\$17,761,440" and insert "\$17,831,960".

Explanation:

(This amendment provides \$170,250 GF the first year and \$70,00 GF the second year to support the Department of Education, in coordination with the Department for the Deaf and Hard-of-Hearing, to establish an advisory committee that will develop a resource that parents of deaf or hard of hearing children, up to age five, may use to monitor the language development of their children, pursuant to passage of Senate Bill 265.)

	Item 132 #1s	
Education	FY22-23	FY23-24
Department of Education, Central Office Operations	(\$2,581,140) -20.00	(\$4,129,824) -32.00 GF FTE

Language:

Page 125, line 14, strike "\$10,453,527" and insert "\$7,872,387".

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Page 125, line 14, strike "\$13,679,952" and insert "\$9,550,128".

Page 125, line 35, strike "\$3,325,860" and insert "\$744,720".

Page 125, line 35, strike "\$6,552,285" and insert "\$2,422,461".

Explanation:

(This amendment provides \$744,720 GF the first year and \$2.4 million GF the second year to phase-in the Office of School Quality expansion. This provides funding for five positions the first year and 18 positions the second year, which increases the Office's total staff to 35 positions by the second year.)

Item 135 #1s

Education	FY22-23	FY23-24	
Department of Education, Central Office Operations	\$132,932 1.00	\$132,932 1.00	GF FTE

Language:

Page 127, line 6, strike "\$22,865,272" and insert "\$22,998,204".

Page 127, line 6, strike "\$22,745,272" and insert "\$22,878,204".

Explanation:

(This amendment provides \$132,932 GF each year and one position for the Department of Education to collect data from school divisions on the maintenance reserve needs of every public school building in each local school division, pursuant to the passage of Senate Bill 238.)

Item 136 #1s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$100,000	\$100,000	GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,595,802".

Page 128, line 33, strike "\$64,559,917" and insert "\$64,659,917".

Page 129, after line 6, insert: "EduTutorVA \$100,000 \$100,000".

Page 140, after line 4, insert:

“SS. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund is provided to EduTutorVA to support targeted tutoring to help K-12 students recover from COVID-19 learning gaps.”

Explanation:

(This amendment provides \$100,000 GF each year to EduTutorVA to support targeted tutoring

Floor Approved Amendment to SB 30, As Introduced

to help K-12 students recover from COVID-19 learning gaps.)

	Item 136 #2s	
Education	FY22-23	FY23-24
Direct Aid to Public Education	\$600,000	\$0 GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$76,095,802".

Page 128, after line 52, insert "Chesterfield Recovery High School \$600,000 \$0"

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$600,000 the first year from the general fund is provided to Chesterfield County Public Schools to assist with establishing a recovery high school as a year-round high school with enrollment open to any high school student residing in Superintendent's Region 1 who is in the early stages of recovery from substance use disorder or dependency. Students in the high school shall be provided academic, emotional, and social support needed to progress toward earning a high school diploma and reintegrating into a traditional high school setting. Chesterfield County Public Schools shall submit a report regarding the planning, implementation, and outcomes of the recovery high school to the Chairs of the House Appropriations and Senate Finance and Appropriations Committee by December 1 each year."

Explanation:

(This amendment provides \$600,000 GF the first year to Chesterfield Public Schools to assist with establishing a recovery high school, which will serve students who are in the early stages of recovery from substance use disorder or dependency.)

	Item 136 #3s	
Education	FY22-23	FY23-24
Direct Aid to Public Education	\$90,000	\$0 GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$75,585,802".

Page 129, after line 16, insert: "Newport News - Soundscapes \$90,000 \$0"

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$90,000 the first year from the general fund is provided to the City of Newport News for the Soundscapes social intervention programs."

Explanation:

(This amendment provides \$90,000 GF the first year to the City of Newport News for the Soundscapes social intervention programs. Soundscapes is an educational development

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organization teaching transformational life skills to socio-economically disadvantaged youth in Virginia through a rigorous, daily, after-school curriculum, starting in first grade and extending through high school. Elementary students in this program have shown improved behavior and dramatic increases in SOL passing rates compared to Title I elementary students in their school division who are not participating.)

Item 136 #4s

Education	FY22-23	FY23-24
Direct Aid to Public Education	\$50,000	\$0 GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$75,545,802".

Page 129, after line 43, insert:

"Virginia Boys State \$50,000 \$0".

Page 140, after line 4, insert:

"SS. Out of the appropriation, \$50,000 the first year from the general fund is provided to Virginia Boys State of The American Legion to support civic education programming."

Explanation:

(This amendment provides \$50,000 GF the first year to support the Virginia Boys State of The American Legion civic education programming.)

Item 136 #5s

Education	FY22-23	FY23-24
Direct Aid to Public Education	\$50,000	\$0 GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,545,802".

Page 129, after line 51, insert:

"Western Virginia Public Education Consortium \$50,000 \$0".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$50,000 the first year from the general fund is provided to the Western Virginia Public Education Consortium for collaborative work with Radford University, Virginia Tech, and New River Community College to address teacher vacancies in the consortium."

Explanation:

(This amendment provides \$50,000 GF the first year for the Western Virginia Public Education Consortium to collaborate with Radford University, Virginia Tech, and New River Community

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College to address teacher vacancies.)

Item 136 #6s

Education	FY22-23	FY23-24
Direct Aid to Public Education	\$250,000	\$0 GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,745,802".

Page 129, after line 46, insert:

"Virginia Museum of History and Culture \$250,0000 \$0".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$250,000 the first year from the general fund is provided to the Virginia Museum of History and Culture and partner institutions of public higher education to support the advancement of experiential learning opportunities for K-12 students. These funds are intended to support high-quality, off-site learning experiences and traveling exhibitions for students to engage in educational content, aligned to Virginia's Standards of Learning, related to the history of free Blacks in Virginia prior to the Civil War."

Explanation:

(This amendment provides \$250,000 for the Virginia Museum of History and Culture and Virginia public higher education institutions to collaborate on a permanent exhibit and traveling exhibition opportunities for K-12 students, related to the history of free Blacks in Virginia prior to the Civil War.)

Item 136 #7s

Education	FY22-23	FY23-24
Direct Aid to Public Education	\$250,000	\$0 GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$75,745,802".

Page 128, line 41, strike the first instance of "\$500,000" and insert "\$750,000".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$250,000 the first year from the general fund is provided for the Achievable Dream partnership with the Virginia Beach school division."

Explanation:

(This amendment provides \$250,000 GF each year to assist the Achievable Dream Virginia Beach with college access for its seniors.)

Floor Approved Amendment to SB 30, As Introduced

Item 136 #8s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$250,000	\$250,000	GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$75,745,802".

Page 128, line 32, strike "\$64,559,917" and insert "\$64,809,917".

Page 129, after line 15, insert:

"Milk and Cookies (MAC) Children's Program \$250,000 \$250,000".

Page 140, after line 4, insert

"SS. Out of this appropriation, \$250,000 the first year and \$250,000 the second year is provided to the Milk and Cookies (MAC) Children's Program to support the expansion of the socio-emotional learning program developed for the children of parents who are incarcerated."

Explanation:

(This amendment provides \$250,000 GF each year to support the Milk and Cookies (MAC) Children's Program. The MAC Program is a socio-emotional learning program developed specifically for the children of parents who are incarcerated. This will allow for the expansion of the program to other localities and assist in efforts to bring the program online and in mobile application format.)

Item 136 #9s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$500,000	\$0	GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$75,995,802".

Page 129, after line 16, insert:

"PBS Appalachia \$500,000 \$0".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$500,000 the first year from the general fund is provided to PBS Appalachia to support curriculum development and the development of learning assets."

Explanation:

(This amendment provides \$500,000 GF the first year to support PBS Appalachia with the development of curriculum and learning assets.)

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Item 136 #10s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$50,000	\$50,000	GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$75,545,802".

Page 128, line 32, strike "\$64,559,917" and insert "\$64,609,917".

Page 129, after line 46, insert:

"Virginia Holocaust Museum \$50,000 \$50,000".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$50,000 the first year and \$50,000 the second year from the general fund is provided to the Virginia Holocaust Museum, in support of the Alexander Lebenstein Teacher Education Institute, to support the advancement of experiential learning opportunities for K-12 students. These funds are intended to support high-quality, off-site learning experiences, educational content, and exhibitions for students to engage in educational content, aligned to Virginia's Standards of Learning, related to the history of the Holocaust and other genocides."

Explanation:

(This amendment provides \$50,000 GF each year to support the Virginia Holocaust Museum in providing high-quality, off-site learning experiences, educational content, and exhibitions for students to engage in educational content, aligned to Virginia's Standards of Learning, related to the history of the Holocaust and other genocides.)

Item 136 #11s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$0	(\$500,000)	GF

Language:

Page 128, line 33, strike "\$64,559,917" and insert "\$64,059,917".

Page 129, strike line 47, and insert:

"VPM Media Corporation \$500,000 \$0".

Page 139, line 30, strike "and \$500,000 the second year".

Page 139, line 31, strike "Virginia Public Media" and insert "VPM Media Corporation".

Explanation:

(This amendment changes the name of Virginia Public Media to VPM Media Corporation and defers the second year allocation.)

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Item 136 #12s

Education	FY22-23	FY23-24
Direct Aid to Public Education	\$50,000	\$0 GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$75,545,802".

Page 129, after line 46, insert:

"Virginia Girls State \$50,000 \$0".

Page 140, after line 4, insert:

"SS. Out of the appropriation, \$50,000 the first year from the general fund is provided to Virginia Girls State of The American Legion Auxiliary to support civic education programming."

Explanation:

(This amendment provides \$50,000 GF the first year to support the Virginia Girls State of The American Legion Auxiliary civic education programming.)

Item 136 #13s

Education	FY22-23	FY23-24
Direct Aid to Public Education	\$0	(\$500,000) GF

Language:

Page 128, line 33, strike "\$64,559,917" and insert "\$64,059,917".

Page 129, strike line 7, and insert:

"eMediaVA \$1,500,000 \$1,000,000".

Page 138, line 39, strike "and \$1,500,000 the second year" and insert "and \$1,00,000 the second year".

Page 138, after line 49, insert:

"The Hampton Roads Educational Telecommunications Association, in partnership with Blue Ridge PBS, VPM Media Corporation, and PBS Appalachia, shall report to the Secretary of Education, the Department of Education, and the General Assembly on a plan to share educational resources and content among these organization in an effort to reduce duplication of efforts in content and curriculum development."

Explanation:

(This amendment defers the second year allocation to eMediaVA and directs the Hampton Roads Educational Telecommunications Association, in partnership with Blue Ridge PBS,

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VPM Media Corporation, and PBS Appalachia, to develop a plan on how to share educational resources and content among these organizations in an effort to reduce duplicative efforts in content and curriculum development.)

Item 136 #14s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$0	(\$500,000)	GF

Language:

Page 128, line 33, strike "\$64,559,917" and insert "\$64,059,917".

Page 128, strike line 44, and insert:

"Blue Ridge PBS \$850,000 \$350,000".

Page 138, line 9, strike "\$850,000 the second year" and insert "\$350,000 the second year".

Explanation:

(This amendment defers the second year allocation to Blue Ridge PBS.)

Item 136 #15s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$0	(\$500,000)	GF

Language:

Page 128, line 33, strike "\$64,559,917" and insert "\$64,059,917".

Page 129, line 35, strike the second instance of "\$1,181,975" and insert "\$681,975".

Page 136, line 45, strike the second instance of "\$1,181,975" and insert "\$681,975".

Explanation:

(This amendment defers the second year allocation for the Virginia Air & Space Center.)

Item 136 #16s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	(\$250,000)	(\$500,000)	GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,245,802".

Page 128, line 33, strike "\$64,559,917" and insert "\$64,059,917".

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Page 129, strike line 5 and insert: "Computer Science AP Enrollment \$250,000 \$0".

Page 139, line 13, strike "\$500,000 the first year and \$500,000 the second year" and insert "\$250,000 the first year".

Explanation:

(This amendment provides \$250,000 GF the first year to support divisions with enrollment in AP computer science courses and defers a second year allocation.)

Item 136 #17s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$0	(\$250,000)	GF

Language:

Page 128, line 33, strike "\$64,559,917" and insert "\$64,309,917".

Page 129, line 13, strike the second instance of "\$250,000" and insert "\$0".

Page 139, line 4, strike "and \$250,000 the second year".

Explanation:

(This amendment defers a second year allocation for the K-8 STEM Pipeline program as introduced.)

Item 136 #18s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$0	\$500,000	GF

Language:

Page 128, line 33, strike "\$64,559,917" and insert "\$65,059,917".

Page 129, line 43, strike "\$1,750,000" and insert "\$2,250,000".

Page 134, line 29, strike "\$1,750,000" and insert "\$2,250,000".

Page 134, line 38, after "year" insert "and \$500,000 the second year".

Explanation:

(This amendment provides \$500,000 GF the second year to the teacher residency program at VCU. The introduced budget provided \$500,000 GF the first year for the program.)

Item 136 #19s

Education	FY22-23	FY23-24	
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Floor Approved Amendment to SB 30, As Introduced

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$0	(\$1,350,000)	GF

Language:

Page 128, line 33, strike "\$64,559,917" and insert "\$63,209,917".

Page 128, line 43, strike the second instance of "\$2,700,0000" and insert "\$1,350,000".

Page 138, line 50, strike the second instance of "\$2,700,0000" and insert "\$1,350,000".

Explanation:

(This amendment defers the second year allocation for the Advancing Computer Science grants.)

			Item 137 #1s
Education	FY22-23	FY23-24	
Direct Aid to Public Education	(\$7,596)	(\$18,760)	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,353,560,150".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,071,811,845".

Page 141, after line 26, insert:

"Supplemental GF Payment in Lieu of Sales Tax on Food and Personal Hygiene Products \$104,100,000 \$257,200,000".

Page 141, strike lines 27 - 28.

Page 144, line 3, strike "and" and insert ",".

Page 144, line 4, after "Fund", insert "and the amounts distributed in Item 137.C.5.b.2) for fiscal year 2023 and fiscal year 2024".

Page 144, line 5, strike "both of".

Page 144, line 17, after "education", insert "and the amounts distributed in Item 137.C.5.b.2) for fiscal year 2023 and fiscal year 2024"

Page 151, line 32, strike "b." and insert "b. 1)".

Page 151, line 33, after "tax", insert "and the amounts distributed in Item 137.C.5.b.2) for fiscal year 2023 and fiscal year 2024".

Page 151 after line 36, insert:

"b.2) \$104,100,000 the first year and \$257,200,000 the second year from the general fund shall be distributed to localities on the basis of the latest yearly estimate of school age population provided by the Weldon Cooper Center for Public Service as specified in this Item. These funds represent the reduction to divisions from the exemption of the state sales and use tax on food for human consumption and essential personal hygiene products."

Page 177, strike lines 50 - 53.

Page 178, strike lines 1 - 11.

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Explanation:

(This amendment provides \$104.1 million GF the first year and \$257.2 million GF the second for the equivalent distribution of the one percent sales tax revenue from food and essential personal hygiene products. These payments are distributed to localities based on the estimate of school age population consistent with sales tax. The funding for this amendment is fully contained within the introduced budget since the introduced budget contained a hold harmless payment for the loss in dedicated K-12 sales tax from exempting food after the Basic Aid offset and contained the entire distribution of sales tax from essential personal hygiene products. The reductions reflected in this amendment are related to rounding variances when distributing these payments based on school age population and then calculating the Basic Aid state and local shares of cost based on the local composite index.)

	Item 137 #2s	
Education	FY22-23	FY23-24
Direct Aid to Public Education	\$109,426,176	\$162,422,175 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,462,993,922".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,234,252,780".

Page 153, strike lines 7 - 16 and insert:

"k. For the purposes of funding certain support positions in Basic Aid, a funding ratio methodology is used based upon 20 support positions per 1,000 ADM to funded SOQ instructional positions in the first year and 21 support positions per 1,000 ADM to funded SOQ instructional positions in the second year, as established in Chapter 781, 2009 Acts of Assembly. For the purposes of making the required spending adjustments, the appropriation and distribution of Basic Aid shall reflect this methodology. Local school divisions shall have the discretion as to where the adjustment may be made, consistent with the Standards of Quality funded in this Act. Such methodology shall not apply to specialized student support positions due to the establishment of a staffing standard for such positions, pursuant to Chapter 454, 2021 Acts of Assembly, Special Session I. "

Explanation:

(This amendment provides \$109.4 million GF the first year and \$162.4 million GF the second year to increase the number of funded support positions. This would increase the funded ratio from 17.75 support positions per 1,000 students to funded SOQ instructional positions to 20 support positions per 1,000 ADM to funded SOQ instructional positions in the first year, and 21 support positions per 1,000 ADM to funded SOQ instructional positions in the second year. This increases state support for support positions and partially removes the funding cap placed on support positions beginning in FY 2010.)

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Item 137 #3s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$30,956,705	\$31,783,405	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,384,524,451".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,103,614,010".

Page 146, after line 52, insert:

"g. Notwithstanding the provisions of § 22.1-253.13:2 subsection G, Code of Virginia, each school board shall provide one reading specialist for each 550 students in kindergarten through grade three. Divisions are encouraged to use these specialists to assist in reading instruction and intervention to students in kindergarten through sixth grade."

Explanation:

(This amendment provides \$31.0 million GF the first year and \$31.8 million GF the second year to provide one reading specialist per every 550 students in kindergarten through third grade.)

Item 137 #4s

Education

Direct Aid to Public Education

Language

Language:

Page 177, line 15, after "second year.", insert: "Local school divisions shall certify to the Department of Education that funds used as the local match are derived solely from local revenue sources."

Explanation:

(This amendment clarifies that local school divisions must use revenues derived from local sources to match the state share of funding for the compensation supplement.)

Item 137 #5s

Education

Direct Aid to Public Education

Language

Language:

Page 178, line 18, after "completed" insert "or initiated".

Page 178, line 18, after "years.", insert: "These funds shall not be used for the repair or

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replacement of parking lots or the replacement or modernization of school facilities that are predominately used for extracurricular athletics activities."

Explanation:

(This amendment includes language to allow local school divisions to use the School Construction Grants Program funds, as introduced, for debt service payments on school projects that have been completed or initiated during the last ten years, and clarifies that funds shall not be used for parking lot repairs or replacement or for facilities that are predominantly used for extracurricular athletic activities.)

Item 137 #6s

Education

Direct Aid to Public Education

Language

Language:

Page 155, after line 45, insert:

"5) In the second year, the Department of Education shall establish and conduct a biennial application process to determine the slot allocation of the regional education program for the subsequent biennium. Each school division, or the fiscal agent for each regional program, shall apply for the desired number of student slots from the statewide total number of slots funded in the state formula. The approved number of slots shall be set for both years of the biennium. The Department of Education shall utilize the existing reallocation process as prescribed in this Item to allocate initial application requests if the initial application demand for slots exceeds the number of slots available. In each fiscal year, the Department of Education shall reallocate any unused student slots as prescribed in this Item."

Explanation:

(This amendment directs the Department of Education, in the second year, to conduct a biennial application process to determine slot allocation of the regional alternative education program for the subsequent 2024-2026 biennium.)

Item 137 #7s

Education

FY22-23

FY23-24

Direct Aid to Public Education

(\$31,525,300)

(\$31,564,583)

GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,322,042,446".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,040,266,022".

Page 141, strike line 45 and insert:

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"Early Reading Intervention \$51,250,393 \$51,409,657".

Page 167, line 17, strike "\$82,775,693 the first year and \$82,974,240 the second year" and insert "\$51,250,393 the first year and \$51,409,657 the second year".

Page 167, line 35, after "2,", insert "and,".

Page 167, line 35, strike ", 4, and 5".

Page 167, strike lines 43 - 44.

Explanation:

(This amendment removes the expansion of the Early Reading program to fourth and fifth grades. A companion amendment provides one reading specialist for every 550 students in kindergarten and third grade and allows those specialists to work with students in kindergarten through sixth grades.)

Item 137 #8s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$6,508,492	\$6,650,418	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,360,076,238".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,078,481,023".

Explanation:

(This amendment provides \$6.5 million GF the first year and \$6.6 million GF the second year to update data for the vocational education program based on end-of-year data from 2020-2021.)

Item 137 #9s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	\$1,999,996	\$0	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,355,567,742".

Page 141, line 42, strike "\$108,045,355" and insert "\$106,045,359".

Page 142, after line 11, insert:

"Supplemental Support for Accomack & Northampton \$2,000,000 \$0".

Page 178, after line 26, insert:

"44. Supplemental Support for Accomack & Northampton

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An additional state payment of \$2,000,000 the first year from the Lottery Proceeds Fund shall be disbursed to provide one-time support to Accomack and Northampton school divisions for teacher recruitment and retention efforts, including adjustments to salary scales to minimize the misalignment to salary scales of adjacent counties."

Explanation:

(This amendment provides \$2.0 million from the Lottery Proceeds Fund the first year to provide one-time support to Accomack and Northampton school divisions for recruitment and retention efforts.)

Item 137 #10s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	(\$3,899,195)	(\$3,890,556)	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,349,668,551".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,067,940,049".

Page 151, line 18, strike "and the counties of Accomack and".

Page 151, line 19, strike "Northampton".

Page 151, line 26, strike "and the counties of Accomack and Northampton".

Page 151, line 30, strike "and the counties of Accomack and Northampton".

Explanation:

(This amendment removes Accomack and Northampton counties from the full cost of competing adjustment as included in the introduced budget. A companion amendments provides supplemental support to Accomack and Northampton counties. Further, an amendment directs JLARC to evaluate and review the cost of competing adjustment in their forthcoming study of the Standards of Quality and funding.)

Item 137 #11s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	(\$6,588)	\$0	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,353,561,158".

Page 141, line 49, strike the first instance of "\$15,796,660" and insert "\$15,789,072".

Page 168, line 12, strike first instance of "\$15,796,660" and insert "\$15,789,072".

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This technical amendment updates enrollment data in the Algebra Readiness Program for FY 2023.)

Item 137 #12s

Education	FY22-23	FY23-24	
Direct Aid to Public Education	(\$574,850)	(\$707,513)	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,352,992,896".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,071,123,092".

Explanation:

(This amendment reflects the \$1.3 million reduction of K-12 dedicated sales tax in FY 2023 and \$1.6 million in FY 2024 from the exemption in SB 517. After the Basic Aid offset, this results in a reduction to divisions of \$574,850 in FY 2023 and \$707,513 in FY 2024.)

Item 142 #1s

Education	FY22-23	FY23-24	
State Council of Higher Education for Virginia	\$250,000	\$50,000,000	GF

Language:

Page 180, line 36, strike "\$136,015,951" and insert "\$136,265,951".

Page 180, line 36, strike "\$146,328,512" and insert "\$196,328,512".

Page 185, after line 15, insert:

"M.1. Out of this appropriation \$250,000 the first year and \$50,000,000 the second year from the general fund is provided to enhance efforts to recruit and retain students eligible for Pell grant assistance at institutions of higher education.

2. The State Council of Higher Education for Virginia shall work with institutions with below average Pell enrollment to develop individualized recruitment and retention plans targeting low-income students. The Council shall partner with a nationally recognized consultant with experience in this area. The Council shall present a report on the resulting plans to the Governor and the chairs of the House Appropriations and the Senate Finance and Appropriations Committees no later than June 1, 2023.

3. Eligible Virginia public institutions of higher education can apply for pilot funding in the second year through a competitive grant process. Applications must demonstrate efforts to restructure outreach, recruitment, admission, and retention efforts. Funds may be used to support initiatives to attract, enroll, and retain low-income students and to match funding for need-based scholarships through endowments. Institutions may also request funding for need-

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based financial aid or to match endowment funding for need-based scholarships. Priority shall be given to institutions with below average Pell enrollment or to institutions with below average endowments.

4. Any institutional grant under this initiative will be subject to performance outcomes established in paragraph 5.

5. The State Council of Higher Education for Virginia shall establish eligibility criteria, evaluate proposals, determine award sizes, establish performance outcomes and monitor performance in consultation with staff from the House Appropriations and the Senate Finance and Appropriations Committees, the Secretary of Education, and the Department of Planning and Budget. The Council shall notify the chairs of the Senate Finance and Appropriations Committee and the House Appropriations Committee 30 days prior to releasing funds to institutions.

6. The Council shall report periodically on activities related to this pilot and make recommendations for any potential future support to institutions that successfully meet outcomes of the pilot."

Explanation:

(This amendment provides \$250,000 GF the first year to fund the development of recruitment and retention plans for institutions with below average Pell enrollment. The State Council of Higher Education for Virginia will work with relevant institutions to develop individualized plans. This amendment provides \$50.0 million GF the second year in one-time funding for a pilot to implement recruitment and retention plans at these and/or other eligible institutions.)

Item 142 #2s

Education

State Council of Higher Education for Virginia

Language

Language:

Page 182, line 20, strike "\$2,000" and insert "\$2,250 the first year and \$2,500 the second year".

Explanation:

(This amendment relies on existing funds to increase the maximum individual award for eligible online students under the Tuition Assistance Grant Program from \$2,000 to \$2,250 the first year and \$2,500 the second year, restoring the award to its previous level of 50 percent of the maximum award for in-person undergraduate students.)

Item 142 #3s

Education

State Council of Higher Education for Virginia

Language

Floor Approved Amendment to SB 30, As Introduced

Language:

Page 181, lines 27 and 28, strike "\$2,450 the first year and \$2,700 the second year for".

Explanation:

(This amendment relies on existing funds to bring the maximum individual award for eligible graduate students to parity with the maximum award for eligible undergraduate students under the Virginia Tuition Assistance Grant Program. This increases the maximum individual award from \$2,450 to \$4,500 the first year and from \$2,700 to \$5,000 the second year.)

Item 142 #4s

Education

FY22-23

FY23-24

State Council of Higher Education for
Virginia

(\$5,300,000)

(\$6,000,000) GF

Language:

Page 180, line 36, strike "\$136,015,951" and insert "\$130,715,951".

Page 180, line 36, strike "\$146,328,512" and insert "\$140,328,512".

Explanation:

(This amendment adjusts funding levels supporting the Virginia Tuition Assistance Grant Program to reflect updated enrollment projections for the 2022-2023 and 2023-2024 academic years.)

Item 142 #5s

Education

State Council of Higher Education for Virginia

Language

Language:

Page 185, line 2, strike "Hampton University or Virginia Union University" and insert "Historically Black Colleges and Universities that participate in the Virginia Tuition Assistance Grant Program."

Page 185, line 3, after "and" strike language through line 7 and insert:

"be eligible to receive awards under the Tuition Assistance Grant Program. Eligible students shall receive awards of up to \$5,000 that may be used toward tuition and fees for up to 150 percent of required credits to complete a certificate or degree, or toward room and board and the cost of supplies. The number of students eligible to receive the award in relation to the funds appropriated shall determine the amount of the individual award."

Explanation:

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(This amendment designates \$10.0 million GF each year of the biennium to offer additional awards of no more than \$5,000 to Pell-eligible students attending Historically Black Colleges and Universities that participate in the Virginia Tuition Assistance Grant Program.)

	Item 142 #6s	
Education	FY22-23	FY23-24
State Council of Higher Education for Virginia	\$100,000	\$100,000 GF

Language:

Page 180, line 35, strike "\$136,015,951" and insert "\$136,115,951".

Page 180, line 35, strike "\$146,328,512" and insert "\$146,428,512".

Page 185, after line 15, insert:

"M. Out of this appropriation, \$100,000 the first year and \$100,000 the second year from the general fund is designated for the State Council of Higher Education for Virginia to develop a grant program to support public high school teachers who are completing college coursework in order to become credentialed for dual enrollment courses."

Explanation:

(This amendment adds \$100,000 GF each year in the biennium to support the development of a new grant program within the State Council of Higher Education for Virginia, with the goal of increasing the overall number of dual enrollment-credentialed high school teachers in Virginia public schools.)

	Item 144 #1s	
Education	FY22-23	FY23-24
State Council of Higher Education for Virginia	\$4,200,000 3.00	\$10,000,000 3.00 GF FTE

Language:

Page 185, line 29, strike "\$23,410,355" and insert "\$27,610,355".

Page 185, line 29, strike "\$24,405,355" and insert "\$34,405,355".

Page 187, strike lines 14 through 20 and insert:

"L.1. Out of this appropriation, \$4,200,000 the first year and \$10,000,000 the second year from the general fund is designated for the Innovative Internship Fund and Program, § 23.1-903.4, Code of Virginia. The funding is designated to expand paid or credit-bearing student internships and other work-based learning opportunities in collaboration with Virginia employers so that, over time, every Virginia undergraduate student who wants such an opportunity may access it without extending time to completion of undergraduate study. The Program comprises

institutional grants and a collaborative public-private statewide initiative to facilitate the readiness of students, employers, and institutions of higher education to participate in internships and other work-based learning opportunities and to increase participation in such opportunities by smaller employers and by students with limited resources who traditionally have participated at lower rates."

Page 187, after line 38, insert:

"4. To scale up internships and work-based learning opportunities statewide, regionally, and by industry sector or cluster, the Council may take actions to facilitate increased participation in such opportunities by smaller employers and by students with limited resources including, but not limited to: (i) procuring staffing assistance to serve as a clearinghouse for matching students to internships at smaller employers; (ii) providing institutional grants for pilot programs to transform the use of Federal Work-Study resources to support and expand student access to internships and other work-based learning opportunities; and (iii) determining the mechanism to be used to award stipends to qualifying students conditioned upon a Virginia-based employer providing matching compensation and supporting specified learning activities and outcomes. The Council shall allocate up to \$3,000,000 the first year and up to \$6,000,000 the second year for such stipends. The Council shall, in consultation with institutional and business partners, develop guidelines governing eligibility for such stipends and corresponding employer participation, and shall place particular emphasis on expanding internships and other work-based learning opportunities that align with talent pathway development initiatives undertaken pursuant to Item 115."

Explanation:

(This amendment adds \$4.2 million GF the first year and \$10.0 million the second year to increase the annual appropriation to the Innovative Internship Fund and Program, also known as the Virginia Talent + Opportunity Partnership.)

Item 144 #2s

Education

State Council of Higher Education for Virginia

Language

Language:

Page 188, after line 35, insert:

"U. The State Council of Higher Education for Virginia shall examine the feasibility of having a point of contact at each public institution of higher education for students who have been involved in the foster care system. SCHEV shall investigate the possibility of using federal dollars for this purpose and report their findings to the Commission on Youth by November 30, 2022."

Explanation:

(This amendment directs the State Council of Higher Education for Virginia to conduct a

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feasibility study around designating a point of contact at each institution of higher education for foster-involved students.)

Item 144 #3s

Education	FY22-23	FY23-24	
State Council of Higher Education for Virginia	\$1,000,000	\$1,000,000	GF

Language:

Page 185, line 29, strike "\$23,410,355" and insert "\$24,410,355".

Page 185, line 29, strike "\$24,405,355" and insert "\$25,405,355".

Page 188, after line 35, insert:

"U. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year from the general fund is provided to support a mental health workforce pilot at institutions of higher education in consultation with the Virginia Health Care Foundation. The pilot will support the costs of required supervision for graduates of Masters of Social Work and Masters of Counseling programs seeking licensure. Eligible institutions include public and private nonprofit institutions of higher education operating in Virginia. The State Council of Higher Education for Virginia will report the outcomes of the pilot annually to the Governor and General Assembly."

Explanation:

(This amendment adds \$1.0 million GF each year of the biennium to fund the establishment of a mental health workforce pilot to increase the number of mental health professionals working on college campuses and to increase the number of licensed mental health professionals in the Commonwealth.)

Item 152 #1s

Education	FY22-23	FY23-24	
The College of William and Mary in Virginia	\$500,000 3.00	\$500,000 3.00	GF FTE

Language:

Page 191, line 11, strike "\$248,449,399" and insert "\$248,949,399".

Page 191, line 11, strike "\$246,355,399" and insert "\$246,855,399".

Page 192, after line 40, insert:

"J. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the general fund is designated to support operating expenses for research efforts at the Bray School in partnership with the Colonial Williamsburg Foundation."

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Explanation:

(This amendment provides \$500,000 GF each year of the biennium to support research efforts at the Bray School and related project sites.)

	Item 152 #2s	
Education	FY22-23	FY23-24
The College of William and Mary in Virginia	\$350,000	\$0 GF

Language:

Page 191, line 11, strike "\$248,449,399" and insert "\$248,799,399".

Page 192, after line 40, insert:

"J. Out of this appropriation, \$350,000 the first year from the general fund is designated to support the establishment and operation of a Data Science Innovation Hub. Funds will support the creation and staffing of a Research and Development Accelerator within the Data Science Innovation Hub."

Explanation:

(This amendment provides \$350,000 GF the first year to continue the planning and development phase for a Data Science Innovation Hub.)

	Item 156 #1s	
Education	FY22-23	FY23-24
Richard Bland College	\$600,000	\$600,000 GF

Language:

Page 194, line 3, strike "\$17,527,919" and insert "\$18,127,919".

Page 194, line 3, strike "\$17,789,919" and insert "\$18,389,919".

Page 195, after line 14, insert:

"E. Out of this appropriation, \$600,000 the first year and \$600,000 the second year from the general fund is designated to support student success initiatives at Richard Bland College. Activities to be supported may include: (i) the implementation of Guided Pathways; (ii) the increase of course offerings related to diversity, equity, and inclusion; (iii) expansion of the College's health care service offerings for students; and (iv) expansion of student employment opportunities on campus."

Explanation:

(This amendment adds \$600,000 million GF each year of the biennium to support the

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implementation and expansion of a variety of student services and programs sought by Richard Bland College.)

Item 160 #1s

Education	FY22-23	FY23-24	
Virginia Institute of Marine Science	(\$424,653)	(\$325,137)	GF

Language:

Page 196, line 2, strike "\$30,581,460" and insert "\$30,156,807".
Page 196, line 2, strike "\$30,244,668" and insert "\$29,919,531".
Page 197, strike lines 43 through 47.

Explanation:

(This amendment shifts responsibility for research, monitoring, and assessment for shellfish aquaculture programs at the Virginia Department of Health and the Virginia Marine Resources Commission back to their respective lead agencies.)

Item 179 #1s

Education	FY22-23	FY23-24	
Old Dominion University	\$250,000	\$0	GF

Language:

Page 208, line 33, strike "\$353,735,129" and insert "\$353,985,129".
Page 210, after line 23, insert:
"K. Out of this appropriation, \$250,000 the first year from the general fund is designated to support Old Dominion University's continued collaboration with Eastern Virginia Medical School in exploring the establishment of an academic health sciences center."

Explanation:

(This amendment adds \$250,000 GF in FY 2023 to support planning efforts between Old Dominion University and Eastern Virginia Medical School for a joint academic health sciences center.)

Item 179 #2s

Education	FY22-23	FY23-24	
Old Dominion University	\$264,000	\$264,000	GF

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Language:

Page 208, line 33, strike "\$353,735,129" and insert "\$353,999,129".

Page 208, line 33, strike "\$354,710,129" and insert "\$354,974,129".

Page 210, after line 23, insert:

"K. Out of this appropriation, \$264,000 the first year and \$264,000 the second year from the general fund is designated to provide more targeted internship experiences through the Commonwealth Science, Technology, Engineering, and Mathematics (STEM) Industry Internship Program, managed by the Virginia Space Grant Consortium."

Explanation:

(This amendment adds \$264,000 GF each year of the biennium to fund the targeted recruitment of industry companies and interns to participate in the Virginia Space Grant Consortium's Commonwealth STEM Industry Internship Program.)

	Item 181 #1s	
Education	FY22-23	FY23-24
Old Dominion University	(\$506,792)	(\$1,506,792) GF

Language:

Page 210, line 38, strike "\$23,918,391" and insert "\$23,411,599".

Page 210, line 38, strike "\$23,918,391" and insert "\$22,411,599".

Explanation:

(This amendment provides \$1.0 million GF the first year toward the planning and development of a Maritime Center for Mission Engineering Solutions and Workforce Training. The Center, once established, will coordinate regional maritime trades and engineering training to create a talent pipeline that meets the Navy's workforce scale and innovation requirements, the needs of private shipbuilding/repair companies, and the expanding offshore wind industry, and attract other advanced manufacturing industries to Hampton Roads. Old Dominion University will periodically update the chairs of the House Appropriations and Senate Finance and Appropriations Committees on the progress of planning activities.)

	Item 195 #1s	
Education	FY22-23	FY23-24
University of Virginia	\$250,000 1.00	\$250,000 GF 1.00 FTE

Language:

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Page 217, line 6, strike "\$825,387,103" and insert "\$825,637,103".

Page 217, line 6, strike "\$829,461,999" and insert "\$829,711,999".

Page 219, after line 23, insert:

"N. Out of this appropriation, \$250,000 the first year and \$250,000 the second year from the general fund is designated for Virginia Humanities to expand its programming and services related to Virginia Indian history and culture."

Explanation:

(This amendment provides \$250,000 in each year of the biennium to Virginia Humanities to expand their Virginia Indian Programming Division.)

	Item 195 #2s	
Education	FY22-23	FY23-24
University of Virginia	\$300,000	\$300,000 GF

Language:

Page 217, line 6, strike "\$825,387,103" and insert "\$825,687,103".

Page 217, line 6, strike "\$829,461,999" and insert "\$829,761,999".

Page 219, after line 23, insert:

"N. Out of this appropriation, \$300,000 the first year and \$300,000 the second year from the general fund is designated to the Weldon Cooper Center for Public Service to increase its demographic projection capacity."

Explanation:

(This amendment adds \$300,000 GF each year of the biennium to fund an additional demographer to support work around K-12 enrollment trends at the Weldon Cooper Center for Public Service.)

	Item 195 #3s	
Education	FY22-23	FY23-24
University of Virginia	(\$837,107) \$837,107	(\$2,264,543) \$2,264,543 GF NGF

Language:

Explanation:

(This amendment restores nongeneral funding to address increases in employer premiums for employees participating in the University of Virginia Health Plan.)

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Item 197 #1s

Education

University of Virginia

Language

Language:

Page 220, line 10, after "research." insert:

"From this allocation, \$2,500,000 the first year and \$2,500,000 the second year from the general fund is designated for the support of pediatric cancer research."

Explanation:

(This amendment provides \$2.5 million GF each year for the research of pediatric cancers.)

Item 202 #1s

Education

FY22-23

FY23-24

University of Virginia's College at
Wise

(\$5,591,967)

(\$3,987,257) GF

Language:

Page 222, line 2, strike "\$41,355,876" and insert "\$35,763,909".

Page 222, line 2, strike "\$39,549,150" and insert "\$35,561,893".

Explanation:

(This amendment provides \$966,700 GF each year of the biennium for the University of Virginia at Wise to expand programs and enhance economic development in the surrounding region.)

Item 206 #1s

Education

FY22-23

FY23-24

Virginia Commonwealth University

\$2,500,000

\$2,500,000 GF

Language:

Page 223, line 38, strike "\$708,352,872" and insert "\$710,852,872".

Page 223, line 38, strike "\$708,771,872" and insert "\$711,271,872".

Page 226, after line 27, insert:

"Q. Out of this appropriation, \$2,500,000 the first year and \$2,500,000 the second year from the general fund is designated to fund research and programming activities at the Research Institute for Social Equity within the L. Douglas Wilder School of Government and Public Affairs at

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Virginia Commonwealth University. The University shall conduct social equity research and analysis, work collaboratively with Virginia Union University, expand the Minority Political Leadership Institute, expand social equity training and development, and increase its racial equity and social justice tools and resources."

Explanation:

(This amendment adds \$2.5 million GF each year of the biennium to support the expansion of diversity and equity programming at the Research Institute for Social Equity at Virginia Commonwealth University.)

	Item 212 #1s		
Education	FY22-23	FY23-24	
Virginia Community College System	\$6,200,000 60.00	\$6,200,000 60.00	GF FTE

Language:

Page 228, line 34, strike "\$1,046,522,208" and insert "\$1,052,722,208".

Page 228, line 34, strike "\$1,034,522,208" and insert "\$1,040,722,208".

Page 231, after line 29, insert:

"Z. Out of this appropriation, \$6,200,000 the first year and \$6,200,000 the second year from the general fund is designated to expand student advisory services across the Virginia Community College System."

Explanation:

(This amendment includes \$6.2 million GF and 60.0 FTEs each year of the biennium to reduce the ratio of full-time non-faculty student advisors to students across the Virginia Community College System.)

	Item 212 #2s		
Education	FY22-23	FY23-24	
Virginia Community College System	\$500,000	\$500,000	GF

Language:

Page 228, line 34, strike "\$1,046,522,208" and insert "\$1,047,022,208".

Page 228, line 34, strike "\$1,034,522,208" and insert "\$1,035,022,208".

Page 231, after line 29, insert:

"Z. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the general fund is designated for Virginia Peninsula Community College to support its collaboration with the Coastal Virginia Science, Technology, Engineering, and Mathematics

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Hub."

Explanation:

(This amendment adds \$500,000 GF each year of the biennium to support a partnership between Virginia Peninsula Community College and the Coastal Virginia STEM Hub. The COVA STEM Hub is a regional learning ecosystem for 17 municipalities in the Hampton Roads area.)

	Item 212 #3s	
Education	FY22-23	FY23-24
Virginia Community College System	\$500,000	\$500,000 GF

Language:

Page 228, line 34, strike "\$1,046,522,208" and insert "\$1,047,022,208".

Page 228, line 34, strike "\$1,034,522,208" and insert "\$1,035,022,208".

Page 231, after line 29, insert:

"Z. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the general fund is designated for the Virginia Community College System (VCCS) to develop a state-funded grant program to support the Great Expectations Program in the following areas: the hiring of college coaches or mentors, housing stipends, child care, and transportation needs. VCCS shall report to the Commission on Youth the outcomes of the grant program by November 30 of each year. The Great Expectations Program serves young adults who have experienced foster care."

Explanation:

(This amendment provides \$500,000 GF in each year of the biennium to establish a grant program for community colleges to provide additional resources to the Great Expectations Program, which would fund the hiring of college coaches or mentors, housing stipends, child care, and transportation needs for participants.)

	Item 212 #4s	
Education	FY22-23	FY23-24
Virginia Community College System	\$0	(\$14,000,000) GF

Language:

Page 228, line 34, strike "\$1,034,522,208" and insert "\$1,020,522,208".

Explanation:

(This amendment provides \$24.0 million GF the first year to increase the capacity, quality, and responsiveness of G3 programs at community colleges.)

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Item 213 #1s

Education	FY22-23	FY23-24	
Virginia Community College System	\$200,000	\$200,000	GF

Language:

Page 231, line 32, strike "\$129,404,661" and insert "\$129,604,661".
Page 231, line 32, strike "\$151,404,661" and insert "\$151,604,661".
Page 232, line 1, strike the first instance of "\$34,500,000" and insert "\$34,700,000".
Page 232, line 1, strike the second instance of "\$34,500,000" and insert "\$34,700,000".
Page 233, after line 18, insert "42.0101 Psychology, General".
Page 233, after line 35, insert:
"44.0000 Human Services, General
45.0101 Social Sciences, General".

Explanation:

(This amendment adds \$200,000 GF in each year of the biennium to expand the list of approved degree programs eligible for funding under the G3 Program.)

Item 215 #1s

Education		Language
Virginia Community College System		

Language:

Page 237, line 50, after "Petersburg," insert "Charlottesville, Shenandoah Valley,".

Explanation:

(This amendment restores Charlottesville and the Shenandoah Valley to the list of eligible regions under the Network2Work Program.)

Item 218 #1s

Education	FY22-23	FY23-24	
Virginia Military Institute	\$1,396,049 (\$1,396,049)	\$1,010,809 (\$1,010,809)	GF NGF

Language:

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment provides \$1.4 million GF the first year and \$1.0 million GF the second year to fund the implementation of actions recommended in the One Corps, One VMI Equity Audit.)

Item 228 #1s

Education	FY22-23	FY23-24	
Virginia Cooperative Extension and Agricultural Experiment Station	(\$666,000)	(\$759,000)	GF

Language:

Page 244, line 31, strike "\$102,255,286" and insert "\$101,589,286".

Page 244, line 31, strike "\$101,809,286" and insert "\$101,050,286".

Explanation:

(This amendment removes duplicative funding for the operations and maintenance of two new facilities coming online in the 2022-24 biennium, the Livestock and Poultry Research Facilities and the Virginia Seafood Agricultural Research and Extension Center.)

Item 236 #1s

Education	FY22-23	FY23-24	
Jamestown-Yorktown Foundation	\$307,000 2.00	\$257,000 2.00	GF FTE

Language:

Page 250, line 1, strike "\$21,018,961" and insert "\$21,325,961".

Page 250, line 1, strike "\$21,344,184" and insert "\$21,601,184".

Explanation:

(This amendment provides \$307,000 GF the first year and \$257,000 GF the second year to establish two curator/historian positions to strengthen the quality of research that supports museum exhibitions, programming and living history interpretation.)

Item 236 #2s

Education	FY22-23	FY23-24	
Jamestown-Yorktown Foundation	\$253,000	\$200,000	GF

Language:

Page 250, line 1, strike "\$21,018,961" and insert "\$21,271,961".

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Page 250, line 1, strike "\$21,344,184" and insert "\$21,544,184".

Explanation:

(This amendment provides funding to strengthen tourism promotion and marketing strategies. Reductions in group tourism, particularly national tour and student groups, have impacted visitation levels, resulting in the erosion of nongeneral fund revenues, a significant share of the operating budget.)

	Item 237 #1s	
Education	FY22-23	FY23-24
Jamestown-Yorktown Commemorations	\$1,500,000	\$1,000,000 GF

Language:

Page 250, line 32, strike "\$1,500,000" and insert "\$3,000,000".

Page 250, line 32, strike "\$2,000,000" and insert "\$3,000,000".

Explanation:

(This amendment provides \$1.5 million GF the first year and \$1.0 million GF the second year to support the Virginia American Revolution 250 Commission, providing \$3.0 million GF each fiscal year. The funding supports personnel, marketing, programming, events, and partnerships with multiple public and private entities to implement key programming and support tourism initiatives throughout the Commonwealth related to the 250th Anniversary of the American Revolution in Virginia.)

	Item 240 #1s	
Education	FY22-23	FY23-24
The Library Of Virginia	\$2,500,000	\$2,500,000 GF

Language:

Page 252, line 38, strike "\$18,583,584" and insert "\$21,083,584".

Page 252, line 38, strike "\$18,233,584" and insert "\$20,733,584".

Page 253, after line 5, insert:

"E. It is the objective of the Commonwealth to fully fund the state formula for state aid to local libraries. The additional appropriations in the first and second years begin a four-year phase-in of full funding. It is the objective of the General Assembly to complete the phase-in in fiscal year 2026."

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment provides \$2.5 million GF each year in additional state aid to local public libraries as the initial two installments of a four-year plan to fully fund the state library aid formula. The amendment also establishes an objective of the Commonwealth to complete the phase-in of full funding in fiscal year 2026. Current appropriations represent about 65 percent of, or about \$9.6 million below, the amount required by the statutory formula.)

Item 246 #1s

Education	FY22-23	FY23-24	
Virginia Museum of Fine Arts	\$950,000	(\$5,000)	GF

Language:

Page 255, line 7, strike "\$45,274,994" and insert "\$46,224,994".

Page 255, line 7, strike "\$45,091,106" and insert "\$45,086,106".

Explanation:

(This amendment provides \$1.0 million GF the first year for the Virginia Museum of Fine Arts to replace the museum's Artmobile, an art traveling museum and art studio that allows residents from all over Virginia to access art from the museum's collection.)

Item 247 #1s

Education	FY22-23	FY23-24	
Eastern Virginia Medical School	\$519,969	\$519,969	GF

Language:

Page 255, line 46, strike "\$32,466,026" and insert "\$32,985,995".

Page 255, line 46, strike "\$32,816,026" and insert "\$33,335,995".

Explanation:

(This amendment provides \$519,969 GF each year of the biennium for operations and maintenance of Waitzer Hall, a new facility that has come online in FY 2022.)

Item 247 #2s

Education	FY22-23	FY23-24	
Eastern Virginia Medical School	\$2,500,000	\$2,500,000	GF

Language:

Page 255, line 46, strike "\$32,466,026" and insert "\$34,966,026".

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Page 255, line 46, strike "\$32,816,026" and insert "\$35,316,026".

Explanation:

(This amendment designates \$2.5 million GF in each year of the biennium to support plans around the development of a joint academic health center in collaboration with Old Dominion University and Norfolk State University.)

Item 247 #3s

Education	FY22-23	FY23-24
Eastern Virginia Medical School	\$250,000	\$0 GF

Language:

Page 255, line 46, strike "\$32,466,026" and insert "\$32,716,026".

Page 256, after line 35, insert:

"I. Out of this appropriation, \$250,000 the first year from the general fund is designated to support Eastern Virginia Medical School's continued collaboration with Old Dominion University in exploring the establishment of an academic health sciences center."

Explanation:

(This amendment adds \$250,000 GF in FY 2023 to support planning efforts between Old Dominion University and Eastern Virginia Medical School for a joint academic health sciences center.)

Item 249 #1s

Education	FY22-23	FY23-24
New College Institute	(\$2,800,000)	(\$3,000,000) GF

Language:

Page 256, line 41, strike "\$8,302,527" and insert "\$5,502,527".

Page 256, line 41, strike "\$7,502,527" and insert "\$4,502,527".

Explanation:

(This amendment includes \$1.0 million GF the first year toward the planning and establishment of a broadband worker training program to support rapid broadband development in Virginia with qualified, trained workers.)

Item 252 #1s

Floor Approved Amendment to SB 30, As Introduced

Education	FY22-23	FY23-24	
Southern Virginia Higher Education Center	\$242,730 3.00	\$242,730 3.00	GF FTE

Language:

Page 257, line 44, strike "\$9,127,988" and insert "\$9,370,718".
Page 257, line 44, strike "\$8,672,988" and insert "\$8,915,718".

Explanation:

(This amendment provides \$242,730 each year of the biennium to support two full-time instructors and one full-time lab technician at the Southern Virginia Higher Education Center's Information Technology Academy. These positions are currently funded through a Tobacco Commission grant that is expiring.)

Item 252 #2s

Education	FY22-23	FY23-24	
Southern Virginia Higher Education Center	\$7,624	\$7,624	GF

Language:

Page 257, line 44, strike "\$9,127,988" and insert "\$9,135,612".
Page 257, line 44, strike "\$8,672,988" and insert "\$8,680,612".

Explanation:

(This amendment adds \$7,624 GF each year of the biennium to bring the salary of the Executive Director of the Southern Higher Education Center to the same level as that of the Executive Director of New College Institute.)

Item 253 #1s

Education	FY22-23	FY23-24	
Southwest Virginia Higher Education Center	\$8,037	\$8,037	GF

Language:

Page 259, line 1, strike "\$5,272,476" and insert "\$5,280,513".
Page 259, line 1, strike "\$5,272,476" and insert "\$5,280,513".

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment adds \$8,037 GF each year of the biennium to bring the salary of the Executive Director of the Southwest Virginia Higher Education Center to the same level as that of the Executive Director of New College Institute.)

	Item 254 #1s	
Education	FY22-23	FY23-24
Southeastern Universities Research Association Doing Business for Jefferson Science Associates, LLC	\$3,000,000	\$0 GF

Language:

Page 259, line 27, strike "\$1,547,692" and insert "\$4,547,692".

Page 259, after line 40, insert:

"C. Out of this appropriation, \$3,000,000 the first year from the general fund is designated for detailed planning associated with a potential high performance data facility project."

Page 259, line 41, strike "C." and insert "D."

Explanation:

(This amendment adds \$3.0 million GF to support project planning and proposal development, with the intent to receive federal funding to build a high performance data facility.)

	Item 255 #1s
Education	
Online Virginia Network Authority	Language

Language:

Page 260, line 5, before "Out" insert "A."

Page 260, after line 6, insert:

"B. The Online Virginia Network Authority shall establish an accelerated 12-week module for the didactic portion of intensive care unit nursing certification and clinical training in both synchronous and asynchronous formats. The Authority shall partner with representatives from the Virginia Hospital and Healthcare Association, the Virginia Nurses Association, and the Virginia Community College System for the design of the module, the standards for completion, and eligibility criteria. Licensed nurses with a Registered Nurse or Bachelor of Science in Nursing degree, having a requisite number of years of work experience as determined by the Authority, may be eligible for the program."

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment directs the Online Virginia Network Authority to establish a 12-week training module for didactic ICU training as a part of its nursing certification and clinical training.)

Item 257 #1s

Finance	FY22-23	FY23-24		
Secretary of Finance	\$250,000 1.00	\$0 0.00	NGF	FTE

Language:

Page 263, line 3, strike "\$729,925" and insert "\$979,925".

Page 263, line 7, insert "A." before the sentence.

Page 263, after line 11, insert:

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

Explanation:

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

Item 257 #2s

Finance	FY22-23	FY23-24		
Secretary of Finance	\$500,000	\$0	GF	

Language:

Page 263, line 3, strike "\$729,925" and insert "\$1,229,925".

Page 263, line 7, before "The Secretary", insert "A."

Page 263, after line 11 insert:

"B. Out of the appropriation in this item \$500,000 in the first year from the general fund shall be used for activities related to the pursuit of grants offered by the federal Infrastructure Investment and Jobs Act. Such activities shall be in conjunction with entities identified by the Secretary of Finance including state agencies, local governments, and private sector

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representatives.”

Explanation:

(This amendment provides \$500,000 GF in FY 2023 for efforts to secure federal grant funding provided by the Infrastructure Investment and Jobs Act.)

	Item 260 #1s	
Finance	FY22-23	FY23-24
Department of Accounts	\$190,000	\$0 NGF

Language:

Page 264, line 19, strike "\$3,550,555" and insert "\$3,740,555".

Explanation:

(This amendment provides \$190,000 NGF in FY 2023 for the Department of Accounts to implement the provisions of SB 70, contingent on its final passage.)

	Item 269 #1s	
Finance	FY22-23	FY23-24
Department of Accounts Transfer Payments	\$76,002,000	\$0 GF

Language:

Page 269, line 20, strike "\$955,357,934" and insert "\$1,031,359,934".

Page 269, line 27, strike "\$923,998,000" and insert "\$1,000,000,000".

Page 269, line 34, strike "\$923,998,000" and insert "\$1,000,000,000".

Page 269, line 37, strike "\$923,998,000" and insert "\$1,000,000,000".

Page 269, line 41, strike "\$270,000,000" and insert "\$292,000,000".

Page 269, line 42, strike "\$545,000,000" and insert "\$590,000,000".

Page 269, line 43, strike "\$13,500,000" and insert "\$15,000,000".

Page 269, line 44, strike "\$24,500,000" and insert "\$26,500,000".

Page 269, line 45, strike "\$7,700,000" and insert "\$8,000,000".

Page 269, line 46, strike "10,500,000" and insert "\$11,400,000".

Page 269, line 48, strike "\$14,800,000" and insert "\$16,000,000".

Page 269, line 50, strike "\$37,500,000" and insert "\$40,500,000".

Page 269, line 51, strike "\$340,000" and insert "\$400,000".

Page 269, line 53, strike "\$150,000" and insert "\$190,000".

Page 270, line 1, strike "\$8,000" and insert "\$10,000".

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Explanation:

(This amendment adds an additional \$76.0 million GF in FY 2023 to provide a \$1.0 billion deposit to the Virginia Retirement System to reduce the unfunded liabilities associated with retirement plans and other post-employment benefits plans.)

		Item 276 #1s	
Finance	FY22-23	FY23-24	
Department of Taxation	\$487,600 1.00	\$106,223 1.00	GF FTE

Language:

Page 278, line 33, strike "\$50,883,757" and insert "\$51,371,357".
Page 278, line 33, strike "\$50,883,757" and insert "\$50,989,980".

Explanation:

(This amendment provides \$487,600 GF and 1.0 FTE position in FY 2023 and \$106,223 GF and 1.0 FTE position in FY 2024 for the implementation of SB 692, of the 2022 General Assembly, contingent on its final passage.)

		Item 277 #1s	
Finance	FY22-23	FY23-24	
Department of the Treasury	(\$6,455,700)	\$0	GF

Language:

Page 279, line 15, strike "\$54,760,083" and insert "\$48,304,383".
Page 280, strike lines 11 through 19.

Explanation:

(This amendment removes \$6.5 million GF in FY 2023 for relief for the wrongfully incarcerated, pursuant to legislation introduced for consideration in the 2022 General Assembly Session.)

		Item 277 #2s	
Finance	FY22-23	FY23-24	
Department of the Treasury	\$25,000,000	\$0	GF

Language:

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Page 279, line 15, strike "\$54,760,083" and insert "\$79,760,083".

Page 279, after line 6, insert:

"E. Included in the appropriation for this Item is an amount not to exceed \$25,000,000 in the first year from the general fund for defeasance of all outstanding bonds of the Central Virginia Training Center."

Explanation:

(This amendment provides up to \$25 million GF in FY 2023 to defease all outstanding bonds associated with the Central Virginia Training Center.)

Item 280 #1s

Finance

Treasury Board

Language

Language:

Page 286, after line 29, insert:

"H. Out of this appropriation and in conjunction with any proposed disposition or transfer of the Eastern Shore Farmers Market, including the Market Office Building at 18491 Garey Road and the Produce Warehouse at 18513 Garey Road, Melfa, Virginia 23410, and the Seafood Market Building located at 18555 Garey Road, Melfa, Virginia 23410, by the Virginia Department of Agriculture and Consumer Services as set forth in §3-1.01 II, up to \$6,000,000 the first year from existing appropriations and agency balances is provided for remediation available under federal law in order to maintain tax-advantaged status on bonds that financed the construction, improvement and equipping of such facilities."

Explanation:

(This amendment directs up to \$6.0 million in the first year to support remediation costs associated with the sale of the Eastern Shore Farmers Market.)

Item 283 #1s

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 289, after line 42, insert:

"F.1. The Secretary of Health and Human Resources shall establish a workgroup to review the current structure of the Department of Behavioral Health and Developmental Services (DBHDS) and make recommendations on modifications to the department's structure that

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improves the delivery of behavioral health and developmental disability services to the citizens of the Commonwealth. The workgroup shall include representatives of DBHDS, the Department of Medical Assistance Services, the Department of Planning and Budget, and other entities as deemed necessary by the Secretary to complete the tasks of the workgroup. Specifically, the workgroup shall evaluate: (i) whether responsibility for developmental disability services is more appropriate in another state agency; (ii) whether community-based behavioral health services and the operations of the state mental health hospitals should be divided split into separate entities; (iii) whether a different structure or model, such as public-private partnerships, is appropriate for the operation of state mental health hospitals; and (iv) whether the current structure for community-based services can be enhanced to better deliver services.

2. The workgroup shall report its findings and recommendations to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by November 1, 2022."

Explanation:

(This amendment directs the Secretary of Health and Human Resources to establish a workgroup to evaluate the current structure of the Department of Behavioral Health and Developmental Services.)

Item 283 #2s

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 289, after line 42, insert:

"F. The Secretary of Health and Human Resources, or his designee, shall continue the workgroup previously established and shall add one member from the House of Delegates appointed by the Speaker, one member from the Senate, appointed by the Committee on Rules, one representative from the Commonwealth Council on Aging, and one representative with a professional or academic background in gerontology, selected by the workgroup, to join the one representative from the Department for Aging and Rehabilitative Services, three representatives from Area Agencies on Aging, one representative from the Virginia Association of Area Agencies on Aging, one representative from the Department of Planning and Budget, one representative each from the appropriate staff of the House Appropriations and Senate Finance and Appropriations Committees. The workgroup shall seek outside expertise, as necessary. A Chair and Vice-Chair shall be elected by the members of the workgroup at the first meeting. The workgroup shall develop a plan that establishes a new structure that elevates the provision of aging services in the Commonwealth to be effective July 1, 2023. Such plan shall: (i) define how aging services and programs should fit into the overall state organization structure, (ii) include the necessary statutory and appropriation act changes to reflect the proposed structure;

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(iii) include an operational plan that reflects the necessary allocation of staff and funding at the appropriate agencies; and (iv) include an analysis of the necessary costs and funding needs to elevate aging services in the new structure. The workgroup shall evaluate all state aging services and programs and determine how they should fit in the new structure. The workgroup shall submit the plan by October 1, 2022, to the Governor, the Department of Planning and Budget, and the Chairs of House Appropriations and Senate Finance and Appropriations Committees."

Explanation:

(This amendment continues a workgroup created during the 2021 Session to evaluate aging services in the Commonwealth.)

Item 283 #3s

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 289, strike lines 33 through 42.

Explanation:

(This amendment eliminates language included in the introduced budget requiring the Secretary of Health and Human Resources to continue supporting the efforts of the Task Force on Primary Care. Separate funding and language in the introduced budget already provides for a workgroup to conduct a study of primary care workforce issues.)

Item 283 #4s

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 289, after line 42, insert:

"F.1. The Secretary of Health and Human Resources shall establish a Task Force on Eligibility Redetermination to ensure that the Commonwealth redetermines eligibility for Medicaid in the most efficient and prudent manner possible to meet the unwinding requirement associated with the end of the federal Public Health Emergency and the provisions of the maintenance of eligibility requirement in Medicaid pursuant to the Families First Coronavirus Response Act (P.L. 166-127). The Task Force shall include representatives from the Department of Medical Assistance Services, the Department of Social Services, the Department of Planning and Budget, and staff from the House Appropriations and Senate Finance and Appropriations Committees. The Task Force shall: (i) assess the current status of the shift of eligibility for

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individuals to the appropriate aid category that was assumed in the November 2021 forecast; (ii) evaluate the current plan, including the timeline, of the Department of Medical Assistance Services and the local departments of social services to redetermine Medicaid eligibility in the most efficient manner after the expiration of the maintenance of eligibility requirement; (iii) assess the resources and operational capabilities of the agencies to handle the increased workload efficiently; and (iv) make recommendations as appropriate to improve the unwinding process until its conclusion.

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

3. The Secretary shall provide an update to the Governor and the Chairs of the House Appropriations and Senate Finance Committees by October 1, 2022, and every 90 days thereafter through the end of fiscal year 2023, on the efforts and challenges related to eligibility redetermination efforts."

Explanation:

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

	Item 284 #1s	
Health and Human Resources	FY22-23	FY23-24
Children's Services Act	\$1,000,000	\$1,000,000 GF

Language:

- Page 289, line 49, strike "\$385,091,773" and insert "\$386,091,773".
- Page 289, line 49, strike "\$385,091,773" and insert "\$386,091,773".
- Page 292, line 32, strike "\$2,060,000", insert "\$3,060,000".
- Page 292, line 33, strike "\$2,060,000", insert "\$3,060,000".

Explanation:

(This amendment provides \$1.0 million from the general fund each year for local administrative costs of Children's Services Act programs.)

Item 284 #2s

Floor Approved Amendment to SB 30, As Introduced

Health and Human Resources

FY22-23

FY23-24

Children's Services Act

\$97,696

\$455,798 GF

Language:

Page 289, line 49, strike "\$385,091,773" and insert "\$385,189,469".

Page 289, line 49, strike "\$385,091,773" and insert "\$385,547,571".

Explanation:

(This amendment provides \$97,696 the first year and \$455,798 the second year from the general fund to continue funding the State-Funded Kinship Guardianship Assistance Program, as outlined in § 63.2-1306, Code of Virginia. The Office of Children's Services will use the funds to continue to approve children to enter into the program.)

Item 285 #1s

Health and Human Resources

Children's Services Act

Language

Language:

Page 293, line 46, after "rates", insert:

"The Office of Children's Services shall use the first year funding to validate the rates developed from the study and to develop a fiscal impact estimate of the rate changes on expenditures for private day special education services."

Page 293, line 48, strike "2022" and insert "2023".

Explanation:

(This amendment delays the implementation of rate setting for private day special education services until July 1, 2023. In addition, it directs the Office of Children's Services to use the available first year funding to validate and determine any fiscal impact that may result from the implementation of rate setting for private day special education services by July 1, 2022.)

Item 287 #1s

Health and Human Resources

Department of Health

Language

Language:

Page 295, line 38, after "health centers", insert ", stand-alone inpatient psychiatric facilities that serve uninsured or medically underserved populations and/or communities,".

Explanation:

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(This amendment helps to address the significant behavioral health workforce shortage by allowing stand-alone inpatient psychiatric facilities that serve uninsured or medically underserved populations and/or communities to be eligible sites for the Behavioral Health Student Loan Repayment Program.)

Item 287 #2s

Health and Human Resources

FY22-23

FY23-24

Department of Health

\$564,000

\$564,000 GF

Language:

Page 295, line 8, strike "\$5,860,000" and insert "\$6,424,000".

Page 295, line 8, strike "\$5,860,000" and insert "\$6,424,000".

Page 296, after line 20, insert:

"E. Out of this appropriation, \$64,000 the first year and \$64,000 the second year from the general fund shall be provided to fund the Nursing Scholarship and Loan Repayment Fund authorized in § 54.1-3011.2, Code of Virginia. The program shall offer a scholarship for any: (i) Virginia student accepted for enrollment or enrolled in an approved education program in the Commonwealth of Virginia to become a certified nurse aide, licensed practical nurse, or registered nurse; and (ii)(who commits to work in a long-term care facility after graduation. For each year of scholarship money received, the participant agrees to engage in the equivalent of one year of full-time nursing practice in a long-term care facility in the Commonwealth.

F. Out of this appropriation, \$150,000 the first year and \$150,000 the second year from the general fund shall be provided to the Virginia Nurse Practitioner/Nurse Midwife scholarship program.

G. Out of this appropriation, \$150,000 the first year and \$150,000 the second year from the general fund shall be provided to the Nurse Educator Scholarship Program pursuant to 12VAC5-545-10.

H. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the general fund shall be provided to fund the Nurse Loan Repayment Program authorized in § 32.11-122.6:04, Code of Virginia.)

Explanation:

(This amendment provides \$564,000 from the general fund each year to fund various nurse scholarship and loan repayment programs. For scholarships for students who commit to work in certified nursing facilities and nursing homes, funding will support 32 nursing students receiving \$2,000 scholarships each year. Part of this amendment is a recommendation of the Joint Commission on Health Care.)

Item 288 #1s

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Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$5,000,000	\$5,000,000	GF

Language:

Page 296, line 21, strike "\$49,997,611" and insert "\$54,997,611".

Page 296, line 21, strike "\$49,997,611" and insert "\$54,997,611".

Page 297, after line 18, insert:

"H.1. Out of this appropriation, \$5,000,000 the first year and \$5,000,000 the second year from the general fund shall be transferred to the Trauma Center Fund, established pursuant to § 18.2-270.01, Code of Virginia.

2. The Virginia Department of Health shall make at least one annual distribution from the Trauma Center Fund to eligible hospitals based on the available funding at the time of distribution."

Explanation:

(This amendment provides \$5,000,000 each year from the general fund to support the Trauma Center Fund and clarifies that at least one annual payment must be made each year from the fund to eligible hospitals.)

			Item 291 #1s
Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$0	(\$620,000)	GF

Language:

Page 297, line 50, strike "\$246,621,145" and insert "\$246,001,145".

Explanation:

(This amendment level funds the additional funding included in the introduced budget for the Comprehensive Harm Reduction Program. The introduced budget included \$1.1 million the first year and \$1.7 million the second year from the general fund to support the program.)

			Item 292 #1s
Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$100,000	\$0	GF

Language:

Page 299, line 40, strike "\$38,137,213" and insert "\$38,237,213".

Page 300, line 35, strike "\$500,000" and insert "\$600,000".

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Page 300, line 42, after "Professions." insert:

"All agencies of the Commonwealth, including institutions of higher education, shall lend assistance to the work group as called upon. Such workgroup shall review current and projected nursing shortages, as well as clinical and preceptor shortages, and offer recommendations to address these issues, including but not limited to alternative educational approaches to preparing and retaining nurses and nurse educators. An initial report shall be submitted to the Governor, Chairs of the House Appropriations and Senate Finance and Appropriations Committees, and the Director, Department of Planning and Budget by October 1, 2022."

Page 300, line 42, after "A", insert "final".

Explanation:

(This amendment adds \$100,000 from the general fund to support an expanded review of nursing education programs and nursing staffing shortages in Virginia, to be led by the Virginia Health Workforce Development Authority.)

	Item 292 #2s	
Health and Human Resources	FY22-23	FY23-24
Department of Health	\$60,000	\$60,000 GF

Language:

Page 299, line 41, strike "\$38,137,213" and insert "\$38,197,213".

Page 299, line 41, strike "\$22,881,547" and insert "\$22,941,547".

Page 300, after line 45, insert:

"I. Out of this appropriation, \$60,000 the first year and \$60,000 the second year from the general fund shall be provided to contract with the Virginia Telehealth Network to provide consultation to advisory groups, track implementation and facilitate changes to the Statewide Telehealth Plan."

Explanation:

(This amendment provides \$60,000 each year from the general fund for a contract with the Virginia Telehealth Network to provide consultation to advisory groups, track implementation and facilitate changes to the Statewide Telehealth Plan.)

	Item 293 #1s	
Health and Human Resources	FY22-23	FY23-24
Department of Health	(\$650,000)	(\$650,000) GF

Language:

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Page 300, line 46, strike "\$166,549,331" and insert "\$165,899,331".

Page 300, line 46, strike "\$166,549,331" and insert "\$165,899,331".

Page 301, strike lines 44 through 46.

Explanation:

(This amendment transfers \$650,000 each year from the general fund for the Virginia Sexual and Domestic Violence Prevention Fund to the Department of Social Services. A separate amendment in the Department of Social Services distributes all the funding to the Virginia Sexual and Domestic Violence Action Alliance.)

Item 294 #1s

Health and Human Resources

Department of Health

Language

Language:

Page 304, after line 55, insert:

"I. No general fund appropriation shall be transferred from this item to any other item within the Virginia Department of Health unless specifically authorized in this Act. This language does not apply to transfers required to execute Central Appropriations actions."

Explanation:

(This amendment limits transfers from the Community Health Services item, which supports the local health districts, unless specifically authorized in the Appropriation Act.)

Item 295 #1s

Health and Human Resources

FY22-23

FY23-24

Department of Health

\$50,000

\$50,000

GF

Language:

Page 305, line 1, strike "\$23,498,673" and insert "\$23,548,673".

Page 305, line 1, strike "\$22,998,673" and insert "\$23,048,673".

Page 308, line 52, after "appropriation," strike "\$75,000", insert "\$125,000".

Page 308, line 52, after "first year and" strike "\$75,000", insert "\$125,000".

Explanation:

(This amendment provides \$50,000 each year from the general fund for Special Olympics to re-engage schools in the Unified Champion Schools initiatives intentionally promoting meaningful social inclusion by bringing together students with and without intellectual disabilities through

inclusive sports, inclusive youth leadership and school-wide engagement.)

Item 295 #2s

Health and Human Resources

Department of Health

Language

Language:

Page 308, after line 18, insert:

"3. The Virginia Department of Health shall amend its contracts with Virginia Health Information requiring the organization to develop a strategic plan to expand the Emergency Department Care Coordination Program to a statewide comprehensive health information exchange making pertinent data available to all verified providers and the state including the Virginia Department of Health, the Department of Medical Assistance Services, and the Department of Behavioral Health and Developmental Services. The plan shall address how to appropriately and securely share data in order to facilitate care, improve continuity, and reduce costly duplicate testing and procedures. The plan shall prioritize connection to the Virginia Department of Health for hospital admission data as soon as possible to contribute to accurate COVID reporting and response."

Explanation:

(This amendment directs Virginia Health Information to develop a strategic plan to expand the Emergency Department Care Coordination Program to a statewide comprehensive health information exchange.)

Item 295 #3s

Health and Human Resources

FY22-23

FY23-24

Department of Health

\$125,000

\$125,000

GF

Language:

Page 305, line 2, strike "\$23,498,673" and insert "\$23,623,673".

Page 305, line 2, strike "\$22,998,673" and insert "\$23,123,673".

Page 307, line 51, strike "\$105,000", insert "\$230,000".

Page 307, line 52, strike "\$105,000", insert "\$230,000".

Explanation:

(This amendment provides \$125,000 each year from the general fund for the Rx Partnership program. The Rx Partnership works through a network of clinic partners to provide brand and generic medications to low-income, uninsured Virginians. The funding will support existing programs to expand utilization by 20 percent during the biennium based upon the growth and

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success of the existing programs, the significant additional patients due to COVID-19, the loss of access to key brand medications, and the increasing cost of generic medications.)

		Item 295 #4s	
Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$0	\$500,000	GF

Language:

Page 305, line 2, strike "\$22,998,673" and insert "\$23,498,673".

Page 309, line 8, after "first year", insert "and \$1,000,000 the second year".

Explanation:

(This amendment provides \$500,000 the second year from the general fund to support a public-private partnership that would build out and expand services of Edmarc Children's Hospice into Williamsburg and adjacent counties. The introduced budget included \$500,000 from the general fund in the first year. Edmarc provides pediatric hospice and home care to children with life-threatening illnesses.)

		Item 296 #1s	
Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$0	\$1,000,000	GF
	\$1,833,505	\$0	NGF

Language:

Page 309, line 16, strike "\$37,678,013" and insert "\$39,511,518".

Page 309, line 16, strike "\$37,678,013" and insert "\$38,678,013".

Page 309, after line 41, insert:

"E. Out of this appropriation, \$1,833,505 from indirect cost recoveries the first year and \$1,000,000 from the general fund the second year is provided to cover the operational costs of the Office of Drinking Water.

2. The Virginia Department of Health and the Department of Planning shall evaluate the budget for the Office of Drinking Water to: (i) determine the reasons behind the budget shortfall for the office beginning in fiscal year 2022; (ii) identify and explore funding opportunities in order to maximize nongeneral fund sources that can be used to support the office; (iii) analyze the office's budget to determine cost efficiencies, including consideration of merging the office with another appropriate office in the department to achieve cost savings; and (iv) report findings and recommendations on the budget shortfall, funding opportunities and cost efficiencies to the Governor, and the Chairs of the House Appropriations and Senate Finance and Appropriations

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Committees by September 1, 2022."

Explanation:

(This amendment provides \$1.8 million from indirect cost recoveries the first year and \$1.0 million from the general fund the second year to fund a budget shortfall in the Office of Drinking Water. Decisions in the past few years by the office resulted in increased operational expenses that were temporarily funded from nongeneral fund balances until those balances were exhausted in fiscal year 2022. To cover the shortfall in fiscal year 2022, \$850,000 from the general fund was transferred from the budget for the local health districts to support the Office of Drinking Water. This amendment provides funding to ensure the operations of the office in the first year and requires a thorough analysis of how the office is funded to ensure adequate funding for the office going forward.)

	Item 296 #2s	
Health and Human Resources	FY22-23	FY23-24
Department of Health	\$3,000,000	\$3,500,000 GF

Language:

Page 309, line 16, strike "\$37,678,013" and insert "\$40,678,013".

Page 309, line 16, strike "\$37,678,013" and insert "\$41,178,013".

Page 309, after line 41, insert:

"E. Out of this appropriation, \$3,000,000 the first year and \$3,500,000 the second year from the general fund is provided as state match for additional federal awards for the Drinking Water State Revolving Fund from the Infrastructure Investment and Jobs Act (P.L. 117-58)."

Explanation:

(This amendment provides \$3.0 million the first year and \$3.5 million the second year from the general fund for the 10 percent match for the Commonwealth to receive \$180 million in federal water program funds from the recently passed federal Infrastructure Investment and Jobs Act.)

	Item 296 #3s	
Health and Human Resources	FY22-23	FY23-24
Department of Health	(\$500,000)	\$0 GF

Language:

Page 309, line 16, strike "\$37,678,013" and insert "\$37,178,013".

Explanation:

(This amendment reduces \$500,000 the first year from the general fund for the new Watering

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Sampling Verification Program. In the introduced budget included \$1.5 million from the general fund each year to establish the new program. This amendment reflects the phase-in of the program in the first year while staff are being hired and the program is launched.)

	Item 299 #1s	
Health and Human Resources	FY22-23	FY23-24
Department of Health	(\$5,500,000)	(\$5,500,000) GF

Language:

Page 310, line 14, strike "\$37,054,307" and insert "\$31,554,307".

Page 310, line 14, strike "\$37,054,307" and insert "\$31,554,307".

Page 311, line 19, after "appropriation," strike "\$8,000,000" and insert "\$2,500,000".

Page 311, line 19, after "appropriation," strike "\$8,000,000" and insert "\$2,500,000".

Page 311, line 23, after "services.", insert:

"The Virginia Department of Health shall issue a request for proposals prior to awarding the contract."

Explanation:

(This amendment reduces funding from \$8.0 million each year to \$2.5 million each year from the general fund that was included in the introduced budget to contract for an integrated e-referral system.)

	Item 299 #2s	
Health and Human Resources	FY22-23	FY23-24
Department of Health	\$40,976	\$40,976 GF

Language:

Page 310, line 14, strike "\$37,054,307" and insert "\$37,095,283".

Page 310, line 14, strike "\$37,054,307" and insert "\$37,095,283".

Explanation:

(This amendment provides \$40,976 from the general fund each year to support the activities of the Renal Disease Council.)

	Item 304 #1s	
Health and Human Resources	FY22-23	FY23-24

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Department of Medical Assistance Services	\$708,807 \$1,535,389	\$766,220 \$1,659,756	GF NGF
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Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,735,232,933".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,823,033,510".

Page 340, after line 10, insert:

"PPPP. Effective July 1, 2022, the Department of Medical Assistance Services shall increase Medicaid rates for peer recovery and family support services in private and public community-based recovery services settings from \$6.50 to \$19.50 per 15 minutes for individuals and from \$2.70 to \$8.10 per 15 minutes for groups."

Explanation:

(This amendment adds funding and language each year to require the Department of Medical Assistance Services to increase Medicaid reimbursement rates for certified peer recovery and family support services. Research demonstrates that these services provide successful interventions for individuals in crises and overcoming addiction.)

Item 304 #2s

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance Services	\$43,875,814 \$47,685,052	\$42,971,714 \$47,108,597	GF NGF
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Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,824,549,603".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,910,687,845".

Page 338, strike lines 22 through 28, and insert:

"DDDD. Effective July 1, 2022, the Department of Medical Assistance Services shall increase the rates for consumer-directed personal care, respite and companion services by five percent, and for agency-directed personal care, respite and companion services by 10 percent. The department shall have the authority to implement these changes prior to completion of any regulatory process to effect such change."

Explanation:

(This amendment provides \$43.9 million the first year and \$43.0 million the second year from the general fund and \$47.7 million the first year and \$47.1 million the second year in federal Medicaid matching funds to increase on July 1, 2022, the Medicaid reimbursement rates for personal care, respite and companionship services by five percent for consumer-directed attendants and 10 percent for agency-directed attendants.)

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Item 304 #3s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$40,490,550 \$76,476,181	\$36,963,744 \$67,298,906	GF NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,849,955,468".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,924,870,184".

Page 338, line 55, strike "2023" and insert "2022".

Page 339, line two, strike "five" and insert "30".

Explanation:

(This amendment provides \$41.1 million from the general fund and \$76.5 million from nongeneral funds the first year and \$45.1 million from the general fund and \$76.1 million from nongeneral funds the second year to increase the five percent dental rate increase included in the introduced budget to 30 percent. This amendment accelerates the dental rate increase to July 1, 2022.)

Item 304 #4s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$0 \$0	\$19,436,686 \$19,436,686	GF NGF

Language:

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,859,480,906".

Page 340, after line 10, insert:

"PPPP. Out of this appropriation, \$19,436,686 from the general fund and \$19,436,686 from nongeneral funds shall be provided to ensure certified nursing facilities are reimbursed for meeting a minimum staffing standard for total nurse staffing and registered nurse staffing hours. The total nurse staffing standard shall equal the quarterly Case-Mix Total Nurse Staffing Hours per Resident per Day, and the registered nurse staffing standard shall equal the quarterly Case-Mix RN Staffing Hours per Resident per Day, as published by the Centers for Medicare and Medicaid Services. The staffing standard shall be effective July 1, 2023. The minimum staffing requirement shall complement the nursing home value-based purchasing program, as outlined in OOO.2.a of this Act."

Explanation:

(This amendment provides \$19,436,686 from the general fund and a like amount of federal Medicaid matching funds the second year to reimburse certified nursing facilities for increased

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staffing costs. Payments shall begin after the process of implementing nursing home staffing standards has been finalized. The minimum staffing requirement is meant to work as a complement to the nursing home value-based purchasing program. The funding assumes facilities across the state would need to fill half of their hours with agency staff and the other half with employee hours in order to make up the shortfall and meet minimum expected care hours.)

Item 304 #5s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$4,039,123 \$4,118,661	\$4,106,384 \$4,214,556	GF NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,741,146,521".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,828,928,474".

Page 338, line 5, strike "2.718." and the remainder of line 5.

Page 338, line 6, strike "rebasings." and insert:

"the greater of 3.2962 or the most recent rebasing."

Page 338, line 8, strike "federal uncompensated care cost limit that disproportionate share hospital payments are".

Page 338, line 9, strike "subject to." and insert "hospital's Medicaid costs.

Page 338, strike lines 11 through 14.

Explanation:

(This amendment adds funding and language directing the Department of Medical Assistance Services to adjust the formula used to calculate indirect medical education (IME) reimbursement for managed care discharges at Children's Hospital of the King's Daughters (CHKD). This change would restore CHKD's case mix index factor to the fiscal year (FY) 2019 level, which had been reduced in FY 2020. The change is intended to stabilize CHKD's IME funding levels so the hospital is not subject to fluctuations in future Medicaid payments that occur with rebasing and changes in federal policy. Using FY 2019 as a more typical year for CHKD (pre-COVID), the general fund impact would be an estimated \$8.1 million, with a nongeneral fund impact of \$8.3 million over the biennium.)

Item 304 #6s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$2,359,250 \$2,405,750	\$2,351,658 \$2,413,342	GF NGF

Language:

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Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,737,753,737".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,825,372,534".

Page 340, after line 10, insert:

"PPPP. The Department of Medical Assistance Services shall amend the State Plan under Title XIX of the Social Security Act to coverage for the payment of medical assistance of up to \$7,500 for the initial purchase of durable medical equipment consisting of manual and power wheelchair bases and related accessories for patients who reside in nursing facilities. Medical assistance pursuant to this subdivision shall also include up to \$7,500 for the replacement of durable medical equipment consisting of manual and power wheelchair bases and related accessories for patients who reside in nursing facilities when such replacement is: (i) determined to be medically necessary; or (ii) in accordance with regulations establishing service limits and replacement schedules for such durable medical equipment. Recipients shall not be required to pay any deductible, coinsurance, or copayment for medical assistance pursuant to this subdivision."

Explanation:

(This amendment adds \$2.4 million from the general fund and \$2.4 million from nongeneral funds each year for coverage of customized wheelchairs for Medicaid members with disabilities. Customized wheelchairs will reduce other costly medical treatment for secondary medical issues resulting from the lack of appropriate medically necessary equipment.)

	Item 304 #7s		
Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$6,094,507	\$6,094,507	GF
	\$6,473,202	\$6,473,202	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,745,556,446".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,833,175,243".

Page 321, strike lines 35 through 50, and insert:

"X.1. Effective July 1, 2021, the Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to revise per diem rates paid to psychiatric residential treatment facilities (PRTF) using the provider's audited cost per day from the facility's cost report for provider fiscal years ending in state fiscal year 2018. New Virginia-based residential psychiatric facilities must submit proforma cost report data, which will be used to set the initial per diem rate for up to two years. After this period, the department shall establish a per diem rate based on an audited cost report for a 12-month period within the first two years of operation. Providers that do not submit cost reports shall be paid at 75 percent of the established rate ceiling. If necessary to enroll out-of-state providers for network adequacy, the department shall negotiate rates. If there is sufficient utilization, the department may require out-of-state providers to submit a cost report to establish a per diem rate. In-state and out-of-state provider

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per diem rates shall be subject to a ceiling based on the statewide weighted average cost per day from fiscal year 2018 cost reports. The department shall have the authority to implement these changes effective July 1, 2021, and prior to the completion of any regulatory process undertaken in order to effect such change.

2. The Department of Medical Assistance Services shall have the authority to establish rebasing of PRTF rates every three years. The first rebasing of rates shall take effect July 1, 2023. All PRTF and Addiction and Rehabilitation Treatment Services (ARTS) providers who offer qualifying services under 12VAC30-70-418(C) shall be required to submit cost reports as a part of rebasing. Out of state providers with more than 1,500 paid days for Virginia Medicaid members in the most recently completed state fiscal year shall also be required to submit a cost report. A rate ceiling shall be established based on a statewide weighted average cost per day. Rate ceilings shall be established independently for PRTFs and participating ARTS residential services. Providers that do not submit cost reports shall be paid at 75 percent of the established rate ceiling. The department shall have the authority to implement these changes effective July 1, 2022 and prior to the completion of any regulatory process to effect such change.

3. DMAS shall also establish inflation increases for each non-rebasing fiscal year for both PRTF and qualifying ARTS providers. Inflation rates shall be tied to the Nursing Facility Moving Average as established by IHS Markit (or its successor). The most recent four quarters will be averaged to create the PRTF inflation rate. The department shall have the authority to implement these changes effective July 1, 2023, and prior to the completion of any regulatory process to effect such change.

4. Effective July 1, 2022, the department shall adjust PRTF rates by 13.57 percent to account for each year of inflation since the last audited cost report of fiscal year 2018. The rate ceiling shall increase to \$480.76 per day. The department shall have the authority to implement these changes effective July 1, 2022, and prior to the completion of any regulatory process to effect such change."

Page 339, strike lines 37 through 56.

Page 340, strike lines 1 though 4.

Page 340, line 5, strike "OOOO." and insert "NNNN."

Explanation:

(This amendment adds funding and language to provide an inflation adjustment in the first year to reflect the change in costs for psychiatric residential treatment facilities since 2018. In fiscal year 2022, the rates for these facilities were increase based on certified 2018 cost reports, however the rates did not recognize any inflation in those costs since 2018. This amendment also combines two separate paragraphs related to reimbursement for these facilities into one paragraph.)

Item 304 #8s

Health and Human Resources

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Department of Medical Assistance Services

Language

Language:

Page 331, line 55 after “2021” insert “,” and strike “and”.

Page 331, line 56 after “2022” insert “and 2023”.

Page 331, line 57, after “year” strike “2022” and insert “2023”.

Page 331, line 57, after “existing” strike “cost-based” and insert “prospective”.

Explanation:

(This amendment adds language to inflate specialized care facilities rates participating in the Medicaid program one additional year in lieu of the normal annual rebasing. The Department of Medical Assistance Services has determined that they remain unable to rebase these rates as cost and days data contained in the specialized care database were not reliable due to the transition from fee-for-service to managed care. The language also fixes a terminology preference related to the rebasing for fiscal year 2024 to properly indicate that methodology is prospective, not cost-based.)

Item 304 #9s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 335, line 57 after “members.” strike the remainder of the line.

Page 335, strike line 58.

Page 335, line 59 strike “facility.” and insert:

“This funding shall be administered as a Medicaid rate add-on in the same manner as in paragraph 1. above.”

Explanation:

(This amendment adds language to specify that the non-metric based portion of the Value Based Purchasing (VBP) program funding be provided as a Medicaid payment add-on to the rate instead of a lump-sum payment. Under the federally required structure of a VBP program, paying the non-metric based portion under VBP would delay payment until December for the relevant two years of non-metric based payments. This will create a significant cash flow issue for five months beginning July 1, 2022, when rates would fully revert to having no add-on despite significant ongoing expenses. By excluding the non-metric based amount from federal approval of the VBP program and instead paying that portion as a Medicaid payment add-on to the rate (like the current \$15 per day), the delay would be avoided with an immediate add-on of \$7.50 per day (down from \$15 per day) for dates of service beginning July 1, 2022. In addition to the cash flow issue due to the timing of the lump-sum approach, delaying the non-metric based portion until December is contrary to the purpose of the funding, which was intended to

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help facilities improve to meet the metrics. As a lump sum, payment in December would occur after the measurement period because the first year of the program has already ended.)

Item 304 #10s

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$11,125,683

\$11,125,683 NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,744,114,420".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,831,733,217".

Page 325, strike lines 34 through 49 and insert:

"7.a. The department shall amend the State plan for Medical Assistance to implement a supplemental inpatient and outpatient payment for Chesapeake Regional Hospital based on the difference between reimbursement with rates using an adjustment factor of 100 percent minus current authorized reimbursement subject to the inpatient and outpatient Upper Payment Limits for non-state government owned hospitals, and for managed care claims based on the difference between the amount included in the capitation rates for inpatient and outpatient services based on historical paid claims for non-state government hospitals and the maximum managed care directed payment supported by the department's calculations and allowed by CMS, subject to CMS approval under 42 C.F.R. section 438.6(c). The department shall include in its contracts with managed care organizations a percentage increase for Chesapeake Regional Hospital consistent with the approved managed care directed percentage increase. The department shall adjust capitation payments to Medicaid managed care organizations to fund this percentage increase. Both the contract changes and capitation rate adjustments shall be compliant with 42 C.F.R. 438.6(c)(1)(iii) and subject to CMS approval.

b. The department shall also amend the State Plan for Medical Assistance to implement supplemental physician payments for practice plans employed by or under contract with Chesapeake Regional Hospital to the maximum allowed by the Centers for Medicare and Medicaid Services. The department shall increase payments to Medicaid managed care organizations for the purpose of providing higher rates to physicians employed by or under contract with Chesapeake Regional Hospital based on the maximum allowed by CMS. The department shall revise its contracts with managed care organizations to incorporate these managed care directed payments, subject to approval by CMS. The department shall have the authority to implement these reimbursement changes effective July 1, 2022, and prior to completion of any regulatory process undertaken in order to effect such change.

c. Prior to submitting the State Plan Amendment or making the managed care contract changes, Chesapeake Regional Hospital shall enter into an agreement with the department to transfer the non-federal share for these payments. The department shall have the authority to implement these reimbursement changes consistent with the effective date(s) approved by the Centers for Medicare and Medicaid (CMS).

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Page 326, strike lines 16 through 30, and insert:

"9. The department shall amend the State plan for Medical Assistance to implement a supplemental inpatient payment for Lake Taylor Transitional Care Hospital based on the difference between Medicaid reimbursement and the inpatient Upper Payment Limit for non-state government owned hospitals, and for managed care claims based on the difference between the amount included in the capitation rates for inpatient and outpatient services based on historical paid claims for non-state government hospitals and the maximum managed care directed payment supported by the department's calculations and allowed by CMS, subject to CMS approval under 42 C.F.R. section 438.6(c). The department shall include in its contracts with managed care organizations a percentage increase for Lake Taylor Transitional Care Hospital consistent with the approved managed care directed fee for service supplemental payment percentage increase. The department shall adjust capitation payments to Medicaid managed care organizations to fund this percentage increase. Both the contract changes and capitation rate adjustments shall be compliant with 42 C.F.R. 438.6(c)(1)(iii) and subject to CMS approval. Prior to submitting the State Plan Amendment or making the managed care contract changes, Lake Taylor Transitional Care Hospital shall enter into an agreement with the department to transfer the non-federal share for these payments. The department shall have the authority to implement these reimbursement changes consistent with the effective date(s) approved by the Centers for Medicare and Medicaid (CMS). The originating funding for this program will come entirely from Lake Taylor."

Explanation:

(This amendment adds \$11.1 million each year from matching federal Medicaid funds, and modifies language in the introduced budget directing the agency to implement supplemental payments for Chesapeake Regional and Lake Talyer Hospitals that is consistent with the methodology used for private acute care providers.)

Item 304 #11s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance	\$244,499	\$266,088	GF
Services	\$289,372	\$316,317	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,733,522,608".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,821,189,939".

Page 340, after line 10, insert:

"PPPP. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to authorize coverage for medically necessary general anesthesia and hospitalization or facility charges of a facility licensed to provide outpatient surgical procedures for dental care provided to a Medicaid enrollee who is determined by a licensed dentist in consultation with the enrollee treating physician to require general anesthesia and admission to a hospital or

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outpatient surgery facility to effectively and safely provide dental care to an enrollee age ten or younger. The department shall promulgate regulations to become effective within 280 days or less from the enactment of this Act to implement this change."

Explanation:

(This amendment adds funding and language to require the Department of Medical Assistance Services to cover necessary general anesthesia and hospitalization, or facility charges services, for Medicaid eligible children under age 10 receiving dental services who require such services.)

Item 304 #12s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 326, after line 30, insert:

"10.a. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance to make supplemental payments and shall seek approval from the Centers for Medicare and Medicaid Services (CMS) for managed care directed payments for private hospitals and related health systems who have executed affiliation agreements with public entities that are capable of transferring funds to the department for purposes of covering the non-federal share of the authorized payments. Such public entities must enter into an Interagency Agreement with the department for this purpose. The department shall have the authority to implement these reimbursement changes effective July 1, 2022, and consistent with the effective date in the State Plan amendment or the managed care contracts approved by the Centers for Medicare and Medicaid Services (CMS) and prior to completion of any regulatory process in order to effect such changes. No payment shall be made without approval from CMS. Notwithstanding the provisions in § 3-5.15, the non-federal share for the supplemental payments authorized in this paragraph for expenditures associated with expansion shall be funded by amounts authorized in this paragraph. The following managed care directed payments or supplemental payments is authorized: Physician fee-for-service (FFS) supplemental payments through a state plan amendment and physician managed care directed payments through managed care contracts up to the Average Commercial Rate for practice plans that are a component of the participating hospitals or health system.

b. For all managed care directed payments authorized in paragraph 10.a. above, the department shall increase payments to Medicaid managed care organizations to reflect the additional directed payments authorized in this item for the purpose of securing access to Medicaid health care services from participating organizations. The department shall revise its contracts with managed care organizations to incorporate these supplemental capitation payments, and provider directed payment requirements, subject to approval by CMS.

c. The Department of Medical Assistance Services shall recover any federal disallowance of

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Medicaid payments from the participating private hospitals and related health systems that receive payments under paragraph 10.a. and 10.b. if the disallowance is related to the payments."

Explanation:

(This amendment directs the Department of Medical Assistance Services to amend the State Plan for Medical Assistance to make supplemental payments and seek approval from the Centers for Medicare and Medicaid Services for managed care directed payments for private hospitals and related health systems who have executed affiliation agreements with public entities that are capable of transferring funds to the department for purposes of covering the non-federal share of the authorized payments.)

Item 304 #13s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 340, after line 10, insert:

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

Explanation:

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

Item 304 #14s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 340, after line 10, insert:

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"PPPP. The Department of Medical Assistance Services shall develop a plan for a 1915(i) state plan amendment that would authorize the Commonwealth to cover specific home and community-based services for older Virginians who fall outside of current Medicaid waiver eligibility requirements. The plan shall include the eligibility criteria, services provided, utilization limits, and estimated cost of the program. The plan shall be submitted to the Joint Commission on Health Care, and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by no later than October 1, 2022."

Explanation:

(This amendment directs the Department of Medical Assistance Services to develop a plan for a 1915(i) state plan amendment to provide limited home and community-based services (HCBS) to older Virginians who are not currently eligible for Medicaid HCBS waivers. There is a growing number of older Virginians in need of HCBS aging services, but only 12 percent of older Virginians in need of these services are eligible for Medicaid. States are allowed to target the HCBS benefit to one or more specific populations with higher financial limits and lower functional limits than the current Medicaid HCBS waivers. States can determine what services are covered, how reimbursement rates are set, utilization limits on services, and whether they will allow any or all of the services to be self-directed. States are required to offer these 1915(i) services equally and cannot limit services to certain localities or cap enrollment. This is a recommendation of the Joint Commission on Health Care.)

Item 304 #15s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 340, after line 10, insert:

"PPPP. The Department of Medical Assistance Services shall develop and seek approval from the Centers for Medicare and Medicaid Services (CMS) to implement a quality improvement program addressing nursing home staff capacity building with funding from the Civil Monetary Penalties Reinvestment Fund. The program design shall be based on the results of the Virginia Gold Quality Improvement Program pilot project and shall include elements such as peer mentoring, job-related and interpersonal skills training, and work-related benefits. The department shall provide an update on the quality improvement program to the Joint Commission on Health Care and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by no later than December 1, 2022."

Explanation:

(This amendment adds language to require the Department of Medical Assistance Services to seek federal approval and implement to design a quality improvement program for nursing home staff capacity building. Funding for the program will come from civil monetary penalties

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received from nursing homes that can be used to reinvest in nursing facility improvement projects. This is a recommendation of the Joint Commission on Health Care.)

Item 304 #16s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$1,500,000	\$1,500,000	GF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,734,488,737".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,822,107,534".

Page 324, after line 50, insert:

"c. Effective July 1, 2022, the Department of Medical Assistance Services shall cap certified public expenditures required for local government-owned nursing homes."

Explanation:

(This amendment adds language to cap local government-owned nursing home expenditures used to draw down Medicaid supplemental payments for services provided. The funding provided offsets any revenue loss to the Health Care Fund.)

Item 304 #17s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$3,598,845	\$3,687,567	GF
	\$3,972,952	\$4,096,151	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,740,560,534".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,828,391,252".

Page 331, strike lines 45 through 53 and insert:

"VV. Effective July 1, 2022, the department shall amend the State Plan for Medical Assistance to establish a new direct and indirect care peer group for nursing facilities operating with at least 80 percent of the resident population having one or more of the following diagnoses: quadriplegia, traumatic brain injury, multiple sclerosis, paraplegia, or cerebral palsy. In addition, a qualifying facility must have at least 90 percent Medicaid utilization and a case mix index of 1.15 or higher in fiscal year 2014. The department shall utilize the data from the most recent rebasing to make this change effective for fiscal year 2023 and subsequent rate years until this change is incorporated into the next scheduled rebasing. This change shall not affect rates established in the most recent rebasing for facilities in any other direct and indirect care peer groups. The department shall have the authority to implement this reimbursement change

prior to completion of any regulatory process in order to effect such change. To the extent federal approval requires alternative approaches to achieve the same general results, the department shall have the authority to follow the federal guidance effecting this change."

Explanation:

(This amendment adds \$3.6 million from the general fund and \$4.0 million from Medicaid matching funds the first year and \$3.7 million from the general fund and \$4.1 million from Medicaid matching funds the second year to create a new peer group with criteria only met by The Virginia Home, a unique nursing facility that cares for individuals suffering from quadriplegia, traumatic brain injury, multiple sclerosis, paraplegia, or cerebral palsy, over 90 percent of whom are Medicaid recipients. The population it serves maintain higher acuity scores and require significantly more staffing. Because of the patient population, The Virginia Home must operate private rooms and have more equipment such as mechanical lifts, electric chairs, etc. for its residents.)

Item 304 #18s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 340, after line 10, insert:

"PPPP. The Department of Medical Assistance Services shall add a place of service modifier to the procedure code for a non-dilated comprehensive eye exam. The department shall reimburse mobile vision providers for non-dilated comprehensive eye exams conducted by Virginia licensed optometrists and ophthalmologists provided for Medicaid and FAMIS enrolled children in a school setting through Medicaid fee-for-service. This service shall not be covered through Medicaid contracted managed care organizations. Mobile vision providers shall document the school where the exam was conducted as the place of service when submitting a claim for reimbursement. The department shall also reimburse mobile vision providers through fee-for-service for fittings and the acquisition of frames and lenses not donated by a third party. The department is authorized to submit any necessary state and federal documentation and contract changes to support implementation of this paragraph."

Explanation:

(This amendment directs the Department of Medical Assistance Services to add a "place of service" modifier to the procedure code for a non-dilated comprehensive eye exam, and directs the agency to reimburse mobile vision clinics through Medicaid fee-for-service when a school is listed as the place of service. This service will be covered through fee-for-service for children enrolled in both Medicaid fee-for-service and managed care.)

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 340, after line 10, insert:

"PPPP. Subject to Centers for Medicare and Medicaid Services approval, the Department of Medical Assistance Services shall allow legally responsible individuals (parents of children under age 18 and spouses) to provide personal care/personal assistance services and to be paid for those services when circumstances prevent an individual from being cared for by a non-parent caregiver. Any legally responsible individual who is a paid aide or attendant for personal care/personal assistance services shall meet all the same requirements as other aides or attendants. The department shall promulgate emergency regulations for the continuation of parents/spouses as personal care/personal assistance providers."

Explanation:

(This amendment adds language to extend the provision of Medicaid reimbursement of parents/spouses of Medicaid eligible minor children to provide personal care/personal assistance services that have been available during the pandemic through a Medicaid Appendix K waiver, if approved by the federal government.)

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 340, after line 10, insert:

"PPPP. The Department of Medical Assistance Services shall conduct a feasibility study on the addition of a 1915(k) waiver that contains complementary core services for those with developmental disabilities, without the requirement to meet nursing facility criteria. Core services shall include and not be limited to personal assistance, respite, companion, services facilitation, in-home supports, and assistive technology in both consumer-directed and agency-directed where applicable. The report shall involve all relevant stakeholders, including advocacy groups and individuals with developmental disabilities. The department shall submit the report to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by November 1, 2022."

Explanation:

(This amendment directs the Department of Medical Assistance Services to conduct a feasibility

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study of the addition of a 1915(k) waiver that contains complementary core services for those with developmental disabilities, without the requirement to meet nursing facility criteria. Core services shall include and not be limited to personal assistance, respite, companion, services facilitation, in-home supports, and assistive technology in both consumer-directed and agency-directed where applicable. The report will involve all relevant stakeholders including advocacy groups and individuals with developmental disabilities. The report shall be submitted to the General Assembly by November 1, 2022.)

Item 304 #21s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance	\$39,405,304	\$45,029,113	GF
Services	\$58,235,145	\$66,813,583	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,830,629,186".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,932,450,230".

Page 340, after line 10, insert:

"PPPP. Effective July 1, 2022, the Department of Medical Assistance Services shall increase rates by 12.5 percent, relative to the rates in effect prior to July 1, 2021, for: (i) adult day health care; (ii) consumer-directed facilitation services; (iii) therapeutic consultation; (iv) crisis supervision, crisis stabilization and crisis support services; (v) transition coordinator services; (vi) mental health, developmental disability, and early intervention case management services; and (vii) community behavioral health and habilitation services. The department shall have the authority to implement these changes prior to the completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment adds funding and language to continue the temporary fiscal year 2021 rate increase that was provided to most Medicaid home and community based providers with exceptions for developmental disability waiver services and personal care, respite, and companion care services.)

Item 304 #22s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance	\$500,000	\$500,000	GF
Services	\$500,000	\$500,000	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,733,988,737".

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Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,821,607,534".

Page 326, line 48, after "2022" insert:

", and 10 psychiatric residents who began their residencies in July 2022."

Explanation:

(This amendment adds \$500,000 from the general fund and \$500,000 in nongeneral funds each year to fund 10 new psychiatric residency slots using Medicaid supplemental payments.)

Item 304 #23s

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$13,475,278
\$13,844,938

\$15,435,318 GF
\$15,858,798 NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,760,308,953".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,851,901,650".

Page 339, strike lines 17 through 26, and insert:

"KKKK. Effective July 1, 2022, the Department of Medical Assistance Services shall increase the rates for services based on the most recent rebasing estimates as follows: Group Home Residential services shall be increased on average by 29.7%; Sponsored Residential shall be increased on average by 12.8%; Supported Living shall be increased on average by 61.6%; Independent Living Supports shall be increased on average by 52.2%; In-home Supports shall be increased on average by 33.2%; Community Engagement shall be increased on average by 30.5%; Community Coaching shall be increased on average by 23.9%; Group Supported Employment shall be increased on average by 21.3%; Group Day Support shall be increased on average by 25.6%; Workplace Assistance shall be increased on average by 26.4%; Community Guide shall be increased on average by 30.5%; Benefits Planning shall be increased on average by 18.8% ;and Private Duty and Skilled Nursing shall be increased on average by 41.4%. The rate increases are averages and the department shall increase the rates consistent with the October 2021 rebasing study by tiers or size, depending on the service, such that the rate increases are consistent with those recommended by the rate study except that for Private Duty and Skilled Nursing the rates for each service shall be set at 80 percent of the recommended rates, consistent with paragraph FFF. in this item, and for Group Home Residential services the rates shall be set at 97.25 percent of the recommended rates. The department shall have the authority to implement these changes prior to completion of any regulatory process to effect such change."

Explanation:

(This amendment provides \$13.5 million the first year from the general fund and \$13.8 million from nongeneral funds the first year and \$15.4 million from the general fund and \$15.9 million from nongeneral funds the second year to fund rate increases for all Developmental Disability

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waiver services, consistent with the rate study conducted by the Department of Behavioral Health and Developmental Services. The introduced budget only included funding for select services.)

Item 304 #24s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	(\$41,354,680) \$41,354,680	(\$83,132,035) \$83,132,035	GF NGF

Language:

Explanation:

(This amendment captures savings of \$41.4 million the first year and \$83.1 million the second year from the general fund as a result of the change in the federal match rate for Medicaid. The match rate will increase from 50 percent on October 1, 2022, to 50.65 percent. The federal match rate for Medicaid is updated every year and is based on a state's personal per capita income as compared to the national average. The floor is 50 percent, which Virginia had received since 2004.)

Item 304 #25s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	(\$13,014,050) (\$13,014,050)	(\$13,014,050) (\$13,014,050)	GF NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,706,960,637".
Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,794,579,434".
Page 316, line 51, strike "100 new slots effective July 1, 2022 and an additional".
Page 316, line 52, strike "\$3,798,050 the first year and \$7,956,100" and insert "\$3,798,050".
Page 316, line 53, strike "\$3,798,050 the first year and \$7,956,100" and insert "\$3,798,050".
Page 317, line 3, strike "500 new slots effective July 1, 2022 and an additional".
Page 317, line 4, strike "\$9,036,000 the first year and \$18,072,000" and insert "\$9,036,000".
Page 317, line 5, strike "\$9,036,000 the first year and \$18,072,000" and insert "\$9,036,000".

Explanation:

(This amendment reflects a delay in adding developmental disability waiver slots. The introduced budget includes 600 new slots each year. This amendment reflects maintaining 600 slots in the second year. The COVID-19 pandemic and resulting labor shortages have resulted in significant provider disruption and another amendment provides rate increases to stabilize the provider network. After the provider network is stabilized and capacity exists to absorb

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additional slots, the General Assembly will consider adding the additional slots in the 2023 Session.)

Item 304 #26s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	(\$1,062,185) (\$12,544,924)	(\$1,385,199) (\$17,857,653)	GF NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,719,381,628".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,801,364,682".

Page 340, line 7, strike "provide care coordination services to" and insert: "allow enrollment in a Medicaid managed care plan".

Page 340, line 8, after "incarceration.", insert:

"The department shall modify its contracts with managed care organizations to require a video or telephone conference with incarcerated individuals that are enrolled in a managed care plan in order to create a transition plan during the 30 days prior to release from incarceration."

Explanation:

(This amendment removes funding in the introduced budget to provide managed care coordination services to incarcerated individuals that enroll in Medicaid managed care 30 days prior to release. The amendment requires Medicaid managed care organizations to conduct a video or telephone conference to establish a transition plan during that same period with the individual.)

Item 304 #27s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$3,000,000 \$3,000,000	\$3,000,000 \$3,000,000	GF NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,738,988,737".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,826,607,534".

Page 340, after line 10, insert:

"PPPP. The Department of Medical Assistance Services shall amend the State Plan for Medical Assistance Services under Title XIX of the Social Security Act to establish behavioral health homes. The department may seek federal planning funds to support the development of behavioral health homes. The department shall: (i) develop the criteria for eligibility that at least includes individuals with serious mental illness; and (ii) target the health home enrollment to the

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appropriate geographic regions and populations that are high utilizers of emergency departments, consistent with the funding provided, to develop a successful behavioral home model. The department shall implement these health homes through the managed care model effective upon federal approval of a state plan amendment. The department shall report on the status of implementation to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by November 1 of each year."

Explanation:

(This amendment provides funding to establish behavioral health homes in Medicaid to provide more support to individuals that are high utilizers of emergency room departments due to behavioral health conditions. The health home model is eligible for an enhanced 90 percent federal match rate for the first two years for the additional services provided as part of the model, that includes: comprehensive care management, care coordination, health promotion, comprehensive transitional care and follow-up, individual and family support, and referral to community and social services.)

Item 304 #28s

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$0
\$0

\$5,000,000 GF
\$5,000,000 NGF

Language:

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,830,607,534".

Page 340, after line 10, insert:

"PPP.1. Effective July 1, 2023, the Department of Medical Assistance Services shall amend the Family and Individual Supports, Community Living, and Building Independence waivers and implementing regulations to combine the maximum annual allowable amount for assistive technology, electronic home-based support services, and environmental modifications such that a total of \$15,000 shall be available to an eligible individual for assistive technology, electronic home-based support services, and environmental modifications each year, which may be divided among such services in the manner that best meets the needs of the individual.
2. Effective July 1, 2023, the department shall amend the Commonwealth Coordinated Care Plus waiver and implementing regulations to combine the maximum annual allowable amount for assistive technology and environmental modifications such that a total of \$10,000 shall be available to an eligible individual for assistive technology and environmental modifications each year, which may be divided among such services in the manner that best meets the needs of the individual."

Explanation:

(This amendment directs the Department of Medical Assistance Services to amend the Family and Individual Supports, Community Living, Building Independence, and Commonwealth

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Coordinated Plus waivers to combine the \$5,000 annual dollar limits by individual service for assistive technology, electronic home-based support services, and environmental modifications such that they are combined to allow individuals more flexibility in accessing the services.)

Item 304 #29s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$733,009	\$1,309,667	GF
	\$820,357	\$1,470,587	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,734,542,103".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,823,387,788".

Page 340, after line 10, insert:

"PPPP. Effective July 1, 2022, the Department of Medical Assistance Services shall amend the State Plan under Title XIX of the Social Security Act to add a provision for payment of medical assistance for remote patient monitoring services provided via telemedicine for: (i) patients who have experienced an acute health condition and the use of remote patient monitoring may prevent readmission to a hospital or emergency department; (ii) patient-initiated asynchronous consultations in the context of an existing provider-patient relationship; and (viii) provider-to-provider consultations."

Explanation:

(This amendment provides funding to expand remote patient monitoring under Medicaid, provided via telemedicine, for: (i) patients who have experienced an acute health condition and the use of remote patient monitoring may prevent readmission to a hospital or emergency department; (ii) patient-initiated asynchronous consultations in the context of an existing provider-patient relationship; and (viii) provider-to-provider consultations.)

Item 304 #30s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$0	\$4,381,689	GF
	\$0	\$4,649,375	NGF

Language:

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,829,638,598".

Page 340, after line 10, insert:

"PPPP. Effective July 1, 2023, the Department of Medical Assistance Services shall amend the State Plan under Title XIX of the Social Security Act to add coverage for the payment of medical assistance incurred in the provision of pasteurized donated human breast milk, which

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shall include human milk-derived human milk fortifiers if indicated in a medical order provided by a licensed medical practitioner, provided that:

- a. The covered person is an infant under the age of six months;
- b. The milk is obtained from a human milk bank that meets quality guidelines established by the Department of Health; and
- c. A licensed medical practitioner has issued a written order for the provision of such human breast milk for an infant who is medically or physically unable to receive maternal breast milk or participate in breastfeeding or whose mother is medically or physically unable to produce maternal breast milk in sufficient quantities or caloric density or participate in breastfeeding despite optimal lactation support; or meets any of the following conditions:
 - a. A body weight below healthy levels determined by the licensed medical practitioner;
 - b. A congenital or acquired condition that places the infant at a high risk for development of necrotizing enterocolitis; or
 - c. A congenital or acquired condition that may benefit from the use of such human breast milk as determined by the Department of Health."

Explanation:

(This amendment provides \$4.4 million general fund the second year and \$4.6 million in federal Medicaid matching funds to provide Medicaid coverage for pasteurized donated human breast milk to infants under six months of age when such milk is prescribed by a medical practitioner for the infant.)

Item 304 #31s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 333, line 34, after "HHH.", strike "1."

Page 333, strike lines 44 through 53.

Explanation:

(This amendment eliminates language included in the introduced budget directing the Department of Medical Assistance Services to review the Medicaid emergency room utilization program. This program was recently studied by a stakeholder workgroup over a two-year period and is the subject of a Joint Commission on Health Care study in 2022.)

Item 304 #32s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 314, after line 48, insert:

"5. Effective on or after July 1, 2022, any hospitals acquired by or that become fully-owned by designated Type One hospitals shall be considered Type Two facilities for reimbursement including, but not limited to: Indirect Medical Education payments, Graduate Medical Education Payments, Direct Medical Education payments, Disproportionate Share Hospital payments, hospital rate-setting purposes, aggregated cost settlements, and physician supplemental payments. Facilities acquired prior to July 1, 2022 by Type One hospitals shall continue to be designated as Type One hospitals for reimbursement purposes."

Explanation:

(This amendment clarifies the Commonwealth's policy on Type One (state teaching hospitals) status designation for Medicaid reimbursement of acquired hospitals. A Type Two hospital is a private hospital. Historically, private hospitals purchased by VCU Health or UVA Health (the only Type One hospitals) have been conveyed Type One status. Due to the Commonwealth's enhanced reimbursement policies for Type One hospitals, the extension of that designation to purchased private hospitals results in a general fund impact on the Medicaid program. Such budgetary decisions are the responsibility of the General Assembly. In addition, those private hospitals are removed from the pool of acute care hospitals that contribute to the coverage assessment that pays the state share of the costs of Medicaid Expansion. Recent acquisitions by UVA Health include Culpeper Medical Center, Haymarket Medical Center, and Prince William Medical Center. VCU Health recently purchased Riverside Tappahannock Hospital.)

Item 308 #1s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 346, strike lines 45 through 54.

Page 347, strike lines 1 through 6.

Explanation:

(This amendment eliminates language in the introduced budget that establishes a Medicaid state spending target.)

Item 308 #2s

Health and Human Resources

FY22-23

FY23-24

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Department of Medical Assistance	\$250,000	\$0	GF
Services	\$250,000	\$0	NGF

Language:

Page 341, line 4, strike "\$296,394,443" and insert "\$296,894,443".

Page 348, after line 25, insert:

“EE.1. The Department of Medical Assistance Services, in conjunction with relevant stakeholders, shall convene a workgroup to develop a neurobehavioral science unit and a waiver program for individuals with brain injury and neuro cognitive disorders. The neurobehavioral science unit shall be considered as one of the alternative institutional placements for individuals needing these waiver services. In addition, the workgroup shall consider the impact of creating a Medicaid targeted case management benefit for persons with traumatic brain injury. The workgroup shall make recommendations on relevant service definitions, administrative structure, eligibility criteria, reimbursement rates, evaluation, and estimated annual costs to reimburse for neurobehavioral institutional care and administration of the waiver program. The department shall develop a rate methodology that supports institutional costs and waiver services.

2. The department shall submit a report which outlines the development of the neurobehavioral science unit, waiver program, and the service methodology to the Chairs of the Senate Finance and Appropriations and House Appropriations Committees by November 1, 2022.

3. The department shall develop, with stakeholders, a state plan amendment for a neurobehavioral science unit to support individuals with these service needs by July 1, 2023.

4. The department shall develop an amendment to its existing 1915c waiver or develop a new waiver as appropriate to fund neuro-restorative and rehabilitative services for patients with brain injury diagnoses no later than July 1, 2024.”

Explanation:

(This amendment provides \$250,000 from the general fund the first year for the Department of Medical Assistance Services, in conjunction with relevant stakeholders, to convene a workgroup to develop a neurobehavioral science unit and a waiver program for individuals with brain injury and neuro-cognitive disorders.)

Item 308 #3s

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance	\$0	(\$500,000)	GF
Services	\$0	(\$500,000)	NGF

Language:

Page 341, line 4, strike "\$289,464,200" and insert "\$288,464,200".

Page 348, after line 25, insert:

"EE. The Department of Medical Assistance Services and the Department of Planning and

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Budget shall evaluate the impact of merging the Commonwealth Care Coordinated Plus and Medallion 4.0 managed care programs to identify cost savings and efficiencies that will result from combining the two programs and contracts. The departments shall develop a plan to achieve savings of at least \$1.0 million a year and shall report that plan to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by no later than October 1, 2022."

Explanation:

(This amendment directs the Department of Medical Assistance Services and the Department of Planning and Budget to evaluate the impact of merging the Commonwealth Care Coordinated Plus and Medallion 4.0 managed care programs to identify cost savings and efficiencies and to develop a plan for saving at least \$1.0 million a year from combining the two programs and contracts.)

Item 308 #4s

Health and Human Resources	FY22-23	FY23-24
Department of Medical Assistance Services	(\$100,000) (\$100,000)	\$0 GF \$0 NGF

Language:

Page 341, line 4, strike "\$296,394,443" and insert "\$296,194,443".
Page 348, strike lines 11 through 25.

Explanation:

(This amendment eliminates funding included in the introduced budget for a study of the cost and efficacy of donated human milk.)

Item 308 #5s

Health and Human Resources	FY22-23	FY23-24
Department of Medical Assistance Services	(\$421,498) (\$1,188,142)	\$0 GF \$0 NGF

Language:

Page 341, line 4, strike "\$296,394,443" and insert "\$294,784,803".

Explanation:

(This amendment eliminates \$421,498 from the general fund and \$1.2 million in federal Medicaid matching funds provided in the introduced budget for costs related to the merger of the Commonwealth Coordinated Care Plus and Medallion 4.0 managed care programs. The

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2021 Appropriation Act provided \$1.0 million from the general fund and \$1.5 million from federal Medicaid funds for the merger-related costs of the two programs in fiscal year 2022. Additional funding is unnecessary since this funding would be provided after the merger of the two programs, which will actually result in administrative cost savings for the Commonwealth.)

Item 310 #1s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 349, after line 42, insert:

"E. The Department of Behavioral Health and Developmental Services shall, in its guidance, regulations and policies for Certified Prescreener Clinicians, related to educational and supervisory qualifications, ensure compliance with the process to allow experienced staff who do not meet the enhanced requirements to continue to practice as a Certified Prescreener Clinician as outlined in the 2016 memos and guidance from the department. The department shall not alter such requirements until 2028, or after a comprehensive review of Certified Prescreener Clinicians has been conducted."

Explanation:

(This amendment requires the Department of Behavioral Health and Developmental Services to continue to abide by the requirements of 2016 guidance, allowing experienced staff not meeting the new Certified Prescreener Clinicians requirements to continue to practice.)

Item 310 #2s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 349, strike lines 38 through 42 and insert:

"D.1. Any funds appropriated in this Act for the purpose of complying with the settlement agreement with the United States Department of Justice pursuant to civil action no: 3:12cv059-JAG that remain unspent at the end of each fiscal year shall be reported by the Department of Behavioral Health and Developmental Services to the Department of Planning and Budget and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by September 1 after the close of each fiscal year. The department shall include in its report each item and the amount of funding for such item that remains unspent, with an explanation for the remaining balance at year end.

2. The Department of Behavioral Health and Developmental Services shall report on the status

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of compliance with the provisions of the settlement agreement with the United States Department of Justice pursuant to civil action no: 3:12cv059-JAG and shall: (i) list each noncompliant provision; (ii) the status of meeting the provision; (iii) the department's actions to come into compliance; and (iv) the date the department expects to achieve compliance with the provision. The department shall report such information to the Director, Department of Planning and Budget and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees quarterly, with each report due 30 days after the end of each quarter."

Explanation:

(This amendment removes the mandatory carryforward language related to the the settlement agreement with the United States Department of Justice pursuant to civil action no: 3:12cv059-JAG. Any balances at year end will be discretionary and subject to the Governor's authority for reappropriation of year end balances. In addition, the Department of Behavioral Health and Developmental Services is directed to report quarterly on its compliance with the provisions of the settlement agreement.)

Item 311 #1s

Health and Human Resources

FY22-23

FY23-24

Department of Behavioral Health and
Developmental Services

\$150,000

\$0 GF

Language:

Page 349, line 43, strike "\$129,085,840" and insert "\$129,235,840".

Page 353, line 39, after "BB.", insert "1."

Page 353, after line 43, insert:

"2. Out of this appropriation, \$150,000 the first year from the general fund shall be provided to digitize historic microfiche records of Central State Hospital to be added to the Central State Hospital Digital Library and Archives Project. The Department of Behavioral Health and Developmental Services shall coordinate with the Library of Virginia for the preservation efforts and future storage of such records."

Explanation:

(This amendment provides \$150,000 from the general fund for the first year to digitize historic microfiche records of Central State Hospital to be added to the Central State Hospital Digital Library and Archives Project.)

Item 311 #2s

Health and Human Resources

FY22-23

FY23-24

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Department of Behavioral Health and Developmental Services	\$5,000,000	\$5,000,000	GF
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Language:

Page 349, line 43, strike "\$129,085,840" and insert "\$134,085,840".

Page 349, line 43, strike "\$128,490,706" and insert "\$133,490,706".

Page 354, after line 28,

"II. Out of this appropriation, \$5,000,000 the first year and \$5,000,000 the second year is provided for: (i) the Department of Behavioral Health and Developmental Services and partners to provide technical assistance to school divisions seeking guidance on integrating mental health services; and (ii) grants to school divisions to contract for community-based mental health services for students from public or private community-based providers. The department shall require the pilot programs to report back to the department on the success factors for integrating behavioral health in education settings and identify funding recommendations and resources needed to continue these efforts. The department shall report such information to the Behavioral Health Commission."

Explanation:

(This amendment provides \$5.0 million from the general fund each year for the Department of Behavioral Health and Developmental Services (DBHDS) and partners to provide technical assistance to school divisions seeking guidance on integrating mental health services, and to make grants to school divisions to contract for community-based mental health services for students from public or private community-based providers. These funds can enhance the current school-based mental health services by offering more flexible clinical capacity for service and programming needs that are beyond the scope of school-based personnel. The funds can also be used to continue new programs and interventions supported by federal recovery funds. The pilot programs will report back to DBHDS and the Behavioral Health Commission on the success factors for integrating behavioral health in education settings and identify funding recommendations and resources needed to continue these efforts.)

Item 311 #3s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 354, after line 28, insert:

"II. The Department of Behavioral Health and Developmental Services shall use existing staff to support the Early Psychosis Intervention and Coordinated Specialty Care Program Advisory Board."

Explanation:

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(This amendment directs the Department of Behavioral Health and Developmental Services to use existing staff to support the Early Psychosis Intervention and Coordinated Specialty Care Program Advisory Board.)

	Item 311 #4s	
Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	(\$1,000,000)	\$0 GF

Language:

Page 349, line 43, strike "\$129,085,840" and insert "\$128,085,840".
Page 354, strike lines 19 through 28.

Explanation:

(This amendment eliminates \$1.0 million the first year from the general fund for a study of the behavioral health system.)

	Item 311 #5s	
Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	(\$851,175) -11.00	(\$851,175) GF -11.00 FTE

Language:

Page 349, line 43, strike "\$129,085,840" and insert "\$128,234,665".
Page 349, line 43, strike "\$128,490,706" and insert "\$127,639,531".
Page 353, line 52, after "use.", strike the remainder of the line.
Page 353, strike lines 53 through 55.

Explanation:

(This amendment eliminates 11 new positions added in the introduced budget. The positions include eight for the Division of Licensing, one Behavioral Health on-call administrator, one administrative position for crisis services and one for administering marijuana prevention efforts. The reduced appropriation will be allocated to the appropriate items upon enrolling of the budget bill.)

	Item 311 #6s	
Health and Human Resources	FY22-23	FY23-24

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Department of Behavioral Health and Developmental Services	\$2,300,000	\$2,300,000	NGF
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Language:

Page 349, line 43, strike "\$129,085,840" and insert "\$131,385,840".

Page 349, line 43, strike "\$128,490,706" and insert "\$130,790,706".

Page 354, line 3, after "FF.", insert "1."

Page 354, after line 5, insert:

"2. Out of this appropriation, \$2,300,000 the first year and \$2,300,000 the second year from the Crisis Call Center Fund is appropriated for costs associated with the implementation of a voluntary mental health check-in option as part of the comprehensive crisis system established pursuant to § 37.2-311.1. The Department of Behavioral Health and Developmental Services shall report by November 1, 2022, to the Governor and the Chairs of the House Committees on Appropriations and Health, Welfare and Institutions and the Senate Committees on Education and Health and Finance and Appropriations regarding its progress in implementing such a program."

Explanation:

(This amendment provides \$2.3 million each year from the Crisis Call Center Fund for the Department of Behavioral Health and Developmental Services to implement a voluntary mental health check-in option as part of the 988 Crisis Call Center. The department must report by November 1, 2022, to the Governor and the Chairmen of the House Committees on Appropriations and Health, Welfare and Institutions and the Senate Committees on Education and Health and Finance and Appropriations regarding its progress in implementing such program.)

Item 311 #7s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 354, after line 28, insert:

"II. Effective July 1, 2022, the Department of Medical Assistance Services shall be responsible for all aspects of rate setting for Developmental Disability waiver services, which includes developing, analyzing, modifying, rebasing or implementing such rates. This includes consideration and processing of customized rates for certain waiver services. The Director, Department of Planning and Budget shall determine the amount of funding, and staffing, currently utilized by the Department for Behavioral Health and Developmental Services for rate setting activities, including contractual costs, and shall transfer such funding and positions, if so determined, to the Department of Medical Assistance Services by no later than September 1, 2022."

Explanation:

(This amendment transfers the authority and oversight of all Developmental Disability waiver services from the Department for Behavioral Health and Developmental Services to the Department of Medical Assistance Services, which is the more appropriate agency to oversee Medicaid rate setting.)

Item 311 #8s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 354, after line 28, insert:

"II. The Department of Behavioral Health and Developmental Services shall, in any fiscal year that new developmental disability waiver slots are authorized in this Act, allocate such slots to the Community Services Boards and a Behavioral Health Authority by the first day of the fiscal year, such that the slots can be assigned to eligible individuals on the Priority One waiting list to access services as soon as possible."

Explanation:

(This amendment directs the Department of Behavioral Health and Developmental Services to, in any fiscal year that new developmental disability waiver slots are authorized, allocate such slots to the Community Services Boards and a Behavioral Health Authority by the first day of the fiscal year, so that the slots can be assigned to eligible individuals on the Priority One waiting list to access services as soon as possible. In fiscal year 2022 the department delayed the allocation of 890 waiver slots pending a review of individuals on the waiting list, which resulted in a nearly seven-month delay in releasing the slots.)

Item 311 #9s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 354, after line 28, insert:

"II.1. The Department of Behavioral Health and Developmental Services shall establish a workgroup of relevant stakeholders, including a representative from the Behavioral Health Commission to examine the Problem Gambling Treatment and Support Fund to determine the most effective strategies in serving individuals with gambling addiction. Specifically, the workgroup shall: (i) examine best practices and programs in other states; and (ii) determine

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whether the fund should support services at the Community Services Board level or statewide programs. The department shall report the findings and recommendations of the workgroup to the Governor and the Chairs of House Appropriations and Senate Finance and Appropriations Committees by October 15, 2022.

2. The Department of Behavioral Health and Developmental Services shall report annually by September 1, of each year on the revenue collections, expenditures and allocations of the Problem Gambling Treatment and Support Fund to the Department of Planning and Budget and the Chairs of House Appropriations and Senate Finance and Appropriations Committees."

Explanation:

(This amendment directs the Department of Behavioral Health and Developmental Services to establish a workgroup of relevant stakeholders to examine the Problem Gambling Treatment and Support Fund and to report annually on the fund.)

	Item 312 #1s	
Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	\$2,679,708	(\$679,708) GF

Language:

Page 354, line 30, strike "\$76,272,531" and insert "\$78,952,239".

Page 354, line 30, strike "\$80,881,947" and insert "\$80,202,239".

Page 355, strike lines 30 through 40 and insert:

"F.1. Out of this appropriation, \$1,679,708 the first year and \$1,679,708 the second year from the general fund is provided for a program of alternative custody for individuals under a temporary detention order (TDO) who are awaiting transport to an inpatient bed. The Department of Behavioral Health and Developmental Services is authorized to use the funding to supplement the contract for alternative transportation pursuant to paragraph D. in this item. The department shall consult with local law enforcement, community services boards, and other stakeholders as appropriate, to implement alternative custody options for individuals under temporary detention orders to reduce the length of time law enforcement resources are involved and to improve patient outcomes. The department shall report to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by September 1, 2022, on the status of the program.

2. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year shall be provided for reimbursement to sheriffs and police departments for use of auxiliary police officers utilized as alternative custody options for emergency custody orders or TDOs. The department shall establish guidelines and the criteria for reimbursement of such costs and disseminate such information to all appropriate law enforcement agencies of the Commonwealth. The department shall report to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by November 1, 2022, on

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the utilization of the funding."

Explanation:

(This amendment moves \$1.7 million the second year from the general fund, included in the introduced budget, to the first year to make available \$1.7 million each year to support a program of alternative custody for individuals under a temporary detention order (TDO) who are awaiting transport to an inpatient bed. In addition, the amendment provides \$1.0 million each year from the general fund to provide reimbursement to local law enforcement agencies that utilize auxiliary police officers as alternative custody options for emergency custody orders or TDOs.)

Item 312 #2s

Health and Human Resources

FY22-23

FY23-24

Department of Behavioral Health and
Developmental Services

\$50,000

\$0 GF

Language:

Page 354, line 29, strike "\$76,272,531" and insert "\$76,322,531".

Page 357, after line 9, insert:

"X. Out of this appropriation, \$50,000 the first year from the general fund shall be provided to contract with Restoration and Hope House to provide for housing and programs for nonviolent offenders looking to transition back into the community."

Explanation:

(This amendment provides \$50,000 the first year from the general fund for Restoration and Hope House to provide for housing and programs for nonviolent offenders looking to transition back into the community.)

Item 312 #3s

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 357, after line 9, insert:

"Q. The Department of Behavioral Health and Developmental Services is authorized to enter into a Memorandum of Understanding (MOU) for use of up to eight beds of a 20-bed acute, inpatient psychiatric unit at Chesapeake Regional Healthcare for state purposes to increase diversion from state mental health hospitals. The department shall begin developing the MOU after Chesapeake Regional Healthcare starts construction of the 20-bed acute, inpatient

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psychiatric unit. As part of the MOU process, the department shall develop an estimate of the potential cost savings of diversion from state hospital beds that could occur with use of the eight beds and provide an estimated annual state contribution to support Chesapeake Regional Healthcare. The department shall execute the MOU contingent on an appropriation by the General Assembly. The department shall report to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by December 1 of each year on the status of the MOU and any state contribution that has been estimated."

Explanation:

(This amendment directs the Department of Behavioral Health and Developmental Services to enter into a Memorandum of Understanding (MOU) for use of up to eight beds of a 20-bed acute, inpatient psychiatric unit at Chesapeake Regional Healthcare for state purposes to increase diversion from state mental health hospitals, after construction of the 20-bed unit is initiated. The MOU will not be executed until an appropriation is provided by the General Assembly.)

Item 313 #1s

Health and Human Resources

FY22-23

FY23-24

Grants to Localities

\$37,760,000

\$0 GF

Language:

Page 357, line 20, strike "\$611,269,088" and insert "\$649,029,088".

Page 363, after line 6, insert:

"TT. Out of this appropriation, \$37,760,000 from the general fund the first year shall be provided to Community Services Boards (CSBs) and Behavioral Health Authorities (BHAs) for retention and recruitment bonuses. CSBs and BHAs shall be provided an amount of funding necessary for a \$1,000 quarterly retention bonus for their existing full-time staff based on the number of staff employed on the first day of the quarter. Such bonus shall be paid out at the end of each quarter for those staff still employed by the CSB or BHA. In addition, for each new full-time recruit hired during a quarter a \$1,000 recruitment bonus shall be paid at the end of each quarter while the full-time employee is still employed by the CSB or BHA. The Department of Behavioral Health and Developmental Services shall collect the relevant information to determine the amount of the payment to each CSB and BHA each quarter. The department shall make the payment to each CSB and BHA within 20 days after the last day of each quarter. If the funding provided for this purpose is insufficient to make the full payments for the \$1,000 bonuses in that quarter, the department shall prorate the payment accordingly and the bonuses shall be adjusted as such for that quarter. Any remaining appropriation for this purpose at year end shall carryforward to the second year for the department to make the fourth quarter payments."

Explanation:

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(This amendment provides \$37.8 million from the general fund the first year to support recruitment and retention efforts for the Community Services Boards (CSB). The funding will be used to provide \$1,000 quarterly recruitment bonuses to support 1,593 new direct care hires and \$1,000 quarterly retention bonuses to support 7,847 existing CSB direct care employees. The funding shall be distributed based on the number of full-time staff employed by CSBs and the staff hired each quarter.)

Item 313 #2s

Health and Human Resources

FY22-23

FY23-24

Grants to Localities

\$2,900,000

\$2,900,000 GF

Language:

Page 357, line 20, strike "\$611,269,088" and insert "\$614,169,088".

Page 357, line 20, strike "\$652,586,687" and insert "\$655,486,687".

Page 358, line 3, after "appropriation,", strike "\$23,656,456" and insert "\$26,556,456".

Page 358, line 3, after "first year and", strike "\$23,656,456" and insert "\$26,556,456".

Explanation:

(This amendment provides \$2.9 million from the general fund each year to support Community Services Boards commensurate with the 12.5 percent increase in Medicaid reimbursement for Part C Early Intervention services for children that have Medicaid. This amendment accounts for Part C Early Intervention services provided to infants and toddlers who do not have Medicaid as a funding source.)

Item 313 #3s

Health and Human Resources

Grants to Localities

Language

Language:

Page 361, line 18, strike "up to" and insert "least".

Explanation:

(This amendment modifies budget language to allow the Department of Behavioral Health and Developmental Services the ability to allocate funds to a greater number of Community Services Boards and jails for the purpose of providing discharge planning and resources. The introduced bill limits the funding to only five jails.)

Item 313 #4s

Health and Human Resources

Grants to Localities

Language

Language:

Page 360, line 45, strike "who are addicted to opioids".

Explanation:

(This amendment removes language that limits the use of the \$5.0 million each year from the general fund provided for medication assisted treatment to individuals with opioid addiction, and makes the funding available for the treatment of individuals with substance use disorders.)

Item 313 #5s

Health and Human Resources

Grants to Localities

Language

Language:

Page 363, line 1, after "SS." insert "1."

Page 363, after line 6, insert:

"2. Out of the amounts appropriated in paragraph SS.1. of this Item, an amount necessary to develop and implement a crisis receiving center serving adults ages 18 and older in the Region 2000 area (Amherst County, Appomattox County, Bedford County, Campbell County, and Lynchburg City) to evaluate Emergency Custody Orders outside of the hospital emergency department shall be allocated for this purpose by the Department of Behavioral Health and Developmental Services, which shall contract with Horizon Behavioral Health to implement the crisis receiving center. As part of the contract with Horizon Behavioral Health, the department shall require the establishment of an advisory board with law enforcement representatives from the Region 2000 localities to oversee and provide governance of the crisis receiving center.

3. The Department of Behavioral Health and Developmental Services shall ensure that health systems, hospitals, and other community providers are eligible to participate in developing and implementing 23-hour crisis receiving or observation centers."

Explanation:

(This amendment designates from the funding included in the introduced budget an allocation for the Lynchburg area to implement a 23-hour crisis receiving center and requires an advisory board of local law enforcement to oversee such center. In addition, language clarifies that a variety of community organizations are eligible to establish 23-hour crisis receiving or observation centers.)

Item 330 #1s

Floor Approved Amendment to SB 30, As Introduced

Health and Human Resources	FY22-23	FY23-24	
Department for Aging and Rehabilitative Services	\$850,000	\$850,000	GF

Language:

Page 367, line 31, strike "\$101,722,327" and insert "\$102,572,327".

Page 367, line 31, strike "\$101,722,327" and insert "\$102,572,327".

Page 368, line 42, after "minimum of", strike "\$5,847,640" and insert "\$6,697,640".

Page 368, line 42, after "first year and", strike "\$5,847,640" and insert "\$6,697,640".

Explanation:

(This amendment provides \$850,000 from the general fund each year to provide independent living services including independent living skills training, advocacy, information and referral, peer mentoring, and transition services to people with significant disabilities. Transition services include youth transition services and services to people trying to transition from nursing facilities and other institutions and other services to prevent institutionalization.)

Item 330 #2s

Health and Human Resources

Department for Aging and Rehabilitative Services

Language

Language:

Page 369, after line 40, insert:

"Q. The Employment Services Organization Steering Committee (ESOSC), as established in §51.5-169.2, Code of Virginia, shall report to and advise the Commissioner on policy, funding, and the allocation of funds to employment services organizations (ESOs) for Long Term Employment Support Services and Extended Employment Services pursuant to § 51.5-169.1, Code of Virginia, as well as all other services of which ESOs are current or proposed vendors."

Explanation:

(This amendment requires the Commissioner of the Department for Aging and Rehabilitative Services to allow the ESOSC to provide advice on all programs impacting ESOs. In recent years, the agency has limited the purview of the ESOSC to only the Long Term Employment Support Services and the Extended Employment Services program, whereas the ESOSC's previous oversight and advisement included all services applicable to ESO vended services.)

Item 330 #3s

Floor Approved Amendment to SB 30, As Introduced

Health and Human Resources	FY22-23	FY23-24	
Department for Aging and Rehabilitative Services	\$570,000	\$570,000	GF

Language:

Page 367, line 31, strike "\$101,722,327" and insert "\$102,292,327".
Page 367, line 31, strike "\$101,722,327" and insert "\$102,292,327".
Page 368, line 50, after "appropriation,", strike "\$7,176,719" and insert "\$7,746,719".
Page 368, line 50, after "first year and", strike "\$7,176,719" and insert "\$7,746,719".
Page 369, line 12, after "amount," strike "\$150,000" and insert "\$720,000".
Page 369, line 12, after "first year and" strike "\$150,000" and insert "\$720,000".

Explanation:

(This amendment provides \$570,000 each year from the general fund to expand brain injury case management to unserved areas of the Commonwealth.)

Item 330 #4s

Health and Human Resources	FY22-23	FY23-24	
Department for Aging and Rehabilitative Services	\$188,505	\$188,505	GF
	\$696,495	\$696,495	NGF

Language:

Page 367, line 31, strike "\$101,722,327" and insert "\$102,607,327".
Page 367, line 31, strike "\$101,722,327" and insert "\$102,607,327".
Page 369, after line 40, insert:
"Q. The Department for Aging and Rehabilitative Services shall provide to Employment Services Organizations a cost-of-living adjustment in the first year equal to the annual Consumer Price Index provided by the Social Security Administration for 2022."

Explanation:

(This amendment provides \$188,505 from the general fund and \$696,495 from nongeneral funds each year to Employment Services Organizations (ESOs) for a cost-of-living adjustment (COLA) equal to the annual Consumer Price Index provided by the Social Security Administration (SSA) for 2022. The Department for Aging and Rehabilitative Services receives annual increases from the federal Rehabilitative Services Administration but has only provided a 1.6 percent COLA to ESOs out of its federal allocation since 2016.)

Item 331 #1s

Health and Human Resources	FY22-23	FY23-24	
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Floor Approved Amendment to SB 30, As Introduced

Department for Aging and Rehabilitative Services	\$112,500	\$112,500	GF
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Language:

Page 369, line 41, strike "\$39,426,949" and insert "\$39,539,449".

Page 369, line 41, strike "\$39,426,949" and insert "\$39,539,449".

Page 371, line 5, after "appropriation,", strike "\$150,000" and insert "\$262,500".

Page 371, line 5, after "first year and", strike "\$150,000" and insert "\$262,500".

Explanation:

(This amendment provides \$112,500 each year from the general fund to increase funds to provide a interdisciplinary plan of care and dementia care management for 38 individuals diagnosed with dementia. The introduced budget funds 50 individuals. Services are provided through a partnership between the Memory and Aging Care Clinic at UVA and the Alzheimer's Association.)

Item 331 #2s

Health and Human Resources

FY22-23

FY23-24

Department for Aging and Rehabilitative Services

\$1,669,491

\$1,669,491 GF

Language:

Page 369, line 41, strike "\$39,426,949" and insert "\$41,096,440".

Page 369, line 41, strike "\$39,426,949" and insert "\$41,096,440".

Explanation:

(This amendment provides \$1.7 million each year from the general fund to fund legislation implementing the Joint Legislative Audit and Review Committee Recommendations from the October 2021 report on Improving Virginia's Adult Guardian and Conservator System.)

Item 331 #3s

Health and Human Resources

FY22-23

FY23-24

Department for Aging and Rehabilitative Services

\$250,000

\$0 GF

Language:

Page 369, line 41, strike "\$39,426,949" and insert "\$39,676,949".

Page 371, after line 16, insert:

"L. Out of this appropriation, \$250,000 the first year from the general fund is provided for the

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Department for Aging and Rehabilitative Services to determine the potential cost of addressing unmet needs for in-home services and home modifications provided to older adults by area agencies on aging and local departments of social services across the Commonwealth, by region. This information shall be reported to the Joint Commission on Health Care, and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by December 1, 2022."

Explanation:

(This amendment provides \$250,000 the first year from the general fund for the Department of Aging and Rehabilitative Services to quantify the unmet need for aging services across the Commonwealth.)

		Item 332 #1s	
Health and Human Resources	FY22-23	FY23-24	
Department for Aging and Rehabilitative Services	\$125,000	\$250,000	GF

Language:

Page 371, line 17, strike "\$22,019,603" and insert "\$22,144,603".
Page 371, line 17, strike "\$22,019,603" and insert "\$22,269,603".

Explanation:

(This amendment provides funds to expand the Department for Aging and Rehabilitative Services voucher program for the Seniors Farmers Market Nutrition to area agencies on aging that currently do not provide this service. Currently, only 11 of the 25 area agencies on aging have such a program.)

		Item 335 #1s	
Health and Human Resources	FY22-23	FY23-24	
Department for Aging and Rehabilitative Services	\$916,471 12.00	\$916,471 12.00	GF FTE

Language:

Page 372, line 23, strike "\$8,432,584" and insert "\$9,349,055".
Page 372, line 23, strike "\$8,357,584" and insert "\$9,274,055".
Page 373, line 5, after "appropriation," strike "\$769,943", insert "\$1,686,414".
Page 373, line 5, after "first year and" strike "\$769,943", insert "\$1,686,414".
Page 373, line 6, strike "8", insert "20".

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Explanation:

(This amendment provides \$916,471 each year and 12 positions from the general fund to increase staffing for the state's Long-Term Care Ombudsman Program.)

Item 340 #1s

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$1,059,897	\$1,205,712	GF
	\$8,583,473	\$9,779,437	NGF

Language:

Page 374, line 40, strike "\$54,975,425" and insert "\$64,618,795".

Page 374, line 40, strike "\$54,975,425" and insert "\$65,960,574".

Page 378, after line 28, insert:

"N. The Department of Social Services shall increase the Temporary Assistance for Needy Families (TANF) cash benefits and income eligibility threshold by 10 percent effective July 1, 2022."

Explanation:

(This amendment provides \$1.1 million from the general fund and \$8.6 million from the Temporary Assistance to Needy Families (TANF) block grant the first year and \$1.2 million from the general fund and \$9.8 million from the TANF block grant the second year for a 10 percent increase in the TANF standards of assistance. The 2021 Appropriation Act included language providing for annual increases for TANF until it was 50 percent of the federal poverty level. The introduced budget did not include the next increase.)

Item 342 #1s

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$184,333	\$137,815	GF

Language:

Page 378, line 30, strike "\$552,579,139" and insert "\$552,763,472".

Page 378, line 30, strike "\$552,579,139" and insert "\$552,716,954".

Explanation:

(This amendment provides funding for the fiscal impact of legislation that provides that a court has the authority to review and approve or deny a foster care plan filed by a local board of social services. The legislation requires a foster care plan to assess the stability of proposed placements, the services provided or plans for services to be provided to address placement

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instability, and a description of other placements that were considered for the child. The legislation codifies the factors to be considered when determining the best interests of a child for the purposes of developing foster care plans.)

Item 344 #1s

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$1,300,000	\$1,300,000	GF

Language:

Page 380, line 21, strike "\$46,927,762" and insert "\$48,227,762".

Page 380, line 21, strike "\$46,927,762" and insert "\$48,227,762".

Page 381, line 19, after "appropriation," strike "\$1,350,000" and insert "\$2,650,000".

Page 381, line 19, after "first year and" strike "\$1,350,000" and insert "\$2,650,000".

Page 381, line 21, after "Fund.", insert:

"Notwithstanding §63.2-2300 of the Code of Virginia, the Department of Social Services shall contract with the Virginia Sexual and Domestic Violence Action Alliance for the provision of these services. The department shall distribute to the Virginia Sexual and Domestic Violence Action Alliance all the monies in the Fund by no later than August 1 of each fiscal year. The Virginia Sexual and Domestic Violence Action Alliance shall report on the allocation of these funds to the Department of Social Services and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by December 1 of each year."

Explanation:

(This amendment provides \$650,000 from the general fund each year, and transfers from the Department of Health \$650,000 each year from the general fund, increasing the support for the fund to \$2.7 million each year. This funding is used to develop and support programs that prevent sexual and domestic violence through strategies that: (i) promote healthy practices related to relationships, sexuality, and social-emotional development; and (ii) counteract the factors associated with the initial perpetration of sexual and domestic violence. This amendment also includes language that requires the Department of Social Services to contract with the Virginia Sexual and Domestic Violence Action Alliance for the provision of these services.)

Item 345 #1s

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$96,805	\$86,456	GF
	\$98,711	\$88,734	NGF
	2.00	2.00	FTE

Language:

Floor Approved Amendment to SB 30, As Introduced

Page 381, line 22, strike "\$302,951,205" and insert "\$303,146,721".

Page 381, line 22, strike "\$311,135,997" and insert "\$311,311,187".

Explanation:

(This amendment provides \$96,805 from the general fund and \$98,711 from nongeneral funds and two positions the first year and \$86,456 from the general fund and \$88,734 from nongeneral funds and two positions the second year for the Office of Appeals and Fair Hearings. Two additional full-time staff includes an appeal officer and administrative staff to manage appeals and subsequent hearings within the timeframes outlined in legislation.)

Item 345 #2s

Health and Human Resources

FY22-23

FY23-24

Department of Social Services

\$847,316
1.00

\$1,470,718 GF
1.00 FTE

Language:

Page 381, line 22, strike "\$302,951,205" and insert "\$303,798,521".

Page 381, line 22, strike "\$311,135,997" and insert "\$312,606,715".

Page 383, after line 53, insert:

"S.1. The Department of Social Services shall establish a Foster Care Prevention program to facilitate placements with relatives and ensure that such relatives are provided with the resources necessary to provide care for the child. A child is eligible for the program if the local department determines that: (i) the child is being cared for by a relative; (ii) the child's parent or guardian voluntarily placed the child with such relative after November 1, 2020; (iii) the child demonstrates a strong attachment to the relative, and the relative has a strong commitment to caring for the child; and (iv) the placement of the child with the relative was necessary to prevent or eliminate the need to place the child in foster care.

2. In order to receive payments under the Foster Care Prevention program, the local department and the relative who is caring for an eligible child pursuant to paragraph S.1. shall enter into a written agreement with the department. Such agreement shall include, in addition to any requirements deemed necessary by the department, provisions regarding the amount of each Foster Care Prevention program payment and the manner in which such payments will be provided. Foster Care Prevention program payments shall be no more than the foster care maintenance payments that the relative would receive if the relative was the child's foster parent, reduced by any monthly payments received through the Temporary Assistance for Needy Families program.

3. If a child receiving payments through the Foster Care Prevention program is expected to remain in the care of the relative on a long-term basis, the local department shall provide information to such relative regarding the opportunity and process to petition the court for custody of the child.

4. For purposes of the program, "relative" means an adult who is: (i) related to the child by

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blood, marriage, or adoption; or (ii) fictive kin of the child.

5. The Board of Social Services shall promulgate regulations to implement the provisions of this act, which may include provisions governing the manner in which Foster Care Prevention program payments are calculated and prioritized based on available funding."

Explanation:

(This amendment provides \$847,316 the first year and \$1.5 million the second year from the general fund for the fiscal impact of Foster Care Prevention Program payments for relatives. The funding includes program payments to relatives, one-time systems costs, the costs for local departments of social services and one position at the Department of Social Services to administer the program. Funding included in the introduced budget of \$8.5 million from the general fund each year for relative maintenance payments brings total program funding to \$9.3 million the first year and \$9.9 million the second year.)

	Item 345 #3s	
Health and Human Resources	FY22-23	FY23-24
Department of Social Services	(\$899,020)	(\$1,230,983) GF
	\$899,020	\$1,230,983 NGF

Language:

Explanation:

(This amendment reflects \$899,020 the first year and \$1.2 million the second year from the general fund in savings due to the increase in the Federal Medical Assistance Percentage (FMAP) that is primarily used as the federal match for Medicaid, but also for the federal Title IV-E foster care program. Effective October 1, 2022, the federal match rate increases from 50.0 percent to 50.65 percent.)

	Item 347 #1s	
Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$329,500	\$329,500 GF
	\$939,500	\$1,864,500 NGF

Language:

- Page 384, line 18, strike "\$59,200,789" and insert "\$60,469,789".
- Page 384, line 18, strike "\$59,200,789" and insert "\$61,394,789".
- Page 385, line 37, after "H.", insert "1."
- Page 385, line 37, after "appropriation," strike "\$405,500" and insert "\$735,000".
- Page 385, line 37, after "and" strike "\$405,500" and insert "\$735,000".
- Page 385, line 38, after "fund and" strike "\$1,136,500" and insert "\$2,076,000".

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Page 385, line 38, after "year and" strike "\$1,136,500" and insert "\$3,001,000".

Page 385, line 41, after "setting." insert:

"Out of this appropriation, \$735,000 the first year and \$735,000 the second year from the general fund and \$2,076,000 the first year and \$2,076,000 the second year from the TANF block grant shall be used to sustain the existing 27 CAC locations."

Page 385, after line 55, insert:

"2. Out of the appropriation in H.1., \$925,000 the second year from the TANF block grant shall be used to provide for the establishment of sufficient CAC capacity to offer contracted services to 100 percent of Virginia's children. These funds shall be utilized to open eight new locations, either standalone centers or satellite locations and provide at a minimum: one full-time forensic interviewer; one full-time child/family advocate; one full-time director; and one part-time administrator."

Explanation:

(This amendment provides \$329,500 from the general fund and \$939,500 from nongeneral fund the first year and \$329,500 from the general fund and \$1.9 million from nongeneral fund the second year to provide additional support for the existing 27 child advocacy centers (CACs), including Prince William. Currently, CACs serve almost 6,000 children and families and cover 82 percent of the state. Additional funding in the second year provides funds for eight additional locations to provide 100 percent statewide coverage.)

Item 347 #2s

Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$200,000	\$200,000 NGF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$59,400,789".

Page 384, line 19, strike "\$59,200,789" and insert "\$59,400,789".

Page 388, after line 40, insert:

"Z. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the Temporary Assistance to Needy Families block grant shall be provided to Good Shepherd Housing and Family Services for housing, emergency services, children's services, budgeting, counseling, and other resources for low-income families."

Explanation:

(This amendment provides \$200,000 from the Temporary Assistance to Needy Families block grant to support Good Shepherd Housing and Family Services, a non-profit organization serving Northern Virginia that provides housing, emergency services, children's services, budgeting counseling, and other resources for low-income families.)

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Item 347 #3s

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$2,000,000	\$2,000,000	NGF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$61,200,789".

Page 384, line 19, strike "\$59,200,789" and insert "\$61,200,789".

Page 384, line 48, after "appropriation,", strike "\$7,750,000" and insert "\$9,750,000".

Page 384, line 48, after "first year and", strike "\$7,750,000" and insert "\$9,750,000".

Explanation:

(This amendment provides \$2.0 million from the federal Temporary Assistance for Needy Families (TANF) block grant to support Community Action Agencies (CAA). The current budget provides \$7.8 million a year in TANF to provide programs and services to alleviate poverty for low-income families. These funds are distributed by formula to the CAA network.)

Item 347 #4s

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$1,450,000	\$0	GF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$60,650,789".

Page 388, after line 40, insert:

"Z. Out of this appropriation, \$1,450,000 the first year from the general fund shall be provided to support the establishment of the Judge Swett Learning Center to promote vocational and educational classes for ex-offenders."

Explanation:

(This amendment provides \$1.5 million from the general fund the first year to support the establishment of the Judge Swett Learning Center to promote vocational and educational classes for ex-offenders.)

Item 347 #5s

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$5,000,000	\$0	GF

Language:

Floor Approved Amendment to SB 30, As Introduced

Page 384, line 19, strike "\$59,200,789" and insert "\$64,200,789".

Page 388, after line 40, insert:

"Z. Out of this appropriation, \$5,000,000 from the general fund the first year shall be provided to Fairfax County for a CASA vocational welcome center in Fairfax County. The funding may be used for capital, programming, and general operating purposes. Matching funds of \$2,500,000 equaling 50 percent of this funding shall come from private and other nonprofit or governmental funding on a cash or in-kind basis. This funding is to be distributed before the end of fiscal year 2023 and utilized before the end of fiscal year 2027."

Explanation:

(This amendment provides \$5.0 million from the general fund the first year to Fairfax County to support a CASA vocational welcome center.)

Item 347 #6s

Health and Human Resources

FY22-23

FY23-24

Department of Social Services

\$1,000,000

\$1,000,000 NGF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$60,200,789".

Page 384, line 19, strike "\$59,200,789" and insert "\$60,200,789".

Page 385, line 28, after "G.", insert "1."

Page 385, after line 36, insert:

"2. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year from the Temporary Assistance to Needy Families (TANF) block grant shall be provided to Northern Virginia Family Services to deploy a neighborhood-based, mobile service delivery and outreach program."

Explanation:

(This amendment provides \$1.0 million from the Temporary Assistance to Needy Families (TANF) block grant each year to deploy a neighborhood-based, mobile service delivery and outreach program. This replicable model will address the immediate and long-term recovery needs of those who have been disproportionately impacted by the COVID-19 crisis and leverage civic participation and community building. The funds will support a mobile service delivery and outreach van, a trauma-informed Community Outreach Team to help community members by connecting them to tools and resources to improve financial well-being, and provide support through mini-grants and direct assistance.)

Item 347 #7s

Floor Approved Amendment to SB 30, As Introduced

Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$114,000	\$0 GF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$59,314,789".

Page 388, after line 40, insert:

"Z. Out of this appropriation, \$114,000 from the general fund the first year shall be provided to the Eastern Shore Coalition Against Domestic Violence for operational support and infrastructure of the organization for its programs and administrative operations."

Explanation:

(This amendment provides \$114,000 from the general fund the first year to support the Eastern Shore Coalition Against Domestic Violence for operational support and infrastructure of the organization for its programs and administrative operations.)

Item 347 #8s

Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$250,000	\$250,000 GF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$59,450,789".

Page 384, line 19, strike "\$59,200,789" and insert "\$59,450,789".

Page 387, line 38, after "appropriation,", insert: "\$250,000 the first year and \$250,00 the second year from the general fund and".

Explanation:

(This amendment provides \$250,000 each year from the general fund to the Laurel Center for the expansion of education, outreach, program services, and new career and education support for survivors of domestic abuse and sexual violence in Winchester, Frederick County, Clarke County, and Warren County at the Center's residential facility for survivors.)

Item 348 #1s

Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$698,034 2.00	\$187,708 GF 2.00 FTE

Language:

Page 388, line 41, strike "\$15,097,815" and insert "\$15,795,849".

Floor Approved Amendment to SB 30, As Introduced

Page 388, line 41, strike "\$15,097,815" and insert "\$15,285,523".

Explanation:

(This amendment provides \$698,034 the first year and \$187,708 the second year from the general fund to fund the fiscal impact of safeguards in legislation which prevents assisted living facilities (ALFs) from involuntarily discharging patients, with certain exceptions. It requires ALFs to take steps to prevent involuntary discharges, provide 30 days' notice, and provide a discharge plan prior to the discharge. The legislation also requires the Department of Social Services to establish a process by which the resident or a representative can appeal the involuntary discharge.)

	Item 350 #1s		
Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	(\$2,621,038)	(\$8,469,000)	GF
	(\$9,610,546)	(\$23,495,400)	NGF

Language:

Page 390, line 8, strike "\$146,532,625" and insert "\$134,301,041".

Page 390, line 8, strike "\$163,562,625" and insert "\$131,598,225".

Page 391, strike lines 43 through 51.

Page 391, line 52, strike "K." and insert "I.".

Explanation:

(This amendment delays the replacement of the Virginia Case Management System and removes the funding included in the introduced budget for its replacement.)

	Item 350 #2s		
Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	(\$966,045)	(\$966,045)	GF
	(\$3,240,629)	(\$3,240,629)	NGF

Language:

Page 390, line 8, strike "\$146,532,625" and insert "\$142,325,951".

Page 390, line 8, strike "\$163,562,625" and insert "\$159,355,951".

Explanation:

(This amendment removes funding included in the introduced budget to annualize the administrative funding for the Broad Based Categorical Eligibility program and the Department of Social Services' portion of the Virginia Facilitated Enrollment Program.)

Item 350 #3s

Health and Human Resources

Department of Social Services

Language

Language:

Page 391, strike lines 52 through 55.

Page 392, strike lines 1 through 11.

Explanation:

(This amendment eliminates language in the introduced budget that creates a criminal justice diversion task force responsible for studying effective types of diversion tools for use in local criminal justice diversion programs. Such a task force is more appropriate to be led by the Office of Public Safety and Homeland Security.)

Item 355 #1s

Health and Human Resources

FY22-23

FY23-24

Department for the Blind and Vision
Impaired

\$125,000

\$125,000

GF

Language:

Page 394, line 2, strike "\$1,200,674" and insert "\$1,325,674".

Page 394, line 2, strike "\$1,200,674" and insert "\$1,325,674".

Page 394, line 6, after "appropriation,", strike "\$141,163" and insert "\$266,163".

Page 394, line 6, after "first year and", strike "\$141,363" and insert "\$266,363".

Explanation:

(This amendment provides \$125,000 from the general fund each year for Virginia Voice, a nonprofit organization that provides audio reading and information services to individuals who cannot independently read printed material due to blindness, vision loss, or other disabilities. The funds are divided among the five organizations that provide the same services throughout the Commonwealth.)

Item 363 #1s

Labor

FY22-23

FY23-24

Secretary of Labor

\$150,000

\$0

GF

Language:

Floor Approved Amendment to SB 30, As Introduced

Page 397, line 3, strike "\$599,192" and insert "\$749,192".

Page 397, after line 30, insert:

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

Explanation:

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

	Item 370 #1s		
Labor	FY22-23	FY23-24	
Virginia Employment Commission	\$200,000 2.00	\$200,000 2.00	GF FTE

Language:

Page 400, line 13, strike "\$712,426,719" and insert "\$712,626,719".

Page 400, line 13, strike "\$639,054,137" and insert "\$639,254,137".

Page 401, after line 13, insert:

"I. The Virginia Employment Commission shall establish and maintain, at a minimum, two dedicated full-time employees to serve in the capacity of an appeals ombudsman to provide impartial information about the unemployment insurance appeals process and help ensure that all parties are afforded due process in such appeals. The Commission shall submit an initial summary report of facts, findings, and outcomes of the appeals ombudsman to the House Commerce and Energy Committee, the Senate Commerce and Labor Committee, the Commission on Unemployment Compensation, and the Governor by November 1, 2022, and provide a status update to each body quarterly. The VEC shall also publish the summary report and subsequent updates on its website."

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment provides funding for two full-time positions to serve as an appeals ombudsman to provide impartial information about the unemployment insurance appeals process and to help ensure that all parties are afforded due process in such appeals consistent with Recommendation 20 of the JLARC Report, "Operations and Performance of the Virginia Employment Commission," from November 2021.)

Item 370 #2s

Labor	FY22-23	FY23-24
Virginia Employment Commission	\$200,000	\$0 GF

Language:

Page 400, line 13, strike "\$712,426,719" and insert "\$712,626,719".

Page 401, after line 13, insert:

"I. Included in the amounts for this Item, \$200,000 the first year from the general fund is provided to the Virginia Employment Commission (VEC) for procurement of an independent information technology security audit in consultation with the Chief Information Security Officer. The Virginia Information Technologies Agency shall facilitate the audit of VEC's IT security systems, and help identify any necessary IT security improvements. The independent audit shall be completed by a vendor approved by VITA and validate whether VEC's existing IT security systems meet the requirements of the Commonwealth's information security standards."

Explanation:

(This amendment would provide \$200,000 GF in the first year for the Virginia Employment Commission to procure an independent audit of VEC's IT security systems and identify any necessary IT security improvements, consistent with Recommendation 30 of the JLARC Report, "Operations and Performance of the Virginia Employment Commission," from November 2021.)

Item 370 #3s

Labor	Language
Virginia Employment Commission	Language

Language:

Page 401, after line 13, insert:

"I. The Virginia Employment Commission should fully transform all agency IT systems and servers to the state's central IT infrastructure as soon as possible and no later than November 1, 2023. "

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment directs the Virginia Employment Commission to fully transform all agency IT systems and servers to the state's central IT infrastructure as soon as possible consistent with Recommendation 31 of the JLARC Report, "Operations and Performance of the Virginia Employment Commission," from November 2021.)

Item 370 #4s

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

"I. The Virginia Employment Commission (VEC) shall develop a detailed plan that includes specific actions and a timeline to resolve outstanding adjudications and all issues on claims that VEC bypassed in 2020 and 2021. The plan should quantify the numbers and qualifications of new staff needed to resolve these claims, outline the actions planned for hiring needed staff, and identify potential risks and mitigation strategies. The VEC shall submit the plan to the House Commerce and Energy Committee, the Senate Commerce and Labor Committee, the Commission on Unemployment Compensation, and the Governor by November 1, 2022, and provide a status update to each body quarterly. The VEC shall also publish the plan and subsequent updates on its website."

Explanation:

(This amendment directs the Virginia Employment Commission to develop a remediation plan for outstanding adjudication and claims issues and provide quarterly status reporting to the General Assembly, consistent with Recommendation 14 of the JLARC Report, "Operations and Performance of the Virginia Employment Commission," from November 2021.)

Item 370 #5s

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

"I. The Virginia Employment Commission shall regularly collect feedback on the usability of the new Unemployment Insurance benefits information technology system from claimants and employers and make regular improvements to the system that address such feedback. The VEC shall provide a summary of user feedback and planned and completed system changes to the House Committee on Labor and Commerce, the Senate Committee on Commerce and Labor, the Commission on Unemployment Compensation, and the Governor by March 31, 2022 and at

Floor Approved Amendment to SB 30, As Introduced

the end of each quarter in 2022. The VEC shall also publish this information, and subsequent, updates on its website."

Explanation:

(This amendment directs the Virginia Employment Commission to collect user feedback on the usability of the Unemployment Insurance benefits claim system and report summary information to the General Assembly consistent with Recommendation 26 of the JLARC Report, "Operations and Performance of the Virginia Employment Commission," from November 2021.)

Item 370 #6s

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

I. The Virginia Employment Commission (VEC) shall (i) review U.S. Department of Labor (DOL) guidance and model legislation regarding redesigned work-search requirements, (ii) evaluate the potential impacts that adopting DOL's guidance would have on incorrect payments and other aspects of VEC's work (e.g., reemployment), and (iii) propose changes to the state's work search policies as needed. VEC shall report the results of this review and any proposed legislative changes to the House Committee on Commerce and Energy, the Senate Committee on Commerce and Labor, the Commission on Unemployment Compensation, and the Governor by February 1, 2023. The VEC shall also publish these results, and subsequent updates, on its website."

Explanation:

(This amendment directs the Virginia Employment Commission to review federal Department of Labor guidance for any changes that may be needed, consistent with Policy Option 3 of the JLARC Report, "Operations and Performance of the Virginia Employment Commission," from November 2021.)

Item 370 #7s

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

"J. Notwithstanding any other provision of law, the Virginia Employment Commission shall

Floor Approved Amendment to SB 30, As Introduced

compute tax rates for Calendar Year 2023 by excluding pandemic related claim activity. Any such rate for any employer for Calendar Year 2023, may be less than, but shall not exceed the established rate for that employer for Calendar Year 2020. For purposes of this calculation, pandemic related claim activity is defined as all regular Unemployment Insurance claims activity from April 1, 2020, through June 30, 2021. The pool charge for Calendar Year 2023 shall be computed using this same methodology and set at an amount not to exceed the rate in effect for Calendar Year 2020. 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 ensures that the Unemployment Trust Fund's fund building rate shall be set for Calendar Year 2023 at a rate not to exceed the rate in effect for Calendar Year 2020.)

	Item 374 #1s	
Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$350,000 2.00	\$350,000 2.00
		GF FTE

Language:

Page 402, line 47, strike "\$464,854,272" and insert "\$465,204,272".

Page 402, line 47, strike "\$158,310,193" and insert "\$158,660,193".

Page 406, line 9, strike "L." and insert "L.1."

Page 406, after line 13, insert"

"2. Out of the appropriation in this Item, \$350,000 the first year and \$350,000 the second year from the general fund is provided to the department to support two positions in the Office of Environmental Education to provide increased opportunities for education programs on environmental issues across the Commonwealth, pursuant to § 10.1-104, Code of Virginia. The Office of Environmental Education shall develop and implement environmental education programs and a Virginia Strategic Plan for environmental literacy in collaboration with the Department of Education, the Science Museum of Virginia STEM program, and other relevant stakeholders."

Explanation:

(This amendment provides \$350,000 GF in each year to support two staff in the Office of Environmental Education recognizing the commitment Virginia made to its students in the 2014 Chesapeake Bay Watershed Agreement and the importance environmental education plays in developing and nurturing students.)

Item 374 #2s

Floor Approved Amendment to SB 30, As Introduced

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$3,600,000	\$3,600,000	GF

Language:

Page 402, line 47, strike "\$464,854,272" and insert "\$468,454,272".

Page 402, line 47, strike "\$158,310,193" and insert "\$161,910,193".

Page 403, line 16, strike "\$7,591,091 the first year and \$7,591,091 the second year" and insert "\$11,191,091 the first year and \$11,191,091 the second year".

Page 403, 20, strike "\$6,209,091" and insert "\$9,809,091".

Page 403, 21, strike "\$6,209,091" and insert "\$9,809,091".

Explanation:

(This amendment increases the base technical assistance support for the Virginia Soil and Water Conservation Districts by \$3.6 million GF in each year to support deployment of the agricultural cost share program.)

Item 374 #3s

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$156,000	(\$244,000)	GF

Language:

Page 402, line 47, strike "\$464,854,272" and insert "\$465,010,272".

Page 402, line 47, strike "\$158,310,193" and insert "\$158,066,193".

Page 403, line 16, strike "\$7,591,091 the first year and \$7,591,091 the second year" and insert "\$7,747,091 the first year and \$7,347,091 the second year".

Page 403, line 20, strike "\$6,209,091" and insert "\$6,365,091".

Page 403, line 21, strike "\$6,209,091" and insert "5,965,091".

Page 403, line 24, strike "\$312,000 the first year and \$312,000 the" and insert "\$468,000 the first year and \$468,000 the".

Page 403, line 25, strike "\$3,000" and insert "\$4,500".

Page 403, line 27, strike "and".

Page 403, line 28, strike "\$400,000 the second year".

Page 403, line 29, strike "high and significant hazard".

Explanation:

(This amendment increases the amount of funding provided to districts for routine maintenance of district-owned dams in both years, and removes funding for remote monitoring equipment in the second year as all anticipated costs for purchase and installation will be met. This

Floor Approved Amendment to SB 30, As Introduced

amendment also expands the use of funding for remote monitoring to include all district-owned dams.)

	Item 374 #4s	
Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$10,000,000	\$0 GF

Language:

Page 402, line 47, strike "\$464,854,272" and insert "\$474,854,272".

Page 406, after line 36, insert:

"R. Out of the amounts appropriated for Dam Inventory, Evaluation and Classification and Flood Plain Management, \$10,000,000 the first year from the general fund is provided for the Resilient Virginia Revolving Loan Fund established pursuant to § 10.1-603.28, Code of Virginia. Eligible projects include: (i) home upgrades for resilience purposes, home buyouts necessary for the construction of mitigation or resilience projects, relocations, and buyout assistance for homes, all including multifamily units; (ii) gap funding related to buyouts in order to move residents out of floodplain hazard areas and restore or enhance the natural flood mitigation capacity of functioning floodplains; (iii) assistance to low and moderate income homeowners to help lower flood risk through flood insurance, structural and nonstructural mitigation projects, or other means; (iv) loans and grants to state and local governmental entities for hazard mitigation and infrastructure improvement projects; and (v) approved mitigation projects identified in the Virginia Flood Protection Master Plan or the Virginia Coastal Resilience Master Plan."

Explanation:

(This amendment provides \$10.0 million GF in FY 2023 to establish a revolving loan fund for resilience in Virginia for property owners and government entities consistent with the provisions of SB 756 of the 2022 General Assembly.)

	Item 374 #5s	
Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$0	(\$26,468,921) GF

Language:

Page 402, line 47, strike "\$158,310,193" and insert "\$131,841,272".

Page 404, strike line 57 through line 59.

Page 405, strike line 1 through line 9.

Floor Approved Amendment to SB 30, As Introduced

Explanation:

(This amendment removes a proposed discretionary deposit to the Water Quality Improvement Fund for Agricultural Best Management Practices of \$26.5 million GF in FY 2024.)

Item 374 #6s

Natural and Historic Resources

Department of Conservation and Recreation

Language

Language:

Page 404, line 8, strike "\$8,000,000" and insert "\$7,000,000".

Page 404, line 12, strike "\$2,500,000" and insert "\$3,500,000".

Page 404, line 14, after "conduct" strike "a Shenandoah River Harmful Algal Bloom study" and insert "studies of Harmful Algal Blooms occurring in the Shenandoah River and Lake Anna".

Explanation:

(This amendment reprograms \$1.0 million GF from the proposed funding for the Small Herd Initiative for a study of Harmful Algal Blooms occurring in Lake Anna.)

Item 375 #1s

Natural and Historic Resources

FY22-23

FY23-24

Department of Conservation and Recreation

\$12,000,000

\$10,000,000 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$115,481,510".

Page 406, line 37, strike "\$81,230,426" and insert "\$91,230,426".

Page 406, line 51, strike "\$20,000,000" and insert "\$32,000,000".

Page 406, line 52, strike "\$10,000,000" and insert "\$20,000,000".

Explanation:

(This amendment increases funding for the Virginia Land Conservation Foundation by \$22.0 million over the biennium as part of a series of amendments that provide increased funding for land conservation programs in Virginia.)

Item 375 #2s

Natural and Historic Resources

Floor Approved Amendment to SB 30, As Introduced

Department of Conservation and Recreation

Language

Language:

Page 407, after line 9, insert:

"3. Not later than June 30, 2023, the Virginia Outdoors Foundation shall convey pursuant to § 2.2-1150, *Code of Virginia*, approximately 1,034.7 acres more or less in Highlands County, Virginia, Tax Parcel #68A17 and #68A18A located at 524 Hayfields Lane in McDowell, Virginia to the Department of Conservation and Recreation including, but not limited to, all existing deeds, easements and real property improvements and excepting that certain parcel located on the west side of Bullpasture River Road at 7612 Bullpasture River Road, McDowell, VA 24458 consisting of approximately 40 acres, more or less, and including the right of way access along the existing driveway, which shall be reserved to the Virginia Outdoors Foundation. The Department of Conservation and Recreation is authorized to proceed with the State Park master planning process pursuant to § 10.1-200.1, *Code of Virginia*, for the development and operation of the associated parcels and existing real property as a Virginia State Park."

Explanation:

(This amendment directs the Virginia Outdoors Foundation to transfer Hayfields Farm to the Department of Conservation and Recreation (DCR) and authorizes DCR to accept the transfer for the purposes of developing a State Park.)

	Item 375 #3s	
Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$466,500	\$0 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$103,948,010".

Page 408, after line 22, insert:

"L. Out of the amounts in this Item, \$466,500 the first year from the general fund is provided to assist the Mendota Trail Conservancy in the restoration of abandoned railroad trestles for conversion to use as a walking and cycling trail."

Explanation:

(This amendment provides \$466,500 GF in the first year to assist the Mendota Trail Conservancy in the restoration of abandoned railroad trestles and the rehabilitation of the former railroad bed for conversion to use as a walking and cycling trail.)

Item 375 #4s

Floor Approved Amendment to SB 30, As Introduced

Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	(\$12,000,000)	\$0 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$91,481,510".
Page 408, strike line 20 through line 22.

Explanation:

(This amendment removes proposed funding proposed to be allocated exclusively for land acquisitions by federally recognized Tribes. A companion amendment provides \$12.0 million GF in FY 2023 for the land conservation activities of the Virginia Land Conservation Foundation. The provisions of SB 31 of the 2022 General Assembly would authorize the Virginia Land Conservation Foundation to make competitive grants to Virginia Indian Tribes.)

Item 375 #5s

Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$5,000,000	\$5,000,000 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$108,481,510".
Page 406, line 37, strike "\$81,230,426" and insert "\$86,230,426".
Page 406, line 41, strike "\$54,832,783" and insert "\$59,832,783".
Page 406, line 41, strike "\$54,581,984" and insert "\$59,581,984".

Explanation:

(This amendment provides \$10.0 million GF over the biennium for State Park management and operations, to provide for a nine percent increase in general fund support for State Park operations.)

Item 377 #1s

Natural and Historic Resources	FY22-23	FY23-24
Department of Environmental Quality	\$80,000	\$0 GF

Language:

Page 408, line 38, strike "\$30,278,763" and insert "\$30,358,763".
Page 410, after line 46, insert:

Floor Approved Amendment to SB 30, As Introduced

"L. Notwithstanding § 10.1-1424.3, Code of Virginia, the phased prohibition on the use of polystyrene containers shall be delayed until July 1, 2028 and July 1, 2030 respectively. The Department of Environmental Quality shall conduct a plastic recycling economic and environmental impact assessment in accordance with the Administrative Process Act, including public participation and comment. The assessment shall consider the total lifecycle of human and environmental benefits, and impacts of plastic recycling pursuant to generally accepted frameworks and standards. The Department shall report its findings to the Governor and Chairs of the House and Senate Agriculture, Conservation and Natural Resources Committees by October 1, 2023."

Explanation:

(This amendment delays implementation of the prohibition on the use of polystyrene food service containers by five years, and directs the Department of Environmental Quality to conduct a recycling economic and environmental impact assessment in accordance with the Administrative Process Act.)

Item 378 #1s

Natural and Historic Resources

FY22-23

FY23-24

Department of Environmental Quality

\$320,000

\$0 GF

Language:

Page 409, line 12, strike "\$56,201,232" and insert "\$56,521,232".

Page 410, after line 46, insert:

"L. Out of the amounts in this Item, \$320,000 the first year from the general fund is provided for the Virginia Department of Environmental Quality to conduct ambient surface water and groundwater surveillance for perfluoroalkyl and polyfluoroalkyl substances (PFAS), including perfluorooctanoic acid (PFOA), perfluorooctane sulfonate (PFOS), perfluorobutyrate (PFBA), perfluoroheptanoic acid (PFHpA), perfluorohexane sulfonate (PFHxS), perfluorononanoic acid (PFNA), hexafluoropropylene oxide-dimer acid (HFPO-DA), perfluorohexanoic acid (PFHxA), perfluoropentanoic acid (PFPeA), and perfluorobutane sulfonic acid (PFBS)."

Explanation:

(This amendment provides \$320,000 GF in FY 2023 to allow for continued surveillance of groundwater and surface water for PFAS.)

Item 378 #2s

Natural and Historic Resources

Floor Approved Amendment to SB 30, As Introduced

Department of Environmental Quality

Language

Language:

Page 410, line 17, strike "through" and insert "."

Page 410, strike line 18.

Explanation:

(This amendment removes the requirement that previously authorized water quality monitoring equipment be procured using the Master Equipment Leasing Program to reflect the fact that specific ground water monitoring well equipment is not available for lease.)

Item 379 #1s

Natural and Historic Resources

Department of Environmental Quality

Language

Language:

Page 411, after line 43, insert:

"D. The State Air Pollution Control Board shall make modifications to its final regulation prohibiting the use of certain hydrofluorocarbons such that these regulations shall not prohibit the use of hydrofluorocarbons in the manufacturing process by aviation and aerospace businesses located in Virginia to produce products for sale and distribution."

Explanation:

(This amendment directs the State Air Pollution Control Board to modify its final regulation prohibiting the use of certain hydrofluorocarbons to exempt such use in the manufacturing processes of aviation and aerospace businesses located in Virginia.)

Item 380 #1s

Natural and Historic Resources

Department of Environmental Quality

Language

Language:

Page 413, after line 28, insert:

"L. Grantee owners of Enhanced Nutrient Removal Certainty (ENRC) Program and other Water Quality Improvement Fund projects subject to a grant agreement with the Department shall submit a forecast of projected monthly grant disbursements covering each month of the current fiscal year and the next fiscal year thereafter. The Department shall compile the grantee-supplied forecasts of projected monthly grant disbursements and compare expected disbursements to available appropriations to provide advance notice of any potential shortfall.

Floor Approved Amendment to SB 30, As Introduced

The Department shall submit each forecast to the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee on a monthly basis."

Explanation:

(This amendment directs all recipients of Enhanced Nutrient Removal Certainty and Water Quality Improvement Fund grants for nutrient removal projects to submit monthly financing reports to the Department of Environmental Quality and for a monthly needs assessment to be submitted to the Chairs of the House Appropriations and the Senate Finance and Appropriations Committees.)

Item 380 #2s

Natural and Historic Resources	FY22-23	FY23-24
Department of Environmental Quality	\$16,760,000	\$0 GF

Language:

Page 411, line 44, strike "\$72,764,431" and insert "\$89,524,431".

Page 413, after line 28, insert:

"L. Out of the amounts in this Item, \$16,760,000 the first year from the general fund is to be provided to the City of Petersburg for wastewater upgrades at the Poor Creek Pharmaceutical Park."

Explanation:

(This amendment would provide \$16.8 million GF in FY 2023 for wastewater upgrades at the Poor Creek Pharmaceutical Park in Petersburg. The Poor Creek pump station and force main were constructed in the mid-1970's. Lack of capacity results in decreased water pressure, which impacts customer water service, and immediately threatens Bon Secours Southside Medical Center, which is a public health crisis.)

Item 380 #3s

Natural and Historic Resources	FY22-23	FY23-24
Department of Environmental Quality	\$3,371,500	\$0 GF

Language:

Page 411, line 44, strike "\$72,764,431" and insert "\$76,135,931".

Page 413, after line 28, insert:

"L. Out of the amounts in this Item, \$3,371,500 the first year from the general fund is provided to the City of Petersburg to supplement cost of materials increases for installation of a water tank and associated infrastructure at a chemical plant complex in the city, subject to the terms and conditions of any grant agreement authorized pursuant to Chapter 552 of the 2021 Acts of

Floor Approved Amendment to SB 30, As Introduced

Assembly, Special Session I."

Explanation:

(This amendment provides an additional \$3.4 million GF in FY 2023 to supplement cost of materials increases for a previously authorized water supply project. Chapter 552 of the 2021 Special Session I provided \$10.0 million GF for the project.)

		Item 380 #4s
Natural and Historic Resources	FY22-23	FY23-24
Department of Environmental Quality	(\$3,325,000)	\$0 GF

Language:

Page 411, line 44, strike "\$72,764,431" and insert "\$69,439,431".
Page 413, strike line 23 through line 28.

Explanation:

(This amendment removes two proposed earmarks totaling \$3.3 million GF in FY 2023 for the Town of Occoquan and the Town of Dumfries to support required local water quality enhancement projects.)

		Item 382 #1s
Natural and Historic Resources	FY22-23	FY23-24
Department of Wildlife Resources	\$200,000 2.00	\$200,000 GF 2.00 FTE

Language:

Page 414, line 9, strike "\$50,130,696" and insert "\$50,330,696".
Page 414, line 9, strike "\$50,130,696" and insert "\$50,330,696".
Page 414, after line 23, insert:

"C. Out of the amounts appropriated in this Item, \$200,000 in the first year and \$200,000 in the second year from the general fund is provided to the department to support two additional staff biologists to develop and administer a statewide plan to protect and restore native freshwater mussel species. The department is authorized to enter into cooperative agreements with qualified nonprofit and private entities to assist in mussel restoration planning and implementation."

Explanation:

(This amendment provides \$400,000 GF over the biennium to support two additional staff at the Department of Wildlife Resources for the development and implementation of a statewide

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mussel restoration plan.)

		Item 382 #2s	
Natural and Historic Resources	FY22-23	FY23-24	
Department of Wildlife Resources	\$4,750,000	\$250,000	GF

Language:

Page 414, line 8, strike "\$50,130,696" and insert "\$54,880,696".

Page 414, line 8, strike "\$50,130,696" and insert "\$50,380,696".

Page 414, after line 23, insert:

"C.1. Out of the amounts in this Item, \$4,750,000 the first year and \$250,000 the second year from the general fund is provided to establish the Wildlife Corridor Grant Fund, and implement the Wildlife Corridor Action Plan pursuant to §29.1-579, Code of Virginia. From these amounts, \$4,500,000 the first year shall be used by the department solely for the purpose of providing grants to eligible political subdivisions for the funding of high priority projects that reduce vehicle crashes involving wildlife and improve habitat connectivity for terrestrial and aquatic wildlife, as set forth in the Plan. Any funding remaining at the end of each fiscal year shall not revert to the general fund.

2. Out of the amounts appropriated in paragraph C.1, \$250,000 in the first year and \$250,000 in the second year from the general fund is provided to the department to support two additional staff biologists to administer the Wildlife Corridor Action Plan. The department is authorized to enter into cooperative agreements with qualified nonprofit and private entities to assist in wildlife connectivity site planning and monitoring activities."

Explanation:

(This amendment provides a total of \$5.0 million GF over the biennium to establish a Wildlife Corridor Grant Fund and implement the Wildlife Corridor Action Plan.)

		Item 386 #1s	
Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$50,000	\$0	GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$20,891,048".

Page 418, line 31, strike "\$50,000 the first year" and insert "\$100,000 the first year".

Explanation:

(This amendment provides one-time funding of \$100,000 GF to the Elegba Folklore Society to provide cultural education and enrichment through the arts to explore and express the human

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experience through creative works; giving particular attention to aspects of African world culture intended to re-instill an essential cultural foundation in African Americans and to open the hearts of understanding throughout entire communities.)

		Item 386 #2s	
Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$226,000 1.00	\$226,000 1.00	GF FTE

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$21,067,048".

Page 416, line 2, strike "\$13,596,048" and insert "\$13,822,048".

Page 418, after line 46, insert;

"V. The Department of Historic Resources is authorized to enter into an agreement with one or more indigenous Virginia tribes to identify and protect their cultural properties and to provide paid internships to students for data collection and outreach activities that expand Virginia's historical property catalogue to include underrepresented indigenous properties. Included within the amounts in this Item, \$50,000 in each year from the general fund is provided for paid internships for data collection.

Explanation:

(This amendment provides \$452,000 over the biennium to support an outreach initiative to provide assistance to Virginia's indigenous tribes to identify and protect their cultural properties. Included within this amendment is one FTE for a dedicated preservation professional to work directly with tribal representatives.)

		Item 386 #3s	
Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$100,000	\$100,000	GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$20,941,048".

Page 416, line 2, strike "\$13,596,048" and insert "\$13,696,048".

Page 417, line 5, strike "\$150,000 the first year and \$150,000 the second year" and insert "\$250,000 the first year and \$250,000 the second year".

Explanation:

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(This amendment provides an additional \$100,000 GF annual increase in funding for the care and preservation of historical African American graves and cemeteries.)

		Item 386 #4s
Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$4,000,000	\$0 GF

Language:

Page 416, line 1, strike "\$20,841,048" and insert "\$24,841,048".

Page 418, after line 46, insert:

"V. Out of the amounts in this Item, \$4,000,000 the first year from the general fund is provided to the City of Alexandria for development of the Senator John Warner Maritime Heritage Center."

Explanation:

(This amendment provides \$4.0 million GF in FY 2023 to the City of Alexandria for the construction of the Senator John Warner Maritime Heritage Center, Home Port of Tall Ship Providence.)

		Item 386 #5s
Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$3,500,000	\$4,250,000 GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$24,341,048".

Page 416, line 2, strike "\$13,596,048" and insert "\$17,846,048".

Page 416, line 46, strike "\$1,000,000 the first year and \$1,000,000 the second year" and insert "\$4,500,000 the first year and \$5,250,000 the second year".

Page 416, line 46, strike "G." and insert "G.1."

Page 416, after line 51, insert:

"2. From the amounts in this Item, \$1,500,000 in the first year and \$1,500,000 the second year shall be granted to the battlefield preservation organizations donating property at the proposed Culpeper Battlefields State Park in order that they may expeditiously acquire up to 800 additional acres at the site and donate this acreage to the Department of Conservation and Recreation. Such grants shall be exempt from the matching fund and easement recordation requirements of § 10.1-2202.4, *Code of Virginia*."

Explanation:

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(This amendment provides an increase of \$7.8 million GF over the biennium to the Virginia Battlefield Preservation Fund, increasing the Commonwealth's annual investment to a total of \$9.8 million over the biennium. Of these amounts, a total of \$3.0 million GF is dedicated to battlefield preservation organizations donating land to the Department of Conservation and Recreation at the proposed Culpeper Battlefields State Park. The increased funding is to be used for the acquisition and subsequent donation of up to 800 additional acres at the park to improve river access and the visitor experience. Given the Fund's matching requirement, the remaining amounts will result in the acquisition of up to \$13.5 million of Revolutionary War, War of 1812, and Civil War battlefield lands in the Commonwealth over the biennium.)

Item 386 #6s

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$250,000	\$0 GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$21,091,048".

Page 418, after line 46, insert:

"V. Out of the amounts for Financial Assistance for Historic Preservation, \$250,000 the first year from the general fund shall be provided to the City of Staunton as a one-time grant to the Woodrow Wilson Presidential Library Foundation to support necessary renovations, accessibility improvements, and educational outreach at the Woodrow Wilson Presidential Library."

Explanation:

(This amendment provides one-time funding of \$250,000 GF in FY 2023 to support necessary renovations, accessibility improvements, and educational outreach at the Woodrow Wilson Presidential Library.)

Item 386 #7s

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$0	(\$5,000,000) GF

Language:

Page 416, line 2, strike "\$13,596,048" and insert "\$8,596,048".

Page 418, line 24, strike "and \$5,000,000 the second year".

Explanation:

(This amendment provides one-time capitalization of \$5.0 million GF in FY 2023 for the Black,

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Indigenous, and People of Color Preservation Fund.)

Item 386 #8s

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$500,000	\$0 GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$21,341,048".

Page 418, after line 46, insert:

"V. Out of the amounts in this Item, \$500,000 the first year from the general fund is provided to the City of Roanoke for improvements at the Virginia Museum of Transportation."

Explanation:

(This amendment provides a one-time appropriation to the City of Roanoke for improvements at the Virginia Museum of Transportation.)

Item 389 #1s

Natural and Historic Resources	FY22-23	FY23-24
Marine Resources Commission	(\$1,500,000)	\$0 GF

Language:

Page 420, line 10, strike "\$4,701,039" and insert "\$3,201,039".

Page 420, strike line 19 through line 21.

Explanation:

(This amendment removes proposed one-time funding of \$1.5 million GF in FY 2023 for a Chincoteague Inlet Study to address concerns related to erosion and sea-level rise. This project would be eligible to apply for funding from the Resilient Virginia Revolving Loan Program.)

Item 397 #1s

Public Safety and Homeland Security	FY22-23	FY23-24
Virginia Cannabis Control Authority	\$0	(\$6,000,000) GF

Language:

Page 424, line 25, strike "\$21,735,769" and insert "\$15,735,769".

Page 424, line 31, after "Virginia Cannabis Control Authority", strike the remainder of the line.

Page 424, strike line 32.

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Explanation:

(This amendment removes the general fund appropriation in fiscal year 2024 for the Virginia Cannabis Equity Business Loan Fund, which is no longer necessary due to significant additional revenue allocated to loans for qualified social equity applicants, pursuant to Senate Bill 391. Senate Bill 391 authorizes pharmaceutical processors and industrial hemp processors in Virginia to sell cannabis products to adults 21 years of age or older without a written certification, subject to certain requirements. It is estimated that this will result in at least \$24.0 million in additional revenue from fee and tax collections directed to Cannabis Control Authority loan funds beginning in fiscal year 2023. This reduction is contingent on passage of the provisions of Senate Bill 391 that provide additional revenue for social equity business loans.)

	Item 399 #1s	
Public Safety and Homeland Security	FY22-23	FY23-24
Department of Corrections	(\$347,165)	(\$416,598) GF

Language:

Page 425, line 2, strike "\$115,439,477" and insert "\$115,092,312".
Page 425, line 2, strike "\$116,585,956" and insert "\$116,169,358".
Page 425, line 29, after "Item is", strike "\$2,314,430" and insert "\$1,967,265".
Page 425, line 29, after "first year and", strike "\$2,777,317" and insert "\$2,360,719".

Explanation:

(This amendment modifies the funding in the introduced budget for additional cognitive counselors to reflect the current vacancy rate. This appropriation as amended provides for at least 31 new counselors in probation and parole offices to expand the Department's cognitive behavioral program across the Commonwealth.)

	Item 399 #2s	
Public Safety and Homeland Security	FY22-23	FY23-24
Department of Corrections	(\$215,849)	(\$272,659) GF

Language:

Page 425, line 2, strike "\$115,439,477" and insert "\$115,223,628".
Page 425, line 2, strike "\$116,585,956" and insert "\$116,313,297".

Explanation:

(This amendment modifies the funding in the introduced budget for additional probation and

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parole officers to reflect the current vacancy rate. This appropriation as amended provides for at least 43 new employees to reduce the number of sex offender cases per probation and parole officer.)

Item 401 #1s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	\$5,690,733	\$5,975,270	GF

Language:

Page 427, line 15, strike "\$17,868,136" and insert "\$23,558,869".

Page 427, line 15, strike "\$17,868,136" and insert "\$23,843,406".

Page 427, after line 39, insert:

"C. Included in the appropriation for this Item is \$5,690,733 the first year and \$5,975,270 the second year from the general fund to increase minimum salaries for probation and parole officers and supervisors."

Explanation:

(This amendment provides \$11.7 million from the general fund over the biennium for salary increases for probation and parole officers at the Department of Corrections. This amendment would increase the probation and parole officer starting salary to \$45,000 and increase supervisory salaries accordingly, addressing salary compression through the ranks. This compensation action was proposed by the Department of Corrections during the 2021 Public Safety Compensation Work Group.)

Item 402 #1s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	\$2,016,849	\$2,036,098	GF

Language:

Page 427, line 41, strike "\$881,880,159" and insert "\$883,897,008".

Page 427, line 41, strike "\$884,462,162" and insert "\$886,498,260".

Page 430, after line 3, insert:

"P. The Department of Corrections shall amend its operational contract for the Lawrenceville Correctional Center to require that the employees at the center receive a salary adjustment comparable to the adjustments provided to employees at the other correctional facilities."

Explanation:

(This amendment provides \$2.0 million each year from the general fund to the Department of Corrections for salary increases for correctional officers and non-security staff at the

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Lawrenceville Correctional Center, which is managed by a third-party vendor. The amendment aligns with the minimum salary for correctional officers and the 5.0 percent increase each year for state employees included in the introduced budget.)

		Item 402 #2s	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	\$0 0.00	\$1,600,000 23.00	GF FTE

Language:

Page 427, line 40, strike "\$884,462,162" and insert "\$886,062,162".

Explanation:

(This amendment provides \$1.6 million the second year from the general fund for the fiscal impact of Senate Bill 108, which prohibits the use of isolated confinement in state correctional facilities and juvenile correctional centers, subject to certain exceptions. This amendment provides for 23 casework counselors to supervise additional time in programmatic interventions and recreational activities for certain inmates pursuant to the bill. The funding in the introduced budget for additional mental health staff may be used to hire licensed clinicians to conduct any mental health evaluations required by the bill. The bill has a delayed effective date of July 1, 2024.)

		Item 402 #3s	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	(\$356,654)	(\$427,985)	GF

Language:

Page 427, line 41, strike "\$881,880,159" and insert "\$881,523,505".
Page 427, line 41, strike "\$884,462,162" and insert "\$884,034,177".
Page 429, line 35, strike "\$2,377,691" and insert "\$2,021,037".
Page 429, line 35, strike "\$2,853,230" and insert "\$2,425,245".

Explanation:

(This amendment modifies the funding in the introduced budget for additional mental health staff to reflect the current vacancy rate. This appropriation, as amended, provides for at least 20 to 28 mental health clinicians, depending on the certification level and associated salary of the new psychology associates.)

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Item 402 #4s

Public Safety and Homeland Security

FY22-23

FY23-24

Department of Corrections

\$8,820,000

\$0 GF

Language:

Page 427, line 41, strike "\$881,880,159" and insert "\$890,700,159".

Explanation:

(This amendment provides \$8.8 million GF the first year for air conditioning installation at several adult correctional facilities.)

Item 403 #1s

Public Safety and Homeland Security

Department of Corrections

Language

Language:

Page 430, after 38, insert:

"E. No later than November 1, 2022, the Department shall submit a report reviewing the transition of the management of comprehensive healthcare services for adult correctional facilities from management by a third-party vendor to management directly by the Department. For the facilities that have transitioned management in fiscal year 2022 and fiscal year 2023, the Department shall provide the actual costs of healthcare provision for the last four years and the projected costs of healthcare provision for a period of four years after the report is issued. For each year, the report shall include the number of positions providing healthcare services, both filled and vacant. It shall also include detailed information on the historical and projected cost drivers for the provision of inmate healthcare, including factors such as inflation, utilization, compensation, and the costs of goods and services, with associated estimates and calculation methodologies."

Explanation:

(This amendment directs the Department to report on its planned transition of healthcare management to a fully in-house model. The Department currently uses a third-party vendor to manage healthcare services at a portion of its secure facilities, but plans to directly manage healthcare services at all facilities by the end of calendar year 2023.)

Item 404 #1s

Public Safety and Homeland Security

FY22-23

FY23-24

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Department of Corrections	(\$74,692)	(\$89,195)	GF
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Language:

Page 430, line 39, strike "\$193,106,836" and insert "\$193,032,144".
Page 430, line 39, strike "\$193,591,612" and insert "\$193,502,417".

Explanation:

(This amendment makes an adjustment to the introduced budget to provide for three new positions at the Department of Corrections to help facilitate Medicaid enrollment for individuals being released from prisons and jails, as well as individuals under community supervision.)

Item 404 #2s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	\$0	(\$532,086)	GF

Language:

Page 430, line 39, strike "\$193,591,612" and insert "\$193,059,526".

Explanation:

(This amendment removes \$532,086 the second year from the general fund for COVID-19 project management positions at the Department of Corrections. A companion amendment in Central Appropriations increases the American Rescue Plan Act appropriation for these positions by a corresponding amount.)

Item 404 #3s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	(\$243,061)	(\$243,061)	GF

Language:

Page 430, line 39, strike "\$193,106,836" and insert "\$192,863,775".
Page 430, line 39, strike "\$193,591,612" and insert "\$193,348,551".

Explanation:

(This amendment makes an adjustment to the introduced budget to provide for nine new information technology positions at the Department of Corrections.)

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Item 404 #4s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	\$400,000	\$50,000	GF

Language:

Page 430, line 39, strike "\$193,106,836" and insert "\$193,506,836".

Page 430, line 39, strike "\$193,591,612" and insert "\$193,641,612".

Page 433, line 22, strike "\$100,000 the first year" and insert "\$500,000 the first year and \$50,000 the second year".

Page 433, line 28, after "industrial hemp" insert "(Senate Bill 591)"

Page 433, line 30, after "criminal penalties" insert "(Senate Bill 391)"

Page 433, after line 30, insert:

"3. Senate Bill 227 -- \$50,000

4. Senate Bill 249 -- \$50,000

5. Senate Bill 310 -- \$50,000

6. Senate Bill 403 -- \$50,000

7. Senate Bill 524 -- \$50,000

8. Senate Bill 604 -- \$50,000

9. Senate Bill 643 -- \$50,000

10. Senate Bill 687 -- \$50,000

11. Senate Bill 700 -- \$50,000"

Explanation:

(This amendment provides \$450,000 over the biennium from the general fund for the required deposit to the Corrections Special Reserve Fund, pursuant to § 30-19.1:4, *Code of Virginia*, for 11 sentencing bills which have been adopted by the Senate, and which increase the number of state-responsible prison beds that will be required over the next six years. This amendment is contingent upon final passage of Senate Bills 591, 391, 227, 249, 310, 403, 524, 604, 643, 687, and 700.)

Item 408 #1s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	\$500,000	\$500,000	GF

Language:

Page 435, line 31, strike "\$167,416,051" and insert "\$167,916,051".

Page 435, line 31, strike "\$163,416,051" and insert "\$163,916,051".

Page 436, line 48, after "4." insert "a."

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Page 436, line 49, after "special revenue", add "and \$500,000 the first year and \$500,000 the second year from the general fund".

Page 436, after line 50, insert":

"b. Included in this appropriation is \$500,000 the first year and \$500,000 the second year from the general fund for grants to sexual assault service providers and hospitals to provide salaries and equipment for sexual assault forensic examiners, sexual assault nurse examiners, and pediatric forensic nurses, with priority given to rural and underserved communities, notwithstanding the provisions of subsection B of § 9.1-116.1, Code of Virginia."

Explanation:

(This amendment provides \$500,000 each year from the general fund to the Department of Criminal Justice Services to provide grants to sexual assault service providers and hospitals for salaries and equipment for sexual assault forensic examiners, sexual assault nurse examiners, and pediatric forensic nurses, with priority given to rural and underserved communities. The grants will be provided from the Domestic Violence Fund.)

Item 408 #2s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	\$446,547	\$446,547	GF

Language:

Page 435, line 31, strike "\$167,416,051" and insert "\$167,862,598".

Page 435, line 31, strike "\$163,416,051" and insert "\$163,862,598".

Page 438, line 36, after "Item," insert "\$544,000 the first year and \$544,000 the second year from the general fund and".

Page 438, line 38, strike "\$1,450,000" and insert "\$1,896,547".

Page 438, line 39, strike "\$1,450,000" and insert "\$1,896,547".

Explanation:

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

Item 408 #3s

Public Safety and Homeland Security	FY22-23	FY23-24	
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Department of Criminal Justice Services	\$500,000	\$500,000	GF
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Language:

Page 435, line 32, strike "\$167,416,051" and insert "\$167,916,051".
Page 435, line 32, strike "\$163,416,051" and insert "\$163,916,051".
Page 437, line 20, after "appropriation," strike "\$27,690,378" and insert "\$28,190,378".
Page 437, line 20, after "first year and," strike "\$27,690,378" and insert "\$28,190,378".

Explanation:

(This amendment provides an additional \$500,000 each year from the general fund for local pretrial services and community corrections.)

		Item 408 #4s	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	(\$193,658)	(\$193,658)	GF

Language:

Page 435, line 32, strike "\$167,416,051" and insert "\$167,222,393".
Page 435, line 32, strike "\$163,416,051" and insert "\$163,222,393".
Page 439, strike lines 37-39.

Explanation:

(This appropriation for administrative activities is incorporated into the new Virginia Center for Firearm Violence Intervention and Prevention and is no longer needed.)

		Item 408 #5s	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	(\$500,000)	(\$500,000)	GF

Language:

Page 435, line 32, strike "\$167,416,051" and insert "\$166,916,051".
Page 435, line 32, strike "\$163,416,051" and insert "\$162,916,051".
Page 436, line 51, after "(PAPIS)", strike "\$4,286,144" and insert "\$4,786,144".
Page 436, line 51, after "first year and", strike "\$4,286,144" and insert "\$4,786,144".

Explanation:

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(This amendment reduces the increase proposed in the introduced budget for pre-release and post-incarceration services (PAPIS) by \$500,000 GF each year, maintaining an increase of \$500,000 GF each year for the program.)

Item 408 #6s

Public Safety and Homeland Security

Department of Criminal Justice Services

Language

Language:

Page 439, line 40, after "N." insert "1."

Page 439, after line 42, insert:

"The Center shall serve as a resource for research, data, strategies, and best practices for firearm violence intervention and prevention programs in the Commonwealth.

The Center shall: (i) operate a research center and clearinghouse for data regarding firearm violence intervention and prevention; (ii) share such data among agencies and organizations involved in firearm violence and suicide intervention and prevention; (iii) develop and publish best practices for establishing firearm violence and suicide intervention and prevention programs; (iv) facilitate coordination between and provide technical assistance to organizations involved in firearm intervention and prevention; (v) establish training standards and publish model policies for law enforcement personnel; (vi) apply for and accept grants from the federal government and other sources; and, (vii) administer the grant funds included in this appropriation.

2.a. Of this amount, \$2,500,000 the first year and \$2,500,000 the second year shall be deposited into the Operation Ceasefire Grant Fund, administered by the Department. Moneys in the Fund shall be used solely for the purposes of implementing violent crime reduction strategies, providing training for law-enforcement officers and prosecutors, providing equipment for law-enforcement agencies, and awarding grants to organizations such as state and local law-enforcement agencies, local attorneys for the Commonwealth, localities, social services providers, and nonprofit organizations that are engaged in group violence intervention efforts.

b. Of this amount, \$7,500,000 the first year and \$7,500,000 the second year shall be deposited into the Firearm Violence Intervention and Prevention Fund, administered by the Department. Moneys in the Fund shall be used to provide grants to local government agencies, community-based organizations, and hospitals for the purpose of supporting implementation of evidence-informed gun violence intervention and prevention efforts, including street outreach, hospital-

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based violence intervention, and group violence intervention programs. Grant funds shall also support firearm suicide prevention and safe firearm removal practices from persons prohibited from possessing a firearm, including subjects of domestic violence protective orders, persons convicted of prohibitory crimes, and persons subject to Substantial Risk Orders.

c. The Department shall coordinate with the Department of Veterans Services, Department of Health, Department of Behavioral Health and Developmental Services, Department of Education, and Department of Social Services to identify and serve target populations, including, but not limited to, veterans and survivors of domestic violence.

3. The Center shall report annually on or before October 1 to the Governor and the General Assembly on its activities for the year and any recommendations to address firearm violence within the Commonwealth."

Explanation:

(This amendment maintains the \$24.7 million included in the introduced budget for a new Virginia Center for Firearm Violence Intervention and Prevention. Of \$10.0 million GF each year in grant funding administered by the Department of Criminal Justice Services, the amendment directs \$2.5 million each year to the Operation Ceasefire Grant Fund and \$7.5 million each year to the Firearm Violence Intervention and Prevention Grant Fund. The amendment establishes that the Center shall serve as a resource for research, data, and best practices on firearm prevention and intervention. The Department is directed to coordinate with other relevant agencies to identify and serve target populations, including, but not limited to, veterans and survivors of domestic violence. The Center shall report annually on recommendations to address firearm violence in the Commonwealth.)

		Item 410 #1s	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	\$19,051,000	\$27,904,000	GF

Language:

Page 440, line 17, strike "\$191,746,081" and insert "\$210,797,081".
Page 440, line 17, strike "\$191,746,081" and insert "\$219,650,081".
Page 440, line 29, strike "\$191,746,081 the first year and \$191,746,081 the second year" and insert "\$210,797,081 the first year and \$219,650,081 the second year".

Explanation:

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(This amendment provides \$19.1 million the first year and \$27.9 million the second year from the general fund for the State Aid to Localities with Police Departments ("599") Program. The purpose is to reflect the projected general fund revenue growth rate, not accounting for tax proposals, of 4.9 percent in FY 2022, 4.8 percent in FY 2023, and 4.2 percent in FY 2024. Section 9.1-165, et seq., *Code of Virginia*, provides that the percentage change in the total amount of "599" funds to be distributed shall be equal to the anticipated percentage change in total general fund revenue collections for the same time period.)

Item 413 #1s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Emergency Management	\$0	(\$418,121)	GF

Language:

Page 442, line 32, strike "\$46,814,394" and insert "\$46,396,273".
Page 443, strike lines 48 through 51.

Explanation:

(This amendment removes \$418,121 the second year from the general fund for COVID-19 related positions in the Virginia Emergency Support Team. A companion amendment in Central Appropriations increases the American Rescue Plan Act appropriation for these positions by a corresponding amount.)

Item 415 #1s

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Emergency Management	(\$175,000)	(\$175,000)	GF

Language:

Page 444, line 11, strike "\$11,869,423" and insert "\$11,694,423".
Page 444, line 11, strike "\$11,900,089" and insert "\$11,725,089".

Explanation:

(This amendment removes additional funding for a Coronavirus Response Management Platform Module. The software tool has been used for directing services related to COVID-19 testing, vaccination clinics, and barriers to social isolation.)

Item 425 #1s

Floor Approved Amendment to SB 30, As Introduced

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Juvenile Justice	\$1,549,062	\$1,626,515	GF

Language:

Page 449, line 42, strike "\$69,178,106" and insert "\$70,727,168".

Page 449, line 42, strike "\$69,178,106" and insert "\$70,804,621".

Page 450, after line 18, insert:

"D. Included in the appropriation for this Item is \$1,549,062 the first year and \$1,626,515 the second year from the general fund to increase minimum salaries for probation officers and supervisors."

Explanation:

(This amendment provides \$3.2 million over the biennium from the general fund to increase salaries for court service unit employees at the Department of Juvenile Justice. This would increase the starting salary for probation officers by 13.5 percent and adjust supervisory staff accordingly, in alignment with the compensation proposal for probation and parole officers at the Department of Corrections recommended during the 2021 Public Safety Compensation Work Group.)

		Item 427 #1s	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Juvenile Justice	\$0	\$3,300,000	GF
	0.00	28.00	FTE

Language:

Page 451, line 48, strike "\$76,028,354" and insert "\$79,328,354".

Explanation:

(This amendment provides \$3.3 million the second year from the general fund for the fiscal impact of Senate Bill 108, which prohibits the use of isolated confinement in state correctional facilities and juvenile correctional centers, subject to certain exceptions. Under the provisions of the bill, if juveniles pose an imminent threat to themselves or others, they may be placed in isolated confinement for no more than 24 hours in a 60-day period and must receive medical and mental health evaluations every hour. This amendment would provide for 13 additional mental health staff to perform the required evaluations. The amendment would also provide for 15 additional residential specialists to comply with increased requirements for time spent in programmatic interventions and congregate activities. The bill has a delayed effective date of July 1, 2024.)

Floor Approved Amendment to SB 30, As Introduced

Item 427 #2s

Public Safety and Homeland Security

FY22-23

FY23-24

Department of Juvenile Justice

\$1,504,846

\$1,580,088 GF

Language:

Page 451, line 47, strike "\$77,528,354" and insert "\$79,033,200".

Page 451, line 47, strike "\$76,028,354" and insert "\$77,608,442".

Page 453, after line 7, insert:

"D. Included in the appropriation for this Item is \$1,504,846 the first year and \$1,580,088 the second year from the general fund to increase minimum salaries for residential specialists and supervisors."

Explanation:

(This amendment provides \$3.1 million over the biennium from the general fund to increase salaries for residential specialists at the Department of Juvenile Justice. This amendment would increase the starting salary by 25 percent, adjust the minimum salary for supervisory staff accordingly, and provide "longevity" increases based on years of service. This amendment aligns with the compensation actions for Department of Corrections security staff included in the introduced budget.)

Item 428 #1s

Public Safety and Homeland Security

Department of Juvenile Justice

Language

Language:

Page 453, after line 27, insert:

"B. The Department of Juvenile Justice, in coordination with the Office of the Executive Secretary, shall convene a work group to examine the costs and feasibility of the implementation of Senate Bill 134 of the 2022 Session of the General Assembly. The work group shall also include representatives of the Courts Services Units, Juvenile Detention Centers, Juvenile and Domestic Relations Courts, Department of Corrections, Department of Behavioral Health and Developmental Services, Department of Planning and Budget, Senate Finance and Appropriations Committee, and the House Appropriations Committee. The work group shall develop cost estimates and the associated efforts necessary to implement the provisions of Senate Bill 134, to include the state and local fiscal impact and any cost savings realized by reducing the number of individuals in the adult criminal justice system. The Department shall submit a report of the work group's findings to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by September 1, 2022."

Floor Approved Amendment to SB 30, As Introduced

Explanation:

(This amendment establishes a work group to examine the costs related to the implementation of Senate Bill 134, which would raise the maximum age for delinquency matters in juvenile and domestic relations courts and juvenile criminal procedure from less than 18 to less than 21 years of age.)

		Item 430 #1s	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of State Police	\$2,170,965	\$1,573,157	GF

Language:

Page 455, line 47, strike "\$345,501,578" and insert "\$347,672,543".
Page 455, line 47, strike "\$346,610,621" and insert "\$348,183,778".

Explanation:

(This amendment provides \$2.2 million the first year and \$1.6 million the second year from the general fund for the fiscal impact of Senate Bill 530, which requires the Virginia State Police to assist the Virginia Department of Agriculture and Consumer Services (VDACS) in investigations related to illegal gaming devices.)

		Item 433 #1s	
Public Safety and Homeland Security	FY22-23	FY23-24	
Virginia Parole Board	\$122,017 2.00	\$133,110 2.00	GF FTE

Language:

Page 459, line 17, strike "\$2,667,280" and insert "\$2,789,297".
Page 459, line 17, strike "\$2,667,280" and insert "\$2,800,390".

Explanation:

(This amendment provides \$122,017 the first year and \$133,110 the second year from the general fund for the fiscal impact of Senate Bill 5, which provides that individual votes of Virginia Parole Board members are public records, subject to the Freedom of Information Act. One position is prorated for a September start date.)

Item 440 #1s

Floor Approved Amendment to SB 30, As Introduced

Transportation

Department of Motor Vehicles

Language

Language:

Page 467, line 2, after "manufacturers" insert "license from the Virginia Department of Motor Vehicles".

Page 467, line 3, strike "Department of Motor Vehicles" and insert "Motor Vehicle Dealer Board".

Explanation:

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

Item 451 #1s

Transportation

Department of Transportation

Language

Language:

Page 471, line 31, after "needs." insert:

"Included in the amounts in this Item, \$50,000 the first year from the allocations to the Office of Intermodal Planning and Investment is provided for sponsorship support of the annual Mobility Talks International (MTI) Conference in January, 2023. The Director of the Office of Innovation shall actively identify and engage connected and autonomous vehicle stakeholders in the Commonwealth in order to most effectively maximize the return on investment from participation in the MTI Conference for the operation of unmanned systems throughout Virginia."

Explanation:

(This amendment continues support for Virginia's participation in the annual Mobility Talks International Conference.)

Item 452 #1s

Transportation

Department of Transportation

FY22-23

FY23-24

(\$182,204,000)

\$0 GF

3.00

3.00 FTE

Language:

Floor Approved Amendment to SB 30, As Introduced

Page 472, line 2, strike "\$4,575,045,286" and insert "\$4,392,841,286".

Page 473, strike line 39 to 43 and insert:

"I.1 Included in these amounts, \$20,000,000 the first year from the general fund is provided for the establishment of the State Trails Office within the Department of Transportation, consistent with the recommendations of the January 2022 report on the "Virginia Multi-Use Trails Initiative." In addition, the Board shall set-aside \$20,000,000 in the first year and \$20,000,000 in the second year from funds received for the Transportation Alternatives Program pursuant to 23 USC 133(h) for regional multi-use trails. Priority shall be given by the Board to new regional trails, projects to improve connectivity of existing trail networks, and geographic diversity in the use of such funds. All funds shall be awarded through a competitive solicitation conducted by the Board no later than September 20, 2022.

2. Prior to July 15, 2022, up to \$1,500,000 of these amounts shall be transferred to the planning division to support the initial operational overhead costs of establishing the State Trails Office and for the development of a State Trails Plan and State Trails Information Clearinghouse. In developing the initial State Trails Plan, the State Trails Office shall coordinate with the State Trails Advisory Committee and the Department of Conservation and Recreation to ensure consistency with the Virginia Outdoors Plan.

J. Included in these amounts, \$5,000,000 the first year from the general fund shall be transferred to Item 447 for deposit to the Transit Ridership Incentive Fund, established pursuant to § 33.2-1526.3, *Code of Virginia*, and consistent with the provisions of § 4-13.00 of this Act, for regional connectivity programs focused on congestion reduction and mitigation through the provision of long-distance commuter routes."

Explanation:

(This amendment provides a total of \$25.0 million GF in FY 2023 to establish a Statewide Trails Office, including the development of a State Trails Plan, and to address enhanced commuter bus connectivity programs to reduce congestion thorough the provision of long-distance commuter routes. In addition, the amendment provides dedicated, ongoing, funding for the State Trail Office from federal Transportation Alternatives funding that is currently designated for regional multi-use trails.)

	Item 452 #2s	
Transportation	FY22-23	FY23-24
Department of Transportation	(\$54,800,000)	(\$135,300,000) NGF

Language:

Page 472, line 2, strike "\$4,575,045,286" and insert "\$4,520,245,286".

Page 472, line 2, strike "\$4,595,073,941" and insert "\$4,459,773,941".

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment reduces Commonwealth Transportation Fund revenues by \$190.1 million NGF over the biennium to reflect the elimination of the state portion of sales tax levied on food for human consumption and personal hygiene products. While the general fund forecast was adjusted for this proposed policy change, the introduced budget did not make an explicit downward adjustment to Commonwealth Transportation Fund revenues. Agency and modal allocations for the foregone revenue will be reflected in enrolling.)

Item 456 #1s

Transportation

Department of Transportation

Language

Language:

Page 475, line 33, after "December 1, 2023." insert "All costs for conducting the evaluation shall be borne by the Department and under no circumstance shall funds appropriated for Financial Assistance for City Road Maintenance (60701) be reduced related to the costs of conducting the evaluation."

Explanation:

(This amendment requires the Department of Transportation to absorb the cost of conducting the proposed evaluation of the conditions of city streets and prohibits the payments made to cities from being reduced to cover the costs of conducting the evaluation.)

Item 465 #1s

Transportation

FY22-23

FY23-24

Virginia Port Authority

\$2,500,000

\$2,500,000

NGF

Language:

Page 483, line 38, strike "\$11,112,325" and insert "\$13,612,325".

Page 483, line 38, strike "\$11,112,325" and insert "\$13,612,325".

Page 484, line 1, strike "\$1,500,000 the first year and \$1,500,000 the second year" and insert "\$4,000,000 the first year and \$4,000,000 the second year".

Explanation:

(This amendment increases the transfer of general fund revenues to the Waterway Maintenance Fund by \$2.5 million in each year to increase the availability of funds to support shallow-draft dredging projects and to support local municipal dredging to ensure Virginia's waterways remain safe and navigable to support the continued sustainability and growth of Virginia's seafood and the commercial waterman who contribute to the economies of coastal Virginia. In

Floor Approved Amendment to SB 30, As Introduced

the first two years of the grant program, more than \$50 million for dredging design, implementation and funding have been identified compared to the existing programmatic funding level of \$1.5 million annually. A companion amendment to Part 3 increases the authorized transfer.)

Item 468 #1s

Veterans and Defense Affairs	FY22-23	FY23-24
Secretary of Veterans and Defense Affairs	(\$5,000,000)	\$0 GF

Language:

Page 486, line 10, strike "\$13,075,543" and insert "\$8,075,543".

Page 487, line 33, strike "\$10,000,000" and insert "\$5,000,000".

Explanation:

(This amendment reduces the amount proposed in the introduced budget by \$5.0 million GF in order to provide \$5.0 million GF from the general fund the first year for a new State Military Community Infrastructure Program. These grant funds would serve as a local match for military communities to pursue Department of Defense grants to support infrastructure resilience projects near military installations.)

Item 470 #1s

Veterans and Defense Affairs	FY22-23	FY23-24
Department of Veterans Services	\$250,000	\$0 GF

Language:

Page 488, line 4, strike "\$33,602,661" and insert "\$33,852,661".

Page 489, after line 13, insert:

"G. Out of this appropriation, \$250,000 the first year from the general fund is provided to Hero's Bridge Village to support affordable housing and supportive services for veterans."

Explanation:

(This amendment provides \$250,000 the first year from the general fund for Hero's Bridge Village in Fauquier County to support affordable housing and supportive services for veterans.)

Item 470 #2s

Floor Approved Amendment to SB 30, As Introduced

Veterans and Defense Affairs	FY22-23	FY23-24
Department of Veterans Services	\$150,000	\$0 GF

Language:

Page 488, line 4, strike "\$33,602,661" and insert "\$33,752,661".

Page 489, after line 13, insert:

"G. Out of this appropriation, \$150,000 the first year from the general fund is provided to the Arcadia Center for Sustainable Food and Agriculture to support the veteran farmer training program."

Explanation:

(This amendment provides \$150,000 the first year from the general fund for the Department of Veterans Services to support a veteran farmer training program in partnership with the Arcadia Center for Sustainable Food & Agriculture.)

Item 470 #3s

Veterans and Defense Affairs

Department of Veterans Services

Language

Language:

Page 489, line 7, after "service members and veterans.", insert "The Department shall coordinate with the Department of Health and the Department of Criminal Justice Services, where applicable, to promote the use of evidence-based suicide and opiate use prevention practices and coordination with other suicide and opiate use prevention programs administered by the Commonwealth."

Explanation:

(This amendment directs the Department of Veterans Services to coordinate with the Department of Health and the Department of Criminal Justice Services as it establishes and implements the new suicide and opiate use prevention program.)

Item 470 #4s

Veterans and Defense Affairs	FY22-23	FY23-24
Department of Veterans Services	(\$1,075,000)	(\$200,000) GF

Language:

Page 488, line 4, strike "\$33,602,661" and insert "\$32,527,661".

Page 488, line 4, strike "\$32,560,462" and insert "\$32,360,462".

Floor Approved Amendment to SB 30, As Introduced

Explanation:

(This amendment removes funding for a customer relationship management system. The Commonwealth has an existing integrated e-referral system that manages client data across programs and is available to the Department of Veterans Services.)

		Item 475 #1s	
Veterans and Defense Affairs	FY22-23	FY23-24	
Department of Military Affairs	(\$500,000)	(\$500,000)	GF

Language:

Page 490, line 8, strike "\$4,048,382" and insert "\$3,548,382".

Page 490, line 8, strike "\$4,048,382" and insert "\$3,548,382".

Explanation:

(This amendment reduces by \$500,000 GF the increase proposed in the introduced budget for the National Guard State Assistance Tuition Program, maintaining an increase of \$500,000 GF for the program. The program has had unexpended year-end balances in recent years. Senate Bill 71 changes the program to a reimbursement payment model with the goal of improving program performance.)

		Item 483 #1s	
Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$1,210,350	\$1,210,350	GF

Language:

Page 495, line 12, strike "\$293,357,683" and insert "\$294,568,033".

Page 495, line 12, strike "\$591,271,634" and insert "\$592,481,984".

Page 501, line 12, strike "\$250" and insert "\$350".

Page 504, after line 4, insert:

"X. Notwithstanding § 16.1-69.44, *Code of Virginia*, each substitute judge of a district court shall receive for his services a per diem compensation of \$350 except when such judge sits pursuant to the provisions of Title 37.2, in which case compensation shall be limited to that provided in § 37.2-804. The judge replaced may certify that the substitute judge is entitled to \$100 if the substitute judge acted in his official capacity for less than a full court docket or served less than four hours."

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment includes \$1.2 million GF each year to raise the daily per diem compensation for retired judges temporarily recalled to service from \$250 to \$350, and to raise the per diem compensation for substitute judges of a district court from \$200 to \$350.)

Item 483 #2s		
Central Appropriations	FY22-23	FY23-24
Central Appropriations	(\$4,863,914)	\$0 GF

Language:

Page 495, line 12, strike "\$293,357,683" and insert "\$288,493,769".
Page 503, line 42, strike "\$59,376,607" and insert "\$54,512,693".

Explanation:

(This technical amendment removes \$4.9 million GF in FY 2023, which removes the equivalent of one month of funding for a 5.0 percent salary increase for state-supported local employees given that payments made in arrears to localities for state-supported local salary increases only requires eleven months of funding in the first year of implementation.)

Item 483 #3s		
Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$504,909	\$504,909 GF

Language:

Page 495, line 12, strike "\$293,357,683" and insert "\$293,862,592".
Page 495, line 12, strike "\$591,271,634" and insert "\$591,776,543".
Page 504, after line 4, insert:

"X. Included in the appropriation for this item is \$504,909 each year from the general fund for any increased costs to the line of duty act program and workers' compensation claims arising from the provisions of SB 289 of the 2022 General Assembly, which expanded the definition of post-traumatic stress disorder to include depressive and anxiety disorders when incurred by certain first responders."

Explanation:

(This amendment provides funding to implement the provisions of SB 289 of the 2022 General Assembly, contingent on its final passage.)

Item 483 #4s

Floor Approved Amendment to SB 30, As Introduced

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$2,243,926	\$4,487,852	GF

Language:

Page 495, line 12, strike "\$293,357,683" and insert "\$295,601,609".

Page 495, line 12, strike "\$591,271,634" and insert "\$595,759,486".

Page 503, line 42, strike "59,376,607" and insert "\$61,620,533" and strike "\$121,722,040" and insert "\$126,209,892".

Explanation:

(This amendment provides \$2.2 million GF in FY 2023 and \$4.5 million GF in FY 2024 to adjust for an error in the calculation of the five percent raise in each year of the budget, as introduced, for sheriff and regional jail officer positions.)

Item 484 #1s

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$10,000,000	\$0	GF

Language:

Page 504, line 6, strike "\$38,842,271" and insert "\$48,842,271".

Page 505, after line 4, insert:

"K. Included in the appropriation for this Item is \$10,000,000 the first year from the general fund to support cybersecurity initiatives identified by the Secretary of Administration. This amount shall remain unallotted until such time as a report detailing the planned use of funds is submitted by the Secretary of Administration to the Governor and the chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee by September 1, 2022. The Department of Planning and Budget is authorized to allot the funds 30 days following submission of the report."

Explanation:

(This amendment provides \$10.0 million GF in FY 2023 for cybersecurity initiatives, contingent upon the submission of a plan for use of the funds to the Governor and the chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee by September 1, 2022.)

Item 485 #1s

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$5,000,000	\$0	GF

Floor Approved Amendment to SB 30, As Introduced

Language:

Page 505, line 6, strike "\$9,203,000" and insert "\$14,203,000".

Page 507, after line 21 insert:

“L.1. Included in the appropriation for this Item is \$5,000,000 the first year from the general fund for the Office of the Chief Transformation Officer to implement a government transformation pilot program. Such funding is contingent upon the submission of a plan detailing the agency to be included in the pilot program by the Chief Transformation Officer to the Governor and the chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee by September 1, 2022. The funding shall be available to be transferred to select agencies to implement the government transformation initiatives identified by the Chief Transformation Officer and approved by the Governor, subsequent to submission of the plan.

2. The Chief Transformation Officer shall provide a report on the status of the pilot program to the Governor and the chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee by September 1, 2023.”

Explanation:

(This amendment provides \$5,000,000 GF in FY 2023 for the Chief Transformation Officer to implement a government transformation pilot program, contingent on a plan submitted by the Chief Transformation Officer identifying the agency to be included in the pilot program by September 1, 2022, and to provide a status update on the pilot program by September 1, 2023.)

Item 485 #2s

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$1,000,000	\$0 GF

Language:

Page 505, line 6, strike "\$9,203,000" and insert "\$10,203,000".

Page 507, after line 21 insert:

“L.1. Out of the appropriation in this item \$1,000,000 in the first year from the general fund shall be available to the Director of Diversity, Equity and Inclusion to develop a state and local collaborative plan for the development of the Slavery and Freedom Heritage Site in Richmond.”

Explanation:

(This amendment provides \$1.0 million GF in FY 2023 for a state and local collaborative plan for the development of the Slavery and Freedom Heritage Site in Richmond.)

Item 485 #3s

Floor Approved Amendment to SB 30, As Introduced

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$0	(\$5,898,901)	GF

Language:

Page 505, line 6, strike "\$110,101,901" and insert "\$104,203,000".
Page 507, strike lines 13 through 16.

Explanation:

(This amendment removes \$5.9 million GF in FY 2024 related to reimbursement to localities for 2024 presidential primary expenses.)

Item 485 #4s

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$0	(\$100,000,000)	GF

Language:

Page 505, line 6, strike "\$110,101,901" and insert "\$10,101,901".
Page 507, strike lines 17 through 21.

Explanation:

(This amendment removes and redirects \$100.0 million GF in FY 2024 to implement behavioral health system services recommendations arising from a study to be performed in FY 2023.)

Item 485 #5s

Central Appropriations		Language
Central Appropriations		

Language:

Page 507, line 12, after the period insert "These funds shall be used exclusively to implement the provisions of Senate Bill 270 of the 2022 General Assembly."

Explanation:

(This amendment adds language directing funding included in the introduced budget related to state agency facilitation and improvement of language access to implement the provisions of SB 270 of the 2022 General Assembly, which establishes the Interagency Language Access Working Group in the Office of the Director of Diversity, Equity, and Inclusion, contingent upon its final passage.)

Floor Approved Amendment to SB 30, As Introduced

Item 486 #1s

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$3,500,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$748,261,272".

Page 510, after line 29, insert:

"m. Education - Early Childhood

1) \$3,500,000 in the first year to Direct Aid to Public Education (197) to support a one-time grant to the United Way of Southwest of Virginia to increase childcare capacity in southwest Virginia."

Page 510, line 30, strike "m." and insert "n."

Explanation:

(This amendment provides \$3.5 million NGF in the first year from the federal State and Local Recovery Fund (SLRF) pursuant to the American Rescue Plan Act of 2021 to the United Way of Southwest Virginia to increase childcare capacity in southwest Virginia.)

Item 486 #2s

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$4,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$748,761,272".

Page 510, after line 29, insert:

"m. Education

1) \$4,000,000 in the first year to Direct Aid to Public Education (197) to supplement the 21st Century Community Learning Centers Program in Item 138. These funds shall be awarded to community-based organizations partnering with school divisions for after-school, before-school, and summer learning programs to provide additional instructional opportunities to combat learning loss for school-age children attending high-poverty, low-performing schools. The Department may contract with the Virginia Partnership for Out-of-School Time to assist applicants with obtaining the required licensure and to provide best practices and support to grantees."

Page 510, line 30, strike "m." and insert "n."

Explanation:

(This amendment provides \$4.0 million NGF in the first year from the federal State and Local Recovery Fund (SLRF) pursuant to the American Rescue Plan Act of 2021 to supplement the

Floor Approved Amendment to SB 30, As Introduced

21st Century Community Learning Centers Program in Item 138. This funding allows grants to be awarded to community-based organizations for additional after-school, before-school, and summer learning programs for school-age children attending high-poverty, low-performing schools.)

Item 486 #3s

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$15,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$759,761,272".

Page 510, after line 29, insert:

"m. Education

1) \$15,000,000 the first year shall be transferred to Direct Aid to Public Education (197) to support recruitment efforts through incentive payments to individuals hired to fill instructional positions between August 15, 2022, and November 30, 2022. Local school divisions wishing to participate in this program shall report to the Department of Education the number of instructional position vacancies on August 15, 2022, no later than August 31, 2022. Based on this information, the Department shall communicate to each school division its available allocation from these funds, and school divisions shall communicate the availability of these funds in their recruitment. Such payments shall be based on \$2,500 per individual; however, for individuals hired in hard-to-fill positions or hard-to-staff schools, as defined by the Department of Education, the incentive payment shall be based on \$5,000 per individual. The Department of Education and the school divisions are authorized to prorate these amounts if the demand exceeds the initial allocation. School divisions shall (i) provide half of the incentive payment to the individual no earlier than January 1, 2023, and (ii) provide the balance of the full amount of the incentive payment to the individual no earlier than May 1, 2023, provided that the individual receives a satisfactory performance evaluation and provides a written commitment to return to the same school in the 2023-2024 school year. Individuals who are employed by a local school division in Virginia as of July 1, 2022, who accept an otherwise qualifying position in another local school division are not eligible for this incentive. Individuals employed by a local school division as of July 1, 2022, who transfer from a non-hard-to-staff school to a hard-to-staff school, as defined by the Department of Education, within the same division are eligible for the \$5,000 incentive payment. School divisions shall report to the Department of Education, in a format specified by the Department, all instructional hires in the 2022-2023 school year who qualify for this incentive payment, no later than November 30, 2022. No later than the first day of the 2023 General Assembly Session, the Department of Education shall report on the number of hires reported by each school division participating in this program and the anticipated amount of funding to be provided to each school division for payment to those individuals."

Page 510, line 30, strike "m." and insert "n."

Floor Approved Amendment to SB 30, As Introduced

Explanation:

(This amendment provides \$15.0 million NGF the first year from the federal State and Local Recovery Fund (SLRF) pursuant to the American Rescue Plan Act of 2021 to support teacher recruitment incentive payments to fill unfilled instructional positions in the 2022-2023 school year. Incentives payments will be based on \$2,500 per position, or \$5,000 per position for hard-to-schools and hard-to-staff positions.)

Item 486 #4s

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$60,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$804,761,272".

Page 510, after line 11, insert:

"10) \$60,000,000 the first year to the Department of Medical Assistance Services to make payments to Virginia hospitals for COVID-19 related auditable costs including vaccine clinic and additional workforce expenses that have not been reimbursed through other federal relief programs available for this purpose."

Explanation:

(This amendment provides \$60.0 million the first year from the American Rescue Plan Act of 2021 to make payments to Virginia hospitals for COVID-19 related auditable costs including vaccine clinic and additional workforce expenses that have not been reimbursed through other federal relief programs available for this purpose.)

Item 486 #5s

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$9,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$753,761,272".

Page 510, after line 14, insert:

"2) \$9,000,000 the first year to the Department of Criminal Justice Services to support services to victims of crime including, but not limited to, services for victims of sexual assault and domestic violence. The department shall use these funds to support sexual assault and domestic violence applicants of the Victims Services Grant Program."

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment provides \$9.0 million the first year in American Rescue Plan Act (ARPA) funds over the biennium to go to sexual assault and domestic violence agencies for services for victims of sexual assault and domestic violence. These agencies received approximately \$7.0 million in ARPA funds during the 2021 Special Session II to provide stop-gap funding as a result of a significant reduction in federal funding. These newly requested ARPA funds will allow services to continue until the federal funding is expected to be restored.)

		Item 486 #6s	
Central Appropriations	FY22-23	FY23-24	
Central Appropriations	(\$1,925,000)	(\$3,075,000)	NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$742,836,272".
 Page 507, line 22, strike "\$129,019,679" and insert "\$125,944,679".
 Page 510, strike lines 2 through 5.
 Page 510, line 6, strike "8)" and insert "7)".
 Page 510, line 8, strike "9)" and insert "8)".

Explanation:

(This amendment removes the funding provided in the introduced budget for the Department of Medical Assistance Services for operational backlogs and adds \$5.0 million to Senate Bill 29 to increase the fiscal year 2022 allocation for the department from \$10 million to \$15.0 million in federal American Rescue Plan Act of 2021 funds.)

		Item 486 #7s	
Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$9,873,427	\$7,832,376	NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$754,634,699".
 Page 507, line 22, strike "\$129,019,679" and insert "\$136,852,055".
 Page 511, after line 26, insert:

(ELC) Homeless Service Sites & Congregate Settings	Department of Health (601)	\$575,688	\$575,688
(ELC) Strengthening HAI & AR Program Capacity (SHARP)	Department of Health (601)	\$3,270,588	\$3,270,588

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(ELC) Nursing Home & Long-term Care Facility Strike Teams - SNF	Department of Health (601)	\$2,003,832	\$2,003,832
(ELC) Nursing Home & Long-term Care Facility Strike Teams - NH & LTC	Department of Health (601)	\$1,982,268	\$1,982,268
(ELC) Travelers Health Year 2	Department of Health (601)	\$277,083	\$0
Maternal, Infant and Early Childhood Homevisiting Grant Program	Department of Health (601)	\$1,763,968	\$0

Explanation:

(This amendment adds additional grant awards under the American Rescue Plan Act of 2021 for the Department of Health.)

		Item 486 #8s	
Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$0	\$4,000,000	NGF

Language:

Page 507, line 22, strike "\$129,019,679" and insert "\$133,019,679".
 Page 508, line 37, strike "\$68,600,000" and insert "\$72,600,000".
 Page 508, line 39, strike "and".
 Page 508, line 40, after "improvements" insert "; and to the City of Falls Church for stormwater improvements".
 Page 508, line 42, strike "and".
 Page 508, line 43, strike "." and insert "; and the City of Falls Church is to receive \$4,000,000."

Explanation:

(This amendment provides \$4.0 million NGF in federal American Rescue Plan Act funds to the City of Falls Church for stormwater improvements.)

		Item 486 #9s	
Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$200,000	\$0	NGF

Floor Approved Amendment to SB 30, As Introduced

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$744,961,272".

Page 510, after line 14, insert:

"2) \$200,000 the first year to the Department of Criminal Justice Services as a one-time appropriation to the City of Chesapeake for the purchase of equipment used to analyze firearms evidence."

Explanation:

(This amendment provides \$200,000 the first year to the City of Chesapeake for a machine to help process ballistic evidence more effectively and efficiently, by enabling the entry of cartridge case information into an Integrated Ballistic Identification System network.)

Item 486 #10s

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$0	\$532,086	NGF

Language:

Page 507, line 22, strike "\$129,019,679" and insert "\$129,551,765".

Page 510, line 16, after "the first year" insert "and \$532,086 in the second year".

Explanation:

(This amendment provides \$532,086 from the American Rescue Plan Act State and Local Recovery Fund in FY 2024 to continue funding for COVID-19 project management positions at the Department of Corrections. A companion amendment removes the general fund appropriation included in the introduced budget for these positions.)

Item 486 #11s

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$0	\$418,121	NGF

Language:

Page 507, line 22, strike "\$129,019,679" and insert "\$129,437,800".

Page 510, line 23, after "the first year" insert "and \$418,121 in the second year".

Explanation:

(This amendment provides \$418,121 from the American Rescue Plan Act State and Local Recovery Fund in FY 2024 to continue funding for COVID-19 recovery positions at the Department of Emergency Management. A companion amendment removes the general fund

Floor Approved Amendment to SB 30, As Introduced

appropriation included in the introduced budget for these positions.)

Item 486 #12s

Central Appropriations

Central Appropriations

Language

Language:

Page 510, line 13, strike "Department of Forensic Science (778)" and insert "Department of State Police (156)".

Page 510, lines 13-14, strike "for the continuation of funding".

Explanation:

(This amendment transfers \$75,000 NGF in American Rescue Plan Act funding that was previously allocated to the Department of Forensic Services to the Virginia State Police for the same purpose. A companion amendment to Senate Bill 29 transfers the corresponding FY 2022 appropriation.)

Item 487.5 #1s

Central Appropriations

FY22-23

FY23-24

Central Appropriations

\$2,000,000

\$0 GF

Language:

Page 512, after line 53, insert:

"CENTRAL APPROPRIATIONS

Central Appropriations (995)

487.5 Educational and General Programs

\$2,000,000

\$0

Fund Sources:

General

\$2,000,000

\$0 "

"A. Out of this appropriation, \$2,000,000 the first year from the general fund is designated for the Advanced Manufacturing Talent Investment Program and Fund."

Explanation:

(This amendment provides \$2.0 million GF the first year to fund the Advanced Manufacturing Talent Investment Fund.)

Item 493 #1s

Floor Approved Amendment to SB 30, As Introduced

Independent Agencies	FY22-23	FY23-24	
State Corporation Commission	\$0	\$68,600,000	GF

Language:

Page 516, line 1, strike "\$29,010,485" and insert "\$97,610,485".

Page 516, after line 20, insert:

"C. Out of this appropriation, \$68,600,000 the second year from the general fund shall be transferred to the Commonwealth Health Reinsurance Program Special Fund State Corporation Commission, established pursuant to § 38.2-6604, Code of Virginia."

Explanation:

(This amendment provides \$68.6 million to fund the state share of the Commonwealth Health Reinsurance Program, created in the 2021 Special Session I, for the purpose of increasing affordability in the individual market with a goal of decreasing premiums by up to 20 percent, depending on available revenue. The federal government is expected to contribute over \$200 million to the program. Federal approval of the program is expected by the summer of 2022. The funding must be appropriated in fiscal year 2024 since the reinsurance program will begin in plan (calendar) year 2024 and the federal government requires the state funds to be appropriated prior to allowing the funds to be used for any state administrative costs. In addition, the insurance premium rate setting process occurs during calendar year 2023 and the funding provides assurance the reinsurance program will be fully funded.)

Item 493 #2s

Independent Agencies	FY22-23	FY23-24	
State Corporation Commission	\$1,300,000	\$1,300,000	GF

Language:

Page 516, line 1, strike "\$29,141,339" and insert "\$30,441,339".

Page 516, line 1, strike "\$29,010,485" and insert "\$30,310,485".

Page 516, after line 20, insert:

"C. Out of this appropriation, \$1,300,000 the first year and \$1,300,000 the second year from the general fund shall be provided for the defrayal of health insurance carrier costs that results from legislation that imposes state-mandated benefits in excess of the essential health benefits, pursuant to 45 CFR § 155.170. Any remaining appropriation at year end for this purpose shall be carried forward to the next fiscal year."

Explanation:

(This amendment provides \$1.3 million each year from the general fund to fund the defrayal of health insurance carrier costs that results from legislation that imposes state-mandated benefits in excess of the essential health benefits, pursuant to 45 CFR § 155.170.)

Independent Agencies

State Corporation Commission

Language

Language:

Page 516, after line 20, insert:

"C. The State Corporation Commission (Bureau of Insurance) shall study and analyze Essential Health Benefits (EHB) benchmark plan models for qualified health plans in the Commonwealth for potential implementation in 2025 that comply with federal regulations 45 CFR 156.111 (State selection of EHB-benchmark plan for plan years beginning on or after January 1, 2020, and annual reporting of state-required benefits). The Bureau of Insurance shall report its findings and recommendations to the Health Insurance Reform Commission, and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by November 1, 2022."

Explanation:

(This amendment directs the Bureau of Insurance at the State Corporation Commission to study and analyze the Essential Health Benefits (EHB) benchmark plan, that complies with federal regulations, models for qualified health plans in the Commonwealth for potential implementation in 2025 . The Bureau of Insurance shall report its findings and recommendations to the Health Insurance Reform Commission, and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by November 1, 2022.)

Independent Agencies

FY22-23

FY23-24

Virginia College Savings Plan

(\$8,000,000)

(\$8,000,000) NGF

Language:

Page 517, line 42, strike "\$50,585,338" and insert "\$42,585,338".

Page 517, line 42, strike "\$52,270,249" and insert "\$44,270,249".

Page 518, strike lines 22 through 32 and insert:

"F. That in accordance with the provisions of Item 4-3.02 of this act and pursuant to the passage of House Bill 2174, 2021 General Assembly, the Virginia College Savings Plan shall receive a non-interest-bearing treasury loan in an amount not to exceed \$2 million each year of the biennium to cover the costs of designing and implementing a state-facilitated IRA savings program, until such time as the Program is self-sustaining. Such loan may be renegotiated, as appropriate, and the Plan shall commence repayment with the Program fees and revenues once the Program has achieved at least one year of Program cash flow positivity.

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G. Of this appropriation, \$1,525,044 the first year and \$3,139,482 the second year from nongeneral funds is directed to fund enhanced operations within the Virginia College Savings Plan, including cyber security enhancements, information technology upgrades, and the agency comprehensive compensation plan. Further, \$1,342,201 the first year and \$1,412,674 from nongeneral funds provides for the addition of 22.0 positions in customer service and cyber security."

Explanation:

(This amendment removes the newly established Higher Education Access and Affordability Programs service area and restores funding for the SOAR program to the Investment, Trust and Related Services for Prepaid529 Program. This amendment also removes \$8.0 million NGF each year of the biennium from Higher Education Access and Affordability Programs. Further, this amendment clarifies the inclusion of \$1.5 million NGF the first year and \$3.1 million NGF the second year to address ongoing operating expenses, as well as \$1.3 million NGF the first year and \$1.4 million NGF the second year to hire 22.0 FTEs supporting customer service and cyber security. These changes shall be reflected upon enrolling.)

	Item 500 #1s	
Independent Agencies	FY22-23	FY23-24
Virginia Retirement System	\$510,000	\$514,000 NGF

Language:

Page 520, line 13, strike "\$53,480,079" and insert "\$53,990,079".
 Page 520, line 13, strike "\$56,098,179" and insert "\$56,612,179".

Explanation:

(This amendment provides funding for the Virginia Retirement System to implement the provisions of SB 70, contingent upon its final passage.)

	Item C-3.10 #1s	
Agriculture and Forestry	FY22-23	FY23-24
Department of Forestry	\$2,500,000	\$0 GF

Language:

Page 530, after line 5, insert:

"C-3.10 Acquisition: Acquire Conway Robinson State Forest Border Tract	\$2,500,000	\$0
Fund Sources: General	\$2,500,000	\$0 "

Floor Approved Amendment to SB 30, As Introduced

It is the intent of the General Assembly that the acquisition authorized in this Item shall be contingent upon a matching land transfer from Prince William County or from private land donations."

Explanation:

(This amendment provides funds for the acquisition of a border tract for Conway State Forest that is east of Pageland Lane and Manassas Battlefield National Park. These funds are contingent upon a matching land transfer from Prince William County or private land donations.)

Item C-13 #1s

Education	FY22-23	FY23-24
Norfolk State University	(\$58,331,500)	\$0 GF

Language:

Page 531, line 22, strike "\$58,331,500" and insert "\$0".

Page 531, strike lines 24 - 25 and insert:

"Norfolk State University shall conduct a Financial Feasibility Study as outlined in § 4-4.01 Capital Projects - General to proceed with this project."

Explanation:

(This amendment redirects \$58.3 million GF the first year for the construction of residential housing facility to the renovation and replacement of the fine arts building at Norfolk State University, included in an amendment to the 2022 Public Educational Institution Construction Pool.)

Item C-14 #1s

Education	FY22-23	FY23-24
Norfolk State University	(\$52,210,750)	\$0 GF

Language:

Page 531, line 26, strike "\$52,210,750" and insert "\$0".

Page 531, strike lines 29 - 30 and insert:

"Norfolk State University shall conduct a Financial Feasibility Study as outlined in § 4-4.01 Capital Projects - General to proceed with this project."

Explanation:

(This amendment redirects \$52.2 million GF the first year for the construction of a new dining

Floor Approved Amendment to SB 30, As Introduced

facility to the renovation and replacement of the Fine Arts Building at Norfolk State University, included in an amendment to the 2022 Public Educational Institution Construction Pool.)

Item C-42.10 #1s

Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$85,000,000	\$0 GF

Language:

Page 535, after line 24, insert:

"C-42.10 Maintenance Reserve: State Park Deferred Maintenance	\$85,000,000	\$0
Fund Sources: General	\$85,000,000	\$0 "

"Funding included in this Item, up to \$5,800,000, is authorized for the fee simple acquisition of land established as Natural Bridge State Park and retires the outstanding loan balance on the Virginia Clean Water Revolving Loan Fund for the land in order to better assist with managing and maintaining the park area."

Explanation:

(This amendment provides \$85.0 million GF the first year to the Department of Conservation and Recreation for Virginia State Park and outdoor recreation area deferred maintenance and construction needs. This amendment also authorizes the acquisition of land that has been established as Natural Bridge State Park and retires the outstanding loan balance on the Virginia Clean Water Revolving Loan Fund managed by Virginia Resources Authority for the land in order to better assist with managing and maintaining the park area.)

Item C-49.10 #1s

Capital Projects	FY22-23	FY23-24
Department of Conservation and Recreation	\$10,000,000	\$0 GF

Language:

Page 536, after line 6, insert:

"C-49.10 New Construction: Construct new facilities and trails at Widewater State Park Phase II	\$10,000,000	\$0
Fund Sources: General	\$10,000,000	\$0 "

Floor Approved Amendment to SB 30, As Introduced

Explanation:

(This amendment provides \$10.0 million GF the first year to fund the completion of Phase II of the Widewater State Park construction, including roads, trails, picnic areas, parking, sewer, stormwater, electricity, water treatment, campsites, cabins, bathhouses, and a canoe launch.)

Item C-50 #1s

Natural and Historic Resources

Department of Conservation and Recreation

Language

Language:

Page 536, line 13, strike "In addition, the department is authorized to accept donations of".

Page 536, strike line 14.

Explanation:

(This amendment updates the language for land acquisition for state parks to remove language about a property already acquired by the Department of Conservation and Recreation.)

Item C-51.10 #1s

Natural and Historic Resources

FY22-23

FY23-24

Department of Conservation and Recreation

Language:

Page 536, after line 22, insert:

"C-51.10 Acquisition: Acquire land for
Culpeper Battlefields State Park

\$0

\$0

Notwithstanding Item 375 F. of this act, the Department of Conservation and Recreation is authorized and directed to accept the donation of at least 1,700 acres of real property currently owned by land preservation organizations in Culpeper County to create the Culpeper Battlefields State Park. The Department is authorized to undertake improvements to provide the following user activities: heritage tourism, camping, fishing, boating, equestrian activities, biking, and historical and military education. The park shall open for public visitation no later than July 1, 2023 and contain only those improvements minimally necessary for the activities listed herein and consistent with the preservation and protection of existing historic, cultural, archaeological, and natural resources. The Department, as soon as practicable, shall accept the donation from battlefield preservation organizations of up to 800 additional acres to improve river access and the visitor experience at the park. Pursuant to these transfers, the Department of

Floor Approved Amendment to SB 30, As Introduced

Historic Resources and the Virginia Outdoors Foundation shall assign any easements which they hold on the acreage described herein to the Department of Conservation and Recreation. It is the intent of this item that the Department will execute agreements with local land preservation organizations to maintain park land and trails at current levels until December 31, 2027, at no additional cost to the Department."

Explanation:

(This amendment allows the Department of Conservation and Recreation to accept donated land for the establishment of the Culpeper Battlefields State Park. The Virginia Outdoors Foundation and the Department of Historic Resources will assign any easements which they hold on the land to the Department of Conservation and Recreation to facilitate the administration of the park. Local land preservation organizations shall maintain park land and trails at current levels at no charge until December 31, 2027.)

Item C-52.10 #1s

Natural and Historic Resources	FY22-23	FY23-24	
Department of Wildlife Resources	\$1,500,000	\$1,500,000	NGF

Language:

Page 536, after line 33, insert:

"C-52.10 Maintenance Reserve: Maintenance Reserve (13316)	\$1,500,000	\$1,500,000
Fund Sources: Dedicated Special Revenue	\$750,000	\$750,000
Federal Trust	\$750,000	\$750,000 "

Explanation:

(This amendment provides \$1.5 million NGF each year for maintenance reserve projects at the Department of Wildlife Resources.)

Item C-52.20 #1s

Natural and Historic Resources	FY22-23	FY23-24	
Department of Wildlife Resources	\$1,000,000	\$1,000,000	NGF

Language:

Page 536, after line 33, insert:

"C-52.20 Improvements: Improve Wildlife Management Areas (18103)	\$1,000,000	\$1,000,000
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Floor Approved Amendment to SB 30, As Introduced

Fund Sources:	Dedicated Special Revenue	\$250,000	\$250,000
	Federal Trust	\$750,000	\$750,000 "

Explanation:

(This amendment provides \$1.0 million NGF each year for improvements to Wildlife Management Areas.)

Item C-52.30 #1s

Natural and Historic Resources	FY22-23	FY23-24	
Department of Wildlife Resources	\$2,000,000	\$2,000,000	NGF

Language:

Page 536, after line 33, insert:

"C-52.30 Improvements: Repair and Upgrade Dams to Comply with the Dam Safety Act (18105)	\$2,000,000	\$2,000,000
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Fund Sources:	Dedicated Special Revenue	\$2,000,000	\$2,000,000 "
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Explanation:

(This amendment provides \$2.0 million NGF each year from dedicated special revenue at the Department of Wildlife Resources for repairs and upgrades to dams.)

Item C-52.40 #1s

Natural and Historic Resources	FY22-23	FY23-24	
Department of Wildlife Resources	\$1,250,000	\$1,250,000	NGF

Language:

Page 536, after line 33, insert:

"C-52.40 Improvements: Improve Boating Access (18106)	\$1,250,000	\$1,250,000
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Fund Sources:	Dedicated Special Revenue	\$250,000	\$250,000
	Federal Trust	\$1,000,000	\$1,000,000 "

Explanation:

(This amendment provides \$1.3 million NGF each year for improvements to boating access at the Department of Wildlife Resources.)

Floor Approved Amendment to SB 30, As Introduced

Item C-74 #1s

Central Appropriations

FY22-23

FY23-24

Central Capital Outlay

\$18,431,550

\$0 GF

Language:

Page 543, line 2, strike "\$77,815,000" and insert "\$96,246,550".

Page 543, after line 15, insert:

"156	Department of State Police	Replace training academy (18541)".
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Page 543, after line 19, insert:

"211	Virginia Military Institute	Construct Moody Hall".
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Page 543, after line 40, insert:

"260	Virginia Community College System	Renovate Main Academic Building, Downtown Campus, J. Sargeant Reynolds CC
260	Virginia Community College System	Renovate A.L. Philpott Technical Center & MET Complex Building 1, Patrick and Henry CC
260	Virginia Community College System	Renovate/Retrofit Walker Building, Norfolk Campus, Tidewater CC
260	Virginia Community College System	Renovate Learning Resource Center (LRC), Virginia Highlands CC
260	Virginia Community College System	Renovate and Expand Rooker for Advanced Manufacturing and Credentialing Center, New River CC
260	Virginia Community College System	Replace Buchanan and Tazewell Halls, Southwest Virginia CC".

Page 543, strike lines 43 - 44.

Explanation:

Floor Approved Amendment to SB 30, As Introduced

(This amendment adds \$18.4 million GF the first year to support detailed planning for the replacement of the State Police training academy, construction of Moody Hall at Virginia Military Institute, and six community college projects. The amendment also defers planning on the Southern Virginia Mental Health Institute.)

	Item C-75 #1s	
Central Appropriations	FY22-23	FY23-24
Central Capital Outlay	\$5,895,000	\$0 GF

Language:

Page 544, line 7, strike "\$423,948,000" and insert "\$429,843,000".

Page 544, after line 18, insert:

"213	Norfolk State University	Renovate and Replace Fine Arts Building (18543)".
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Page 544, after line 19, insert:

"215	University of Mary Washington	Construct Fine and Performing Arts Center (18544)".
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Page 544, strike lines 32 - 37.

Page 544, strike lines 40 - 48.

Explanation:

(This amendment provides \$5.9 million GF to the 2022 Public Educational Institution Construction Pool for the renovation and replacement of the fine arts building at Norfolk State University, and the construction of the fine and performing arts center at the University of Mary Washington. The amendment also defers six projects in the Virginia Community College System.)

	Item C-77.5 #1s	
Central Appropriations	FY22-23	FY23-24
Central Capital Outlay	\$11,300,000	\$0 GF

Language:

Page 545, after line 31, insert:

Floor Approved Amendment to SB 30, As Introduced

"2019 Capital Construction Pool (18408)

C-77.5 - - - 2019 Capital Construction Pool (18408)	\$11,300,000	\$0
Fund Sources: General	\$11,300,000	\$0 "

In addition to the amounts previously provided in Item C-48.10, Chapter 854, 2019 Acts of Assembly, \$11,300,000 from the general fund the first year is provided to supplement the University of Virginia "Alderman Library Renewal" project 18331 due to increased pricing and unexpected design refinements."

Explanation:

(This amendment provides \$11.3 million GF the first year to supplement funding for the Alderman Library Project, previously funded in Chapter 854, 2019 Acts of Assembly. The project cost has increased due to current market pricing and design refinements.)

Item C-79 #1s

Central Appropriations	FY22-23	FY23-24	
Central Capital Outlay	\$50,000,000	\$0	GF

Language:

Page 545, line 41, strike "\$50,000,000" and insert "\$100,000,000".
 Page 545, line 43, strike "\$50,000,000 the first year" and insert "\$100,000,000 the first year".

Explanation:

(This amendment provides \$50.0 million GF the first year to supplement previously authorized capital projects, increasing the supplement pool to \$150.0 million GF over the biennium.)

Item C-80 #1s

Central Appropriations	FY22-23	FY23-24	
Central Capital Outlay	(\$50,000,000)	\$0	GF

Language:

Page 545, line 49, strike "\$100,000,000" and insert "\$50,000,000".
 Page 546, line 1, strike "\$100,000,000" and insert "\$50,000,000".

Explanation:

(This amendment provides \$50.0 million GF the first year for the Stormwater Local Assistance Fund.)

Item C-81.5 #1s

Central Appropriations

FY22-23

FY23-24

Central Capital Outlay

Language:

Page 546, after line 23, insert:

"Research Labs and Equipment (18251)

C-81.5 Improvements: Research Labs and
Equipment (18251)

\$0

\$0

That any remaining amounts from those authorized in subsection A.2. of Item 478.20 and Item C-52.10 of Chapter 836 of the 2017 Acts of Assembly for financing expenses for lab renovations and enhancements or research equipment related to higher education research shall be deauthorized."

Explanation:

(This amendment deauthorizes any remaining funds previously authorized in Chapter 836 of the 2017 Acts of Assembly for financing expenses for lab renovations and enhancements or research equipment related to higher education research.)

Item 3-1.01 #1s

Transfers

Interfund Transfers

Language

Language:

Page 554, line 17, strike "\$1,500,000" and insert "\$4,000,000 on or before June 30 of the first year and \$4,000,000 on or before June 30 of the second year".

Explanation:

(This amendment is one in a series of amendments that increases general fund revenues dedicated to the Waterway Maintenance Fund resulting in a reduction in available general fund resources of \$5.0 million over the biennium. The current transfer amount is \$1.5 million annually.)

Item 3-1.01 #2s

Transfers

Floor Approved Amendment to SB 30, As Introduced

Interfund Transfers

Language

Language:

Page 555, following line 41, insert:

"II. The Virginia Department of Agriculture and Consumer Services (VDACS) is authorized to transfer the Eastern Shore Farmers Market, including the Market Office Building at 18491 Garey Road and the Produce Warehouse at 18513 Gary Road, Melfa, Virginia 23410, and the Seafood Market Building located at 18555 Garey Road, Melfa, Virginia 23410 for no consideration to the Industrial Authority of Accomack County (IAAC) subject to an appropriation being made satisfactory to the Virginia Department of Treasury for the remediation of tax-advantaged bonds that financed the construction, improvement and equipping of such facilities. VDACS is further authorized to grant any and all easements necessary to complete the conveyance. IAAC will be responsible for all transaction expenses associated with the transfer."

Explanation:

(This amendment is part of a series of amendments authorizing the sale of the Eastern Shore Farmers Market by the Department of Agriculture and Consumer Services.)

Item 4-4.01 #1s

Capital Projects

General

Language

Language:

Page 583, line 28, strike "2." and insert "2.a)".

Page 583, after line 32, insert:

"2. b) The general policy of the Commonwealth shall be that no community college established within the Virginia Community College System, or foundation established for the benefit of a community college, may construct or lease facilities for student housing or contract with any nonprofit organization or business to provide student housing."

Explanation:

(This amendment includes language to state the policy that community colleges may not construct or lease facilities to provide student housing.)

Item 4-5.03 #1s

Special Conditions and Restrictions on Expenditures

Services and Clients

Language

Language:

Page 591, after line 23, insert:

"e. FINANCIAL ASSISTANCE OMBUDSMAN: The University of Virginia Medical Center and the Virginia Commonwealth University Health System Authority shall each establish a financial assistance ombudsman to provide timely assistance to patients in relation to financial assistance, payment plans, and debt collection."

Explanation:

(This amendment directs the University of Virginia Medical Center and the Virginia Commonwealth University Health System Authority to each establish an Office of the Ombudsman.)

Item 4-6.07 #1s

Central Appropriations

Positions and Employment

Language

Language:

Page 609, after line 47, insert:

"§ 4-6.07 UNIVERSITY COUNSELS

Universities paying more than 50 percent of the salary of any university counsel shall have prevailing authority over the hiring and firing of that position."

Explanation:

(This amendment grants universities prevailing authority over the hiring and firing of any university counsel for whom the institution pays at least 50 percent of the salary.)

Item 4-13 #1s

Conflict with other Laws

Conflict with other Laws

Language

Language:

Page 620, line 45, after "June 30,", strike "2022" and insert "2024".

Explanation:

(This amendment corrects the date referenced such that the provisions of the Appropriation Act will prevail over any conflicting provision of any other law until June 30, 2024.)

Effective Date

Effective Date

Language

Language:

Page 622, strike lines 43 - 49.

Page 623, strike lines 1 - 29.

Page 623, after line 29, insert:

"5. That § 58.1-611.1 of the Code of Virginia is amended and reenacted as follows:

§ 58.1-611.1. Exemption for food purchased for human consumption and essential personal hygiene products.

A. ~~The~~ *Before January 1, 2023, the tax imposed by §§ 58.1-603 and 58.1-604 on food purchased for human consumption and essential personal hygiene products shall be one and one-half percent of the gross sales price. The revenue from the tax shall be distributed as follows: (i) the revenue from the tax at the rate of one-half percent shall be distributed as provided in subsection A of § 58.1-638 and (ii) the revenue from the tax at the rate of one percent shall be distributed as provided in subsections B, C, and D of § 58.1-638.*

B. ~~The provisions of this section shall not affect the imposition of tax on food purchased for human consumption and essential personal hygiene products pursuant to §§ 58.1-605 and 58.1-606.~~

~~€. *On and after January 1, 2023, and except for taxes imposed pursuant to §§ 58.1-605 and 58.1-606, no tax shall be imposed under this chapter, or pursuant to any authority granted under this chapter, on food purchased for human consumption or essential personal hygiene products.*~~

C. *Beginning February 1, 2023, an amount equal to the revenue that would have been distributed pursuant to clause (ii) of subsection A shall be distributed as provided in subsections B, C, and D of § 58.1-638 based on the estimates of the population of cities and counties ages five to 19.*

D. 1. As used in this section, "food purchased for human consumption" has the same meaning as "food" defined in the Food Stamp Act of 1977, 7 U.S.C. § 2012, as amended, and federal regulations adopted pursuant to that Act, except it shall not include seeds and plants which produce food for human consumption. For the purpose of this section, "food purchased for human consumption" shall not include food sold by any retail establishment where the gross

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receipts derived from the sale of food prepared by such retail establishment for immediate consumption on or off the premises of the retail establishment constitutes more than 80 percent of the total gross receipts of that retail establishment, including but not limited to motor fuel purchases, regardless of whether such prepared food is consumed on the premises of that retail establishment. For purposes of this section, "retail establishment" means each place of business for which any "dealer," as defined in § 58.1-612, is required to apply for and receive a certificate of registration pursuant to § 58.1-613.

2. As used in this section, "essential personal hygiene products" means (i) nondurable incontinence products such as diapers, disposable undergarments, pads, and bed sheets and (ii) menstrual cups and pads, pantyliners, sanitary napkins, tampons, and other products used to absorb or contain menstrual flow. "Essential personal hygiene products" does not include any item that is otherwise exempt pursuant to this chapter."

Explanation:

(This amendment provides an exemption on the 1.5 percent state sales tax imposed on food purchased for human consumption or essential personal hygiene products effective January 1, 2023. Additionally, it provides that the amount of the one percent dedicated to public education be replaced with a like amount of general fund distributed based on school-age population, consistent with the distribution of sales tax.)

Item 4-14 #2s

Effective Date

Effective Date

Language

Language:

Page 622, line 24, strike "15" and insert "20".

Explanation:

(This amendment increases the refundability of the Virginia Earned Income Tax Credit from 15 percent to 20 percent of the federal Earned Income Tax Credit.)

Item 4-14 #3s

Effective Date

Effective Date

Language

Language:

Page 623, after line 30, insert:

"7. That §§ 58.1-322.03 and 58.1-402 of the Code of Virginia are amended and reenacted as follows:

§ 58.1-322.03. Virginia taxable income; deductions.

In computing Virginia taxable income pursuant to § 58.1-322, there shall be deducted from Virginia adjusted gross income as defined in § 58.1-321:

1. a. The amount allowable for itemized deductions for federal income tax purposes where the taxpayer has elected for the taxable year to itemize deductions on his federal return, but reduced by the amount of income taxes imposed by the Commonwealth or any other taxing jurisdiction and deducted on such federal return and increased by an amount that, when added to the amount deducted under § 170 of the Internal Revenue Code for mileage, results in a mileage deduction at the state level for such purposes at a rate of 18 cents per mile; or

b. Provided that the taxpayer has not itemized deductions for the taxable year on his federal income tax return: (i) for taxable years beginning before January 1, 2019, and on and after January 1, 2026, \$3,000 for single individuals and \$6,000 for married persons (one-half of such amounts in the case of a married individual filing a separate return) and (ii) for taxable years beginning on and after January 1, 2019, but before January 1, 2026, \$4,500 for single individuals and \$9,000 for married persons (one-half of such amounts in the case of a married individual filing a separate return). For purposes of this section, any person who may be claimed as a dependent on another taxpayer's return for the taxable year may compute the deduction only with respect to earned income.

2. a. A deduction in the amount of \$930 for each personal exemption allowable to the taxpayer for federal income tax purposes.

b. Each blind or aged taxpayer as defined under § 63(f) of the Internal Revenue Code shall be entitled to an additional personal exemption in the amount of \$800.

The additional deduction for blind or aged taxpayers allowed under this subdivision shall be allowable regardless of whether the taxpayer itemizes deductions for the taxable year for federal income tax purposes.

3. A deduction equal to the amount of employment-related expenses upon which the federal

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credit is based under § 21 of the Internal Revenue Code for expenses for household and dependent care services necessary for gainful employment.

4. An additional \$1,000 deduction for each child residing for the entire taxable year in a home under permanent foster care placement as defined in § 63.2-908, provided that the taxpayer can also claim the child as a personal exemption under § 151 of the Internal Revenue Code.

5. a. A deduction in the amount of \$12,000 for individuals born on or before January 1, 1939.

b. A deduction in the amount of \$12,000 for individuals born after January 1, 1939, who have attained the age of 65. This deduction shall be reduced by \$1 for every \$1 that the taxpayer's adjusted federal adjusted gross income exceeds \$50,000 for single taxpayers or \$75,000 for married taxpayers. For married taxpayers filing separately, the deduction shall be reduced by \$1 for every \$1 that the total combined adjusted federal adjusted gross income of both spouses exceeds \$75,000.

For the purposes of this subdivision, "adjusted federal adjusted gross income" means federal adjusted gross income minus any benefits received under Title II of the Social Security Act and other benefits subject to federal income taxation solely pursuant to § 86 of the Internal Revenue Code, as amended.

6. The amount an individual pays as a fee for an initial screening to become a possible bone marrow donor, if (i) the individual is not reimbursed for such fee or (ii) the individual has not claimed a deduction for the payment of such fee on his federal income tax return.

7. a. A deduction shall be allowed to the purchaser or contributor for the amount paid or contributed during the taxable year for a prepaid tuition contract or college savings trust account entered into with the Virginia College Savings Plan, pursuant to Chapter 7 (§ 23.1-700 et seq.) of Title 23.1. Except as provided in subdivision b, the amount deducted on any individual income tax return in any taxable year shall be limited to \$4,000 per prepaid tuition contract or college savings trust account. No deduction shall be allowed pursuant to this subdivision 7 if such payments or contributions are deducted on the purchaser's or contributor's federal income tax return. If the purchase price or annual contribution to a college savings trust account exceeds \$4,000, the remainder may be carried forward and subtracted in future taxable years until the purchase price or college savings trust contribution has been fully deducted; however, except as provided in subdivision b, in no event shall the amount deducted in any taxable year exceed \$4,000 per contract or college savings trust account. Notwithstanding the statute of limitations

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on assessments contained in § 58.1-312, any deduction taken hereunder shall be subject to recapture in the taxable year or years in which distributions or refunds are made for any reason other than (i) to pay qualified higher education expenses, as defined in § 529 of the Internal Revenue Code or (ii) the beneficiary's death, disability, or receipt of a scholarship. For the purposes of this subdivision, "purchaser" or "contributor" means the person shown as such on the records of the Virginia College Savings Plan as of December 31 of the taxable year. In the case of a transfer of ownership of a prepaid tuition contract or college savings trust account, the transferee shall succeed to the transferor's tax attributes associated with a prepaid tuition contract or college savings trust account, including, but not limited to, carryover and recapture of deductions.

b. A purchaser of a prepaid tuition contract or contributor to a college savings trust account who has attained age 70 shall not be subject to the limitation that the amount of the deduction not exceed \$4,000 per prepaid tuition contract or college savings trust account in any taxable year. Such taxpayer shall be allowed a deduction for the full amount paid for the contract or contributed to a college savings trust account, less any amounts previously deducted.

8. The total amount an individual actually contributed in funds to the Virginia Public School Construction Grants Program and Fund, established in Chapter 11.1 (§ 22.1-175.1 et seq.) of Title 22.1, provided that the individual has not claimed a deduction for such amount on his federal income tax return.

9. An amount equal to 20 percent of the tuition costs incurred by an individual employed as a primary or secondary school teacher licensed pursuant to Chapter 15 (§ 22.1-289.1 et seq.) of Title 22.1 to attend continuing teacher education courses that are required as a condition of employment; however, the deduction provided by this subdivision shall be available only if (i) the individual is not reimbursed for such tuition costs and (ii) the individual has not claimed a deduction for the payment of such tuition costs on his federal income tax return.

10. The amount an individual pays annually in premiums for long-term health care insurance, provided that the individual has not claimed a deduction for federal income tax purposes, or, for taxable years beginning before January 1, 2014, a credit under § 58.1-339.11. For taxable years beginning on and after January 1, 2014, no such deduction for long-term health care insurance premiums paid by the individual during the taxable year shall be allowed if the individual has claimed a federal income tax deduction for such taxable year for long-term health care insurance premiums paid by him.

11. Contract payments to a producer of quota tobacco or a tobacco quota holder, or their

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spouses, as provided under the American Jobs Creation Act of 2004 (P.L. 108-357), but only to the extent that such payments have not been subtracted pursuant to subsection D of § 58.1-402, as follows:

a. If the payment is received in installment payments, then the recognized gain may be subtracted in the taxable year immediately following the year in which the installment payment is received.

b. If the payment is received in a single payment, then 10 percent of the recognized gain may be subtracted in the taxable year immediately following the year in which the single payment is received. The taxpayer may then deduct an equal amount in each of the nine succeeding taxable years.

12. An amount equal to 20 percent of the sum paid by an individual pursuant to Chapter 6 (§ 58.1-600 et seq.), not to exceed \$500 in each taxable year, in purchasing for his own use the following items of tangible personal property: (i) any clothes washers, room air conditioners, dishwashers, and standard size refrigerators that meet or exceed the applicable energy star efficiency requirements developed by the U.S. Environmental Protection Agency and the U.S. Department of Energy; (ii) any fuel cell that (a) generates electricity using an electrochemical process, (b) has an electricity-only generation efficiency greater than 35 percent, and (c) has a generating capacity of at least two kilowatts; (iii) any gas heat pump that has a coefficient of performance of at least 1.25 for heating and at least 0.70 for cooling; (iv) any electric heat pump hot water heater that yields an energy factor of at least 1.7; (v) any electric heat pump that has a heating system performance factor of at least 8.0 and a cooling seasonal energy efficiency ratio of at least 13.0; (vi) any central air conditioner that has a cooling seasonal energy efficiency ratio of at least 13.5; (vii) any advanced gas or oil water heater that has an energy factor of at least 0.65; (viii) any advanced oil-fired boiler with a minimum annual fuel-utilization rating of 85; (ix) any advanced oil-fired furnace with a minimum annual fuel-utilization rating of 85; and (x) programmable thermostats.

13. The lesser of \$5,000 or the amount actually paid by a living donor of an organ or other living tissue for unreimbursed out-of-pocket expenses directly related to the donation that arose within 12 months of such donation, provided that the donor has not taken a medical deduction in accordance with the provisions of § 213 of the Internal Revenue Code for such expenses. The deduction may be taken in the taxable year in which the donation is made or the taxable year in which the 12-month period expires.

14. For taxable years beginning on and after January 1, 2013, the amount an individual age 66

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or older with earned income of at least \$20,000 for the year and federal adjusted gross income not in excess of \$30,000 for the year pays annually in premiums for (i) a prepaid funeral insurance policy covering the individual or (ii) medical or dental insurance for any person for whom individual tax filers may claim a deduction for such premiums under federal income tax laws. As used in this subdivision, "earned income" means the same as that term is defined in § 32(c) of the Internal Revenue Code. The deduction shall not be allowed for any portion of such premiums paid for which the individual has (a) been reimbursed, (b) claimed a deduction for federal income tax purposes, (c) claimed a deduction or subtraction under another provision of this section, or (d) claimed a federal income tax credit or any income tax credit pursuant to this chapter.

15. For taxable years beginning on and after January 1, 2018, *but before January 1, 2022*, 20 percent of business interest disallowed as a deduction pursuant to § 163(j) of the Internal Revenue Code. *For taxable years beginning on and after January 1, 2022, 30 percent of business interest disallowed as a deduction pursuant to § 163(j) of the Internal Revenue Code.* For purposes of this subdivision, "business interest" means the same as that term is defined under § 163(j) of the Internal Revenue Code.

16. For taxable years beginning on and after January 1, 2019, the actual amount of real and personal property taxes imposed by the Commonwealth or any other taxing jurisdiction not otherwise deducted solely on account of the dollar limitation imposed on individual deductions by § 164(b)(6)(B) of the Internal Revenue Code.

17. For taxable years beginning on and after January 1, 2020, but before January 1, 2021, up to \$100,000 of the amount that is not deductible when computing federal adjusted gross income solely on account of the portion of subdivision B 10 of § 58.1-301 related to Paycheck Protection Program loans.

§ 58.1-402. Virginia taxable income.

A. For purposes of this article, Virginia taxable income for a taxable year means the federal taxable income and any other income taxable to the corporation under federal law for such year of a corporation adjusted as provided in subsections B, C, D, E, G, and H.

For a regulated investment company and a real estate investment trust, such term means the "investment company taxable income" and "real estate investment trust taxable income," respectively, to which shall be added in each case any amount of capital gains and any other

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income taxable to the corporation under federal law which shall be further adjusted as provided in subsections B, C, D, E, G, and H.

B. There shall be added to the extent excluded from federal taxable income:

1. Interest, less related expenses to the extent not deducted in determining federal taxable income, on obligations of any state other than Virginia, or of a political subdivision of any such other state unless created by compact or agreement to which the Commonwealth is a party;

2. Interest or dividends, less related expenses to the extent not deducted in determining federal taxable income, on obligations or securities of any authority, commission or instrumentality of the United States, which the laws of the United States exempt from federal income tax but not from state income taxes;

3. [Repealed.]

4. The amount of any net income taxes and other taxes, including franchise and excise taxes, which are based on, measured by, or computed with reference to net income, imposed by the Commonwealth or any other taxing jurisdiction, to the extent deducted in determining federal taxable income;

5. Unrelated business taxable income as defined by § 512 of the Internal Revenue Code;

6. [Repealed.]

7. The amount required to be included in income for the purpose of computing the partial tax on an accumulation distribution pursuant to § 667 of the Internal Revenue Code;

8. a. For taxable years beginning on and after January 1, 2004, the amount of any intangible expenses and costs directly or indirectly paid, accrued, or incurred to, or in connection directly or indirectly with one or more direct or indirect transactions with one or more related members to the extent such expenses and costs were deductible or deducted in computing federal taxable income for Virginia purposes. This addition shall not be required for any portion of the intangible expenses and costs if one of the following applies:

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(1) The corresponding item of income received by the related member is subject to a tax based on or measured by net income or capital imposed by Virginia, another state, or a foreign government that has entered into a comprehensive tax treaty with the United States government;

(2) The related member derives at least one-third of its gross revenues from the licensing of intangible property to parties who are not related members, and the transaction giving rise to the expenses and costs between the corporation and the related member was made at rates and terms comparable to the rates and terms of agreements that the related member has entered into with parties who are not related members for the licensing of intangible property; or

(3) The corporation can establish to the satisfaction of the Tax Commissioner that the intangible expenses and costs meet both of the following: (i) the related member during the same taxable year directly or indirectly paid, accrued or incurred such portion to a person who is not a related member, and (ii) the transaction giving rise to the intangible expenses and costs between the corporation and the related member did not have as a principal purpose the avoidance of any portion of the tax due under this chapter.

b. A corporation required to add to its federal taxable income intangible expenses and costs pursuant to subdivision a may petition the Tax Commissioner, after filing the related income tax return for the taxable year and remitting to the Tax Commissioner all taxes, penalties, and interest due under this article for such taxable year including tax upon any amount of intangible expenses and costs required to be added to federal taxable income pursuant to subdivision a, to consider evidence relating to the transaction or transactions between the corporation and a related member or members that resulted in the corporation's taxable income being increased, as required under subdivision a, for such intangible expenses and costs.

If the corporation can demonstrate to the Tax Commissioner's sole satisfaction, by clear and convincing evidence, that the transaction or transactions between the corporation and a related member or members resulting in such increase in taxable income pursuant to subdivision a had a valid business purpose other than the avoidance or reduction of the tax due under this chapter, the Tax Commissioner shall permit the corporation to file an amended return. For purposes of such amended return, the requirements of subdivision a shall not apply to any transaction for which the Tax Commissioner is satisfied (and has identified) that the transaction had a valid business purpose other than the avoidance or reduction of the tax due under this chapter. Such amended return shall be filed by the corporation within one year of the written permission granted by the Tax Commissioner and any refund of the tax imposed under this article shall include interest at a rate equal to the rate of interest established under § 58.1-15 and such

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interest shall accrue as provided under § 58.1-1833. However, upon the filing of such amended return, any related member of the corporation that subtracted from taxable income amounts received pursuant to subdivision C 21 shall be subject to the tax imposed under this article on that portion of such amounts for which the corporation has filed an amended return pursuant to this subdivision. In addition, for such transactions identified by the Tax Commissioner herein by which he has been satisfied by clear and convincing evidence, the Tax Commissioner may permit the corporation in filing income tax returns for subsequent taxable years to deduct the related intangible expenses and costs without making the adjustment under subdivision a.

The Tax Commissioner may charge a fee for all direct and indirect costs relating to the review of any petition pursuant to this subdivision, to include costs necessary to secure outside experts in evaluating the petition. The Tax Commissioner may condition the review of any petition pursuant to this subdivision upon payment of such fee.

No suit for the purpose of contesting any action of the Tax Commissioner under this subdivision shall be maintained in any court of this Commonwealth.

c. Nothing in subdivision B 8 shall be construed to limit or negate the Department's authority under § 58.1-446;

9. a. For taxable years beginning on and after January 1, 2004, the amount of any interest expenses and costs directly or indirectly paid, accrued, or incurred to, or in connection directly or indirectly with one or more direct or indirect transactions with one or more related members to the extent such expenses and costs were deductible or deducted in computing federal taxable income for Virginia purposes. This addition shall not be required for any portion of the interest expenses and costs, if:

(1) The related member has substantial business operations relating to interest-generating activities, in which the related member pays expenses for at least five full-time employees who maintain, manage, defend or are otherwise responsible for operations or administration relating to the interest-generating activities; and

(2) The interest expenses and costs are not directly or indirectly for, related to or in connection with the direct or indirect acquisition, maintenance, management, sale, exchange, or disposition of intangible property; and

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(3) The transaction giving rise to the expenses and costs between the corporation and the related member has a valid business purpose other than the avoidance or reduction of taxation and payments between the parties are made at arm's length rates and terms; and

(4) One of the following applies:

(i) The corresponding item of income received by the related member is subject to a tax based on or measured by net income or capital imposed by Virginia, another state, or a foreign government that has entered into a comprehensive tax treaty with the United States government;

(ii) Payments arise pursuant to a pre-existing contract entered into when the parties were not related members provided the payments continue to be made at arm's length rates and terms;

(iii) The related member engages in transactions with parties other than related members that generate revenue in excess of \$2 million annually; or

(iv) The transaction giving rise to the interest payments between the corporation and a related member was done at arm's length rates and terms and meets any of the following: (a) the related member uses funds that are borrowed from a party other than a related member or that are paid, incurred or passed-through to a person who is not a related member; (b) the debt is part of a regular and systematic funds management or portfolio investment activity conducted by the related member, whereby the funds of two or more related members are aggregated for the purpose of achieving economies of scale, the internal financing of the active business operations of members, or the benefit of centralized management of funds; (c) financing the expansion of the business operations; or (d) restructuring the debt of related members, or the pass-through of acquisition-related indebtedness to related members.

b. A corporation required to add to its federal taxable income interest expenses and costs pursuant to subdivision a may petition the Tax Commissioner, after filing the related income tax return for the taxable year and remitting to the Tax Commissioner all taxes, penalties, and interest due under this article for such taxable year including tax upon any amount of interest expenses and costs required to be added to federal taxable income pursuant to subdivision a, to consider evidence relating to the transaction or transactions between the corporation and a related member or members that resulted in the corporation's taxable income being increased, as required under subdivision a, for such interest expenses and costs.

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If the corporation can demonstrate to the Tax Commissioner's sole satisfaction, by clear and convincing evidence, that the transaction or transactions between the corporation and a related member or members resulting in such increase in taxable income pursuant to subdivision a had a valid business purpose other than the avoidance or reduction of the tax due under this chapter and that the related payments between the parties were made at arm's length rates and terms, the Tax Commissioner shall permit the corporation to file an amended return. For purposes of such amended return, the requirements of subdivision a shall not apply to any transaction for which the Tax Commissioner is satisfied (and has identified) that the transaction had a valid business purpose other than the avoidance or reduction of the tax due under this chapter and that the related payments between the parties were made at arm's length rates and terms. Such amended return shall be filed by the corporation within one year of the written permission granted by the Tax Commissioner and any refund of the tax imposed under this article shall include interest at a rate equal to the rate of interest established under § 58.1-15 and such interest shall accrue as provided under § 58.1-1833. However, upon the filing of such amended return, any related member of the corporation that subtracted from taxable income amounts received pursuant to subdivision C 21 shall be subject to the tax imposed under this article on that portion of such amounts for which the corporation has filed an amended return pursuant to this subdivision. In addition, for such transactions identified by the Tax Commissioner herein by which he has been satisfied by clear and convincing evidence, the Tax Commissioner may permit the corporation in filing income tax returns for subsequent taxable years to deduct the related interest expenses and costs without making the adjustment under subdivision a.

The Tax Commissioner may charge a fee for all direct and indirect costs relating to the review of any petition pursuant to this subdivision, to include costs necessary to secure outside experts in evaluating the petition. The Tax Commissioner may condition the review of any petition pursuant to this subdivision upon payment of such fee.

No suit for the purpose of contesting any action of the Tax Commissioner under this subdivision shall be maintained in any court of this Commonwealth.

c. Nothing in subdivision B 9 shall be construed to limit or negate the Department's authority under § 58.1-446.

d. For purposes of subdivision B 9:

"Arm's-length rates and terms" means that (i) two or more related members enter into a written agreement for the transaction, (ii) such agreement is of a duration and contains payment terms substantially similar to those that the related member would be able to obtain from an unrelated

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entity, (iii) the interest is at or below the applicable federal rate compounded annually for debt instruments under § 1274(d) of the Internal Revenue Code that was in effect at the time of the agreement, and (iv) the borrower or payor adheres to the payment terms of the agreement governing the transaction or any amendments thereto.

"Valid business purpose" means one or more business purposes that alone or in combination constitute the motivation for some business activity or transaction, which activity or transaction improves, apart from tax effects, the economic position of the taxpayer, as further defined by regulation.

10. a. For taxable years beginning on and after January 1, 2009, the amount of dividends deductible under §§ 561 and 857 of the Internal Revenue Code by a Captive Real Estate Investment Trust (REIT). For purposes of this subdivision, a REIT is a Captive REIT if:

(1) It is not regularly traded on an established securities market;

(2) More than 50 percent of the voting power or value of beneficial interests or shares of which, at any time during the last half of the taxable year, is owned or controlled, directly or indirectly, by a single entity that is (i) a corporation or an association taxable as a corporation under the Internal Revenue Code; and (ii) not exempt from federal income tax pursuant to § 501(a) of the Internal Revenue Code; and

(3) More than 25 percent of its income consists of rents from real property as defined in § 856(d) of the Internal Revenue Code.

b. For purposes of applying the ownership test of subdivision 10 a (2), the following entities shall not be considered a corporation or an association taxable as a corporation:

(1) Any REIT that is not treated as a Captive REIT;

(2) Any REIT subsidiary under § 856 of the Internal Revenue Code other than a qualified REIT subsidiary of a Captive REIT;

(3) Any Listed Australian Property Trust, or an entity organized as a trust, provided that a

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Listed Australian Property Trust owns or controls, directly or indirectly, 75 percent or more of the voting or value of the beneficial interests or shares of such trust; and

(4) Any Qualified Foreign Entity.

c. For purposes of subdivision B 10, the constructive ownership rules prescribed under § 318(a) of the Internal Revenue Code, as modified by § 856(d)(5) of the Internal Revenue Code, shall apply in determining the ownership of stock, assets, or net profits of any person.

d. For purposes of subdivision B 10:

"Listed Australian Property Trust" means an Australian unit trust registered as a Management Investment Scheme, pursuant to the Australian Corporations Act, in which the principal class of units is listed on a recognized stock exchange in Australia and is regularly traded on an established securities market.

"Qualified Foreign Entity" means a corporation, trust, association or partnership organized outside the laws of the United States and that satisfies all of the following criteria:

(1) At least 75 percent of the entity's total asset value at the close of its taxable year is represented by real estate assets, as defined in § 856(c)(5)(B) of the Internal Revenue Code, thereby including shares or certificates of beneficial interest in any REIT, cash and cash equivalents, and U.S. Government securities;

(2) The entity is not subject to a tax on amounts distributed to its beneficial owners, or is exempt from entity level tax;

(3) The entity distributes, on an annual basis, at least 85 percent of its taxable income, as computed in the jurisdiction in which it is organized, to the holders of its shares or certificates of beneficial interest;

(4) The shares or certificates of beneficial interest of such entity are regularly traded on an established securities market or, if not so traded, not more than 10 percent of the voting power or value in such entity is held directly, indirectly, or constructively by a single entity or

individual; and

(5) The entity is organized in a country that has a tax treaty with the United States.

e. For taxable years beginning on or after January 1, 2016, for purposes of subdivision B 10, any voting power or value of the beneficial interests or shares in a REIT that is held in a segregated asset account of a life insurance corporation as described in § 817 of the Internal Revenue Code shall not be taken into consideration when determining if such REIT is a Captive REIT.

11. For taxable years beginning on or after January 1, 2016, to the extent that tax credit is allowed for the same donation pursuant to § 58.1-439.12:12, any amount claimed as a federal income tax deduction for such donation under § 170 of the Internal Revenue Code, as amended or renumbered.

C. There shall be subtracted to the extent included in and not otherwise subtracted from federal taxable income:

1. Income derived from obligations, or on the sale or exchange of obligations, of the United States and on obligations or securities of any authority, commission or instrumentality of the United States to the extent exempt from state income taxes under the laws of the United States including, but not limited to, stocks, bonds, treasury bills, and treasury notes, but not including interest on refunds of federal taxes, interest on equipment purchase contracts, or interest on other normal business transactions.

2. Income derived from obligations, or on the sale or exchange of obligations of this Commonwealth or of any political subdivision or instrumentality of this Commonwealth.

3. Dividends upon stock in any domestic international sales corporation, as defined by § 992 of the Internal Revenue Code, 50 percent or more of the income of which was assessable for the preceding year, or the last year in which such corporation has income, under the provisions of the income tax laws of the Commonwealth.

4. The amount of any refund or credit for overpayment of income taxes imposed by this Commonwealth or any other taxing jurisdiction.

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5. Any amount included therein by the operation of the provisions of § 78 of the Internal Revenue Code (foreign dividend gross-up).
6. The amount of wages or salaries eligible for the federal Targeted Jobs Credit which was not deducted for federal purposes on account of the provisions of § 280C(a) of the Internal Revenue Code.
7. Any amount included therein by the operation of § 951 of the Internal Revenue Code (subpart F income) or, for taxable years beginning on and after January 1, 2018, § 951A of the Internal Revenue Code (Global Intangible Low-Taxed Income).
8. Any amount included therein which is foreign source income as defined in § 58.1-302.
9. [Repealed.]
10. The amount of any dividends received from corporations in which the taxpaying corporation owns 50 percent or more of the voting stock.
11. [Repealed.]
- 12, 13. [Expired.]
14. For taxable years beginning on or after January 1, 1995, the amount for "qualified research expenses" or "basic research expenses" eligible for deduction for federal purposes, but which were not deducted, on account of the provisions of § 280C(c) of the Internal Revenue Code.
15. For taxable years beginning on or after January 1, 2000, the total amount actually contributed in funds to the Virginia Public School Construction Grants Program and Fund established in Chapter 11.1 (§ 22.1-175.1 et seq.) of Title 22.1.
16. For taxable years beginning on or after January 1, 2000, but before January 1, 2015, the gain

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derived from the sale or exchange of real property or the sale or exchange of an easement to real property which results in the real property or the easement thereto being devoted to open-space use, as that term is defined in § 58.1-3230, for a period of time not less than 30 years. To the extent a subtraction is taken in accordance with this subdivision, no tax credit under this chapter for donating land for its preservation shall be allowed for three years following the year in which the subtraction is taken.

17. For taxable years beginning on and after January 1, 2001, any amount included therein with respect to § 58.1-440.1.

18. For taxable years beginning on and after January 1, 1999, income received as a result of (i) the "Master Settlement Agreement," as defined in § 3.2-3100; and (ii) the National Tobacco Grower Settlement Trust dated July 19, 1999, by (a) tobacco farming businesses; (b) any business holding a tobacco marketing quota, or tobacco farm acreage allotment, under the Agricultural Adjustment Act of 1938; or (c) any business having the right to grow tobacco pursuant to such a quota allotment.

19, 20. [Repealed.]

21. For taxable years beginning on and after January 1, 2004, any amount of intangible expenses and costs or interest expenses and costs added to the federal taxable income of a corporation pursuant to subdivision B 8 or B 9 shall be subtracted from the federal taxable income of the related member that received such amount if such related member is subject to Virginia income tax on the same amount.

22. For taxable years beginning on and after January 1, 2009, any gain recognized from the sale of launch services to space flight participants, as defined in 49 U.S.C. § 70102, or launch services intended to provide individuals the training or experience of a launch, without performing an actual launch. To qualify for a deduction under this subdivision, launch services must be performed in Virginia or originate from an airport or spaceport in Virginia.

23. For taxable years beginning on and after January 1, 2009, any gain recognized as a result of resupply services contracts for delivering payload, as defined in 49 U.S.C. § 70102, entered into with the Commercial Orbital Transportation Services division of the National Aeronautics and Space Administration or other space flight entity, as defined in § 8.01-227.8, and launched from an airport or spaceport in Virginia.

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24. For taxable years beginning on or after January 1, 2011, any income taxed as a long-term capital gain for federal income tax purposes, or any income taxed as investment services partnership interest income (otherwise known as investment partnership carried interest income) for federal income tax purposes. To qualify for a subtraction under this subdivision, such income must be attributable to an investment in a "qualified business," as defined in § 58.1-339.4, or in any other technology business approved by the Secretary of Administration, provided the business has its principal office or facility in the Commonwealth and less than \$3 million in annual revenues in the fiscal year prior to the investment. To qualify for a subtraction under this subdivision, the investment must be made between the dates of April 1, 2010, and June 30, 2020. No taxpayer who has claimed a tax credit for an investment in a "qualified business" under § 58.1-339.4 shall be eligible for the subtraction under this subdivision for an investment in the same business.

25. a. Income, including investment services partnership interest income (otherwise known as investment partnership carried interest income), attributable to an investment in a Virginia venture capital account. To qualify for a subtraction under this subdivision, the investment shall be made on or after January 1, 2018, but before December 31, 2023. No subtraction shall be allowed under this subdivision for an investment in a company that is owned or operated by an affiliate of the taxpayer. No subtraction shall be allowed under this subdivision for a taxpayer who has claimed a subtraction under subdivision C 24 for the same investment.

b. As used in this subdivision 25:

"Qualified portfolio company" means a company that (i) has its principal place of business in the Commonwealth; (ii) has a primary purpose of production, sale, research, or development of a product or service other than the management or investment of capital; and (iii) provides equity in the company to the Virginia venture capital account in exchange for a capital investment. "Qualified portfolio company" does not include a company that is an individual or sole proprietorship.

"Virginia venture capital account" means an investment fund that has been certified by the Department as a Virginia venture capital account. In order to be certified as a Virginia venture capital account, the operator of the investment fund shall register the investment fund with the Department prior to December 31, 2023, (i) indicating that it intends to invest at least 50 percent of the capital committed to its fund in qualified portfolio companies and (ii) providing documentation that it employs at least one investor who has at least four years of professional experience in venture capital investment or substantially equivalent experience.

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"Substantially equivalent experience" includes, but is not limited to, an undergraduate degree from an accredited college or university in economics, finance, or a similar field of study. The Department may require an investment fund to provide documentation of the investor's training, education, or experience as deemed necessary by the Department to determine substantial equivalency. If the Department determines that the investment fund employs at least one investor with the experience set forth herein, the Department shall certify the investment fund as a Virginia venture capital account at such time as the investment fund actually invests at least 50 percent of the capital committed to its fund in qualified portfolio companies.

26. a. Income attributable to an investment in a Virginia real estate investment trust. To qualify for a subtraction under this subdivision, the investment shall be made on or after January 1, 2019, but before December 31, 2024. No subtraction shall be allowed for an investment in a trust that is managed by an affiliate of the taxpayer. No subtraction shall be allowed under this subdivision for a taxpayer who has claimed a subtraction under subdivision C 24 or 25 for the same investment.

b. As used in this subdivision 26:

"Distressed" means satisfying the criteria applicable to a locality described in subdivision E 2 of § 2.2-115.

"Double distressed" means satisfying the criteria applicable to a locality described in subdivision E 3 of § 2.2-115.

"Virginia real estate investment trust" means a real estate investment trust, as defined in 26 U.S.C. § 856, that has been certified by the Department as a Virginia real estate investment trust. In order to be certified as a Virginia real estate investment trust, the trustee shall register the trust with the Department prior to December 31, 2024, indicating that it intends to invest at least 90 percent of trust funds in Virginia and at least 40 percent of trust funds in real estate in localities that are distressed or double distressed. If the Department determines that the trust satisfies the preceding criteria, the Department shall certify the trust as a Virginia real estate investment trust at such time as the trust actually invests at least 90 percent of trust funds in Virginia and at least 40 percent of trust funds in real estate in localities that are distressed or double distressed.

27. For taxable years beginning on and after January 1, 2019, any gain recognized from the

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taking of real property by condemnation proceedings.

28. For taxable years beginning on and after January 1, 2020, but before January 1, 2021, up to \$100,000 of all grant funds received by the taxpayer under the Rebuild Virginia program established by the Governor and administered by the Department of Small Business and Supplier Diversity.

D. For taxable years beginning on and after January 1, 2006, there shall be subtracted from federal taxable income contract payments to a producer of quota tobacco or a tobacco quota holder as provided under the American Jobs Creation Act of 2004 (P.L. 108-357) as follows:

1. If the payment is received in installment payments, then the recognized gain, including any gain recognized in taxable year 2005, may be subtracted in the taxable year immediately following the year in which the installment payment is received.

2. If the payment is received in a single payment, then 10 percent of the recognized gain may be subtracted in the taxable year immediately following the year in which the single payment is received. The taxpayer may then deduct an equal amount in each of the nine succeeding taxable years.

E. Adjustments to federal taxable income shall be made to reflect the transitional modifications provided in § 58.1-315.

F. Notwithstanding any other provision of law, the income from any disposition of real property which is held by the taxpayer for sale to customers in the ordinary course of the taxpayer's trade or business, as defined in § 453(l)(1)(B) of the Internal Revenue Code, of property made on or after January 1, 2009, may, at the election of the taxpayer, be recognized under the installment method described under § 453 of the Internal Revenue Code, provided that (i) the election relating to the dealer disposition of the property has been made on or before the due date prescribed by law (including extensions) for filing the taxpayer's return of the tax imposed under this chapter for the taxable year in which the disposition occurs, and (ii) the dealer disposition is in accordance with restrictions or conditions established by the Department, which shall be set forth in guidelines developed by the Department. Along with such restrictions or conditions, the guidelines shall also address the recapture of such income under certain circumstances. The development of the guidelines shall be exempt from the Administrative Process Act (§ 2.2-4000 et seq.).

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G. For taxable years beginning on and after January 1, 2018, *but before January 1, 2022*, there shall be deducted to the extent included in and not otherwise subtracted from federal taxable income 20 percent of business interest disallowed as a deduction pursuant to § 163(j) of the Internal Revenue Code. *For taxable years beginning on and after January 1, 2022, there shall be deducted to the extent included in and not otherwise subtracted from federal taxable income 30 percent of business interest disallowed as a deduction pursuant to § 163(j) of the Internal Revenue Code.* For purposes of this subsection, "business interest" means the same as that term is defined under § 163(j) of the Internal Revenue Code.

H. For taxable years beginning on and after January 1, 2020, but before January 1, 2021, there shall be deducted to the extent not otherwise subtracted from federal taxable income up to \$100,000 of the amount that is not deductible when computing federal taxable income solely on account of the portion of subdivision B 10 of § 58.1-301 related to Paycheck Protection Program loans."

Page 623, line 31, strike "7." and insert "9."

Page 623, line 32, strike "8." and insert "10."

Page 623, line 32, strike "and".

Page 623, line 32, after "sixth", insert ", seventh, and eighth".

Explanation:

(This amendment increases the Virginia individual and corporate income tax deduction for business interest to 30 percent of the business interest disallowed as a deduction under the business interest limitation. Under current law, such deduction is equal to 20 percent of disallowed business interest.)

Item 4-14 #4s

Effective Date

Effective Date

Language

Language:

Page 623, after line 30, insert:

"8. That § 58.1-322.02 of the Code of Virginia is amended and reenacted as follows:

§ 58.1-322.02. Virginia taxable income; subtractions.

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In computing Virginia taxable income pursuant to § 58.1-322, to the extent included in federal adjusted gross income, there shall be subtracted:

1. Income derived from obligations, or on the sale or exchange of obligations, of the United States and on obligations or securities of any authority, commission, or instrumentality of the United States to the extent exempt from state income taxes under the laws of the United States, including, but not limited to, stocks, bonds, treasury bills, and treasury notes but not including interest on refunds of federal taxes, interest on equipment purchase contracts, or interest on other normal business transactions.

2. Income derived from obligations, or on the sale or exchange of obligations, of the Commonwealth or of any political subdivision or instrumentality of the Commonwealth.

3. Benefits received under Title II of the Social Security Act and other benefits subject to federal income taxation solely pursuant to § 86 of the Internal Revenue Code.

4. Up to \$20,000 of disability income, as defined in § 22(c)(2)(B)(iii) of the Internal Revenue Code; however, any person who claims a deduction under subdivision 5 of § 58.1-322.03 may not also claim a subtraction under this subdivision.

5. The amount of any refund or credit for overpayment of income taxes imposed by the Commonwealth or any other taxing jurisdiction.

6. The amount of wages or salaries eligible for the federal Work Opportunity Credit which was not deducted for federal purposes on account of the provisions of § 280C(a) of the Internal Revenue Code.

7. Any amount included therein less than \$600 from a prize awarded by the Virginia Lottery.

8. The wages or salaries received by any person for active and inactive service in the National Guard of the Commonwealth of Virginia, not to exceed the amount of income derived from 39 calendar days of such service or \$3,000, whichever amount is less; however, only those persons in the ranks of O3 and below shall be entitled to the deductions specified in this subdivision.

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9. Amounts received by an individual, not to exceed \$1,000 for taxable years beginning on or before December 31, 2019, and \$5,000 for taxable years beginning on or after January 1, 2020, as a reward for information provided to a law-enforcement official or agency, or to a nonprofit corporation created exclusively to assist such law-enforcement official or agency, in the apprehension and conviction of perpetrators of crimes. This subdivision shall not apply to the following: an individual who is an employee of, or under contract with, a law-enforcement agency, a victim or the perpetrator of the crime for which the reward was paid, or any person who is compensated for the investigation of crimes or accidents.

10. The amount of "qualified research expenses" or "basic research expenses" eligible for deduction for federal purposes, but which were not deducted, on account of the provisions of § 280C(c) of the Internal Revenue Code and which shall be available to partners, shareholders of S corporations, and members of limited liability companies to the extent and in the same manner as other deductions may pass through to such partners, shareholders, and members.

11. Any income received during the taxable year derived from a qualified pension, profit-sharing, or stock bonus plan as described by § 401 of the Internal Revenue Code, an individual retirement account or annuity established under § 408 of the Internal Revenue Code, a deferred compensation plan as defined by § 457 of the Internal Revenue Code, or any federal government retirement program, the contributions to which were deductible from the taxpayer's federal adjusted gross income, but only to the extent the contributions to such plan or program were subject to taxation under the income tax in another state.

12. Any income attributable to a distribution of benefits or a refund from a prepaid tuition contract or savings trust account with the Virginia College Savings Plan, created pursuant to Chapter 7 (§ 23.1-700 et seq.) of Title 23.1. The subtraction for any income attributable to a refund shall be limited to income attributable to a refund in the event of a beneficiary's death, disability, or receipt of a scholarship.

13. All military pay and allowances, to the extent included in federal adjusted gross income and not otherwise subtracted, deducted, or exempted under this section, earned by military personnel while serving by order of the President of the United States with the consent of Congress in a combat zone or qualified hazardous duty area that is treated as a combat zone for federal tax purposes pursuant to § 112 of the Internal Revenue Code.

14. For taxable years beginning before January 1, 2015, the gain derived from the sale or

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exchange of real property or the sale or exchange of an easement to real property which results in the real property or the easement thereto being devoted to open-space use, as that term is defined in § 58.1-3230, for a period of time not less than 30 years. To the extent that a subtraction is taken in accordance with this subdivision, no tax credit under this chapter for donating land for its preservation shall be allowed for three years following the year in which the subtraction is taken.

15. Fifteen thousand dollars of military basic pay for military service personnel on extended active duty for periods in excess of 90 days; however, the subtraction amount shall be reduced dollar-for-dollar by the amount by which the taxpayer's military basic pay exceeds \$15,000 and shall be reduced to zero if such military basic pay amount is equal to or exceeds \$30,000.

16. The first \$15,000 of salary for each federal and state employee whose total annual salary from all employment for the taxable year is \$15,000 or less.

17. Unemployment benefits taxable pursuant to § 85 of the Internal Revenue Code.

1. a. Any amount received as military retirement income by an individual awarded the Congressional Medal of Honor.

b. For taxable years beginning on and after January 1, 2022, but before January 1, 2023, up to \$5,000 of military benefits received by a person 60 years of age or older; for taxable years beginning on and after January 1, 2023, but before January 1, 2024, up to \$10,000 of military benefits received by a person 60 years of age or older; for taxable years beginning on and after January 1, 2024, but before January 1, 2025, up to \$15,000 of military benefits received by a person 60 years of age or older; and for taxable years on and after January 1, 2025, up to \$20,000 of military benefits received by a person 60 years of age or older. For purposes of this subdivision b, "military benefits" means any (i) military retirement income received for service in the Armed Forces of the United States, (ii) qualified military benefits received pursuant to § 134 of the Internal Revenue Code, (iii) benefits paid to the surviving spouse of a veteran of the Armed Forces of the United States under the Survivor Benefit Plan program established by the U.S. Department of Defense, and (iv) military benefits paid to the surviving spouse of a veteran of the Armed Forces of the United States. No subtraction shall be allowed pursuant to this subdivision b if a credit, exemption, subtraction, or deduction is claimed for the same income pursuant to subdivision a or any other provision of Virginia or federal law.

19. Items of income attributable to, derived from, or in any way related to (i) assets stolen from, hidden from, or otherwise lost by an individual who was a victim or target of Nazi persecution or (ii) damages, reparations, or other consideration received by a victim or target of Nazi persecution to compensate such individual for performing labor against his will under the threat

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of death, during World War II and its prelude and direct aftermath. This subtraction shall not apply to assets acquired with such items of income or with the proceeds from the sale of assets stolen from, hidden from, or otherwise lost to, during World War II and its prelude and direct aftermath, a victim or target of Nazi persecution. The provisions of this subdivision shall only apply to an individual who was the first recipient of such items of income and who was a victim or target of Nazi persecution, or a spouse, surviving spouse, or child or stepchild of such victim.

As used in this subdivision:

"Nazi regime" means the country of Nazi Germany, areas occupied by Nazi Germany, those European countries allied with Nazi Germany, or any other neutral European country or area in Europe under the influence or threat of Nazi invasion.

"Victim or target of Nazi persecution" means any individual persecuted or targeted for persecution by the Nazi regime who had assets stolen from, hidden from, or otherwise lost as a result of any act or omission in any way relating to (i) the Holocaust, (ii) World War II and its prelude and direct aftermath, (iii) transactions with or actions of the Nazi regime, (iv) treatment of refugees fleeing Nazi persecution, or (v) the holding of such assets by entities or persons in the Swiss Confederation during World War II and its prelude and aftermath. A "victim or target of Nazi persecution" also includes any individual forced into labor against his will, under the threat of death, during World War II and its prelude and direct aftermath.

20. The military death gratuity payment made after September 11, 2001, to the survivor of deceased military personnel killed in the line of duty, pursuant to 10 U.S.C. Chapter 75; however, the subtraction amount shall be reduced dollar-for-dollar by the amount that the survivor may exclude from his federal gross income in accordance with § 134 of the Internal Revenue Code.

21. The death benefit payments from an annuity contract that are received by a beneficiary of such contract, provided that (i) the death benefit payment is made pursuant to an annuity contract with an insurance company and (ii) the death benefit payment is paid solely by lump sum. The subtraction under this subdivision shall be allowed only for that portion of the death benefit payment that is included in federal adjusted gross income.

22. Any gain recognized from the sale of launch services to space flight participants, as defined in 49 U.S.C. § 70102, or launch services intended to provide individuals with the training or experience of a launch, without performing an actual launch. To qualify for a deduction under this subdivision, launch services must be performed in Virginia or originate from an airport or

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spaceport in Virginia.

23. Any gain recognized as a result of resupply services contracts for delivering payload, as defined in 49 U.S.C. § 70102, entered into with the Commercial Orbital Transportation Services division of the National Aeronautics and Space Administration or other space flight entity, as defined in § 8.01-227.8, and launched from an airport or spaceport in Virginia.

24. Any income taxed as a long-term capital gain for federal income tax purposes, or any income taxed as investment services partnership interest income (otherwise known as investment partnership carried interest income) for federal income tax purposes. To qualify for a subtraction under this subdivision, such income shall be attributable to an investment in a "qualified business," as defined in § 58.1-339.4, or in any other technology business approved by the Secretary of Administration, provided that the business has its principal office or facility in the Commonwealth and less than \$3 million in annual revenues in the fiscal year prior to the investment. To qualify for a subtraction under this subdivision, the investment shall be made between the dates of April 1, 2010, and June 30, 2020. No taxpayer who has claimed a tax credit for an investment in a "qualified business" under § 58.1-339.4 shall be eligible for the subtraction under this subdivision for an investment in the same business.

25. For taxable years beginning on and after January 1, 2014, any income of an account holder for the taxable year taxed as (i) a capital gain for federal income tax purposes attributable to such person's first-time home buyer savings account established pursuant to Chapter 12 (§ 36-171 et seq.) of Title 36 and (ii) interest income or other income for federal income tax purposes attributable to such person's first-time home buyer savings account.

Notwithstanding the statute of limitations on assessments contained in § 58.1-312, any subtraction taken under this subdivision shall be subject to recapture in the taxable year or years in which moneys or funds withdrawn from the first-time home buyer savings account were used for any purpose other than the payment of eligible costs by or on behalf of a qualified beneficiary, as provided under § 36-174. The amount subject to recapture shall be a portion of the amount withdrawn in the taxable year that was used for other than the payment of eligible costs, computed by multiplying the amount withdrawn and used for other than the payment of eligible costs by the ratio of the aggregate earnings in the account at the time of the withdrawal to the total balance in the account at such time.

However, recapture shall not apply to the extent of moneys or funds withdrawn that were (i) withdrawn by reason of the qualified beneficiary's death or disability; (ii) a disbursement of assets of the account pursuant to a filing for protection under the United States Bankruptcy

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Code, 11 U.S.C. §§ 101 through 1330; or (iii) transferred from an account established pursuant to Chapter 12 (§ 36-171 et seq.) of Title 36 into another account established pursuant to such chapter for the benefit of another qualified beneficiary.

For purposes of this subdivision, "account holder," "eligible costs," "first-time home buyer savings account," and "qualified beneficiary" mean the same as those terms are defined in § 36-171.

26. For taxable years beginning on and after January 1, 2015, any income for the taxable year attributable to the discharge of a student loan solely by reason of the student's death. For purposes of this subdivision, "student loan" means the same as that term is defined under § 108(f) of the Internal Revenue Code.

27. a. Income, including investment services partnership interest income (otherwise known as investment partnership carried interest income), attributable to an investment in a Virginia venture capital account. To qualify for a subtraction under this subdivision, the investment shall be made on or after January 1, 2018, but before December 31, 2023. No subtraction shall be allowed under this subdivision for an investment in a company that is owned or operated by a family member or an affiliate of the taxpayer. No subtraction shall be allowed under this subdivision for a taxpayer who has claimed a subtraction under subdivision 24 or a tax credit under § 58.1-339.4 for the same investment.

b. As used in this subdivision 27:

"Qualified portfolio company" means a company that (i) has its principal place of business in the Commonwealth; (ii) has a primary purpose of production, sale, research, or development of a product or service other than the management or investment of capital; and (iii) provides equity in the company to the Virginia venture capital account in exchange for a capital investment. "Qualified portfolio company" does not include a company that is an individual or sole proprietorship.

"Virginia venture capital account" means an investment fund that has been certified by the Department as a Virginia venture capital account. In order to be certified as a Virginia venture capital account, the operator of the investment fund shall register the investment fund with the Department prior to December 31, 2023, (i) indicating that it intends to invest at least 50 percent of the capital committed to its fund in qualified portfolio companies and (ii) providing documentation that it employs at least one investor who has at least four years of professional

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experience in venture capital investment or substantially equivalent experience.

"Substantially equivalent experience" includes, but is not limited to, an undergraduate degree from an accredited college or university in economics, finance, or a similar field of study. The Department may require an investment fund to provide documentation of the investor's training, education, or experience as deemed necessary by the Department to determine substantial equivalency. If the Department determines that the investment fund employs at least one investor with the experience set forth herein, the Department shall certify the investment fund as a Virginia venture capital account at such time as the investment fund actually invests at least 50 percent of the capital committed to its fund in qualified portfolio companies.

28. a. Income attributable to an investment in a Virginia real estate investment trust. To qualify for a subtraction under this subdivision, the investment shall be made on or after January 1, 2019, but before December 31, 2024. No subtraction shall be allowed for an investment in a trust that is managed by a family member or an affiliate of the taxpayer. No subtraction shall be allowed under this subdivision for a taxpayer who has claimed a subtraction under subdivision 24 or 27 or a tax credit under § 58.1-339.4 for the same investment.

b. As used in this subdivision 28:

"Distressed" means satisfying the criteria applicable to a locality described in subdivision E 2 of § 2.2-115.

"Double distressed" means satisfying the criteria applicable to a locality described in subdivision E 3 of § 2.2-115.

"Virginia real estate investment trust" means a real estate investment trust, as defined in 26 U.S.C. § 856, that has been certified by the Department as a Virginia real estate investment trust. In order to be certified as a Virginia real estate investment trust, the trustee shall register the trust with the Department prior to December 31, 2024, indicating that it intends to invest at least 90 percent of trust funds in Virginia and at least 40 percent of trust funds in real estate in localities that are distressed or double distressed. If the Department determines that the trust satisfies the preceding criteria, the Department shall certify the trust as a Virginia real estate investment trust at such time as the trust actually invests at least 90 percent of trust funds in Virginia and at least 40 percent of trust funds in real estate in localities that are distressed or double distressed.

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29. For taxable years beginning on and after January 1, 2019, any gain recognized from the taking of real property by condemnation proceedings.

30. For taxable years beginning on and after January 1, 2020, but before January 1, 2021, up to \$100,000 of all grant funds received by the taxpayer under the Rebuild Virginia program established by the Governor and administered by the Department of Small Business and Supplier Diversity."

Page 623, line 31, strike "7." and insert "9."

Page 623, line 32, strike "8." and insert "10."

Page 623, line 32, strike "and".

Page 623, line 32, after "sixth", insert ", seventh, and eighth".

Explanation:

(This amendment provides an individual income tax subtraction for up to \$5,000 of military benefits in Taxable Year 2022, up to \$10,000 in Taxable Year 2023, up to \$15,000 in Taxable Year 2024, and up to \$20,000 in Taxable Year 2025 and each taxable year thereafter. The subtraction is limited to recipients of such military benefits that are age 60 or older.)

Item 4-14 #5s

Effective Date

Language

Language:

Page 623, after line 30, insert:

"9. § 1. Programs offered to children who reside at a private school accredited by the Virginia Council for Private Education, which is located West of Sandy Ridge and on the watersheds of Big Sandy River, and to which no contributions are made by the Commonwealth or any agency thereof, shall not be required to obtain a licensure pursuant to Title 63.2 and Title 22.1 of the Code of Virginia. Such programs shall be subject to the safety and supervisory standards established for such school by the Virginia Council for Private Education."

Page 623, line 31, strike "7." and insert "10."

Page 623, line 32, strike "8." and insert "11."

Page 623, line 32, strike "and".

Page 623, line 32, after "sixth", insert, "seventh, eighth, and ninth".

Explanation:

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(This amendment exempts a private school from licensure. The school was exempt under § 63.2-1815 prior to its repeal in Chapter 860 and 861, 2020 Acts of Assembly.)
