

Conference Report to House Bill 30

Item 0 #1c

Revenues

Revenues

Language

Language:

Page 1, strike lines 3 through 5 and insert:

"An Act 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 the revenues for the two years ending respectively on the thirtieth day of June, 2023, and the thirtieth day of June, 2024, and an Act to amend and reenact §§ 3.2-5145.5, 4.1-1100, 4.1-1101, 18.2-325, 18.2-334.6, 58.1-322.02, 58.1-322.03, 58.1-339.8, 58.1-439.30, 58.1-611.1, and 59.1-200 of the Code of Virginia."

Page 1, strike lines 19 through 26 and insert:

	"First Year	Second Year	Total
Unreserved Balance, June 30, 2022	4,706,550,478	0	4,706,550,478
Additions to Balance	1,440,246,365	(500,000)	1,439,746,365
Official Revenue Estimates	24,866,945,500	27,264,014,900	52,130,960,400
Transfers	714,716,804	733,205,420	1,447,922,224
Total General Fund Resources Available for Appropriation	31,728,459,147	27,996,720,320	59,725,179,467".

Page 1, strike lines 28 through 38 and insert:

	"First Year	Second Year	Total
Balance, June 30, 2022	8,383,240,878	0	8,383,240,878
Official Revenue Estimates	45,424,000,188	45,044,731,919	90,468,732,107
Lottery Proceeds Fund	784,671,715	764,671,715	1,549,343,430
Internal Service Fund	2,800,022,160	2,754,200,014	5,554,222,174
Bond Proceeds	157,296,000	0	157,296,000
Total Nongeneral Fund Revenues Available for Appropriation	57,549,230,941	48,563,603,648	106,112,834,589

Conference Report to House Bill 30

TOTAL PROJECTED REVENUES	89,277,690,088	76,560,323,968	165,838,014,056"
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Explanation:

(This amendment reflects the cumulative resource changes embedded in the conference package to House Bill 30.)

Item 1 #1c

Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$37,540	\$37,540	GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$56,753,106".
 Page 3, line 5, strike "\$56,715,566" and insert "\$56,753,106".
 Page 3, line 9, strike "\$34,752,188" and insert "\$34,774,712".
 Page 3, line 10, strike "\$34,752,188" and "\$21,963,378" and insert: "\$34,774,712" and "\$21,978,394".
 Page 3, line 11, strike "\$21,963,378" and insert "\$21,978,394".

Explanation:

(This amendment provides \$37,540 from the general fund each year for House Bill 1136, which establishes a Commission on Updating Virginia Law to Reflect Federal Recognition of Virginia Tribes. This is being appropriated under Item 1 in accordance with a new streamlining effort to place legislative commissions without separate staffing under Item 1. Upon enrolling, this commission name, authority, and funding will be added to the legislative commission funding table proposed in a separate amendment to Item 1.)

Item 1 #2c

Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$28,040	\$28,040	GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$56,743,606".
 Page 3, line 5, strike "\$56,715,566" and insert "\$56,743,606".
 Page 3, line 9, strike "\$34,752,188" and insert "\$34,766,208".
 Page 3, line 10, strike "\$34,752,188" and "\$21,963,378" and insert: "\$34,766,208" and "\$21,977,398".

Conference Report to House Bill 30

Page 3, line 11, strike "\$21,963,378" and insert "\$21,977,398".

Explanation:

(This amendment provides funding for member compensation and meeting expenses associated with the establishment of the School Health Services Committee, pursuant to Chapter 707, 2022 Acts of Assembly. This is being appropriated under Item 1 in accordance with a new streamlining effort to place legislative commissions without separate staffing under Item 1. Upon enrolling, this commission name, authority, and funding will be added to the legislative commission funding table proposed in a separate amendment to Item 1.)

	Item 1 #3c	
Legislative Department	FY22-23	FY23-24
General Assembly of Virginia	(\$25,000)	(\$25,000) GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$56,690,566".
Page 3, line 5, strike "\$56,715,566" and insert "\$56,690,566".
Page 3, line 9, strike "\$34,752,188" and insert "\$34,727,188".
Page 3, line 10, strike "\$34,752,188" and insert "\$34,727,188".

Explanation:

(This amendment removes funding originally provided to assist with the development of a monument on Capitol Square that has now been fully constructed.)

	Item 1 #4c	
Legislative Department	FY22-23	FY23-24
General Assembly of Virginia	\$20,000	\$20,000 GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$56,735,566".
Page 3, line 5, strike "\$56,715,566" and insert "\$56,735,566".
Page 3, line 9, strike "\$34,752,188" and insert "\$34,762,839".
Page 3, line 10, strike "\$34,752,188" and "\$21,963,378" and insert:
"\$34,762,839" and "\$21,971,367".
Page 3, line 11, strike "\$21,963,378" and insert "\$21,971,367".

Explanation:

(This amendment provides \$20,000 from the general fund each year to extend and expand the Joint Subcommittee on Coastal Flooding. This is being appropriated under Item 1 in accordance

Conference Report to House Bill 30

with a new streamlining effort to place legislative commissions without separate staffing under Item 1. Upon enrolling, this commission name, authority, and funding will be added to the legislative commission funding table proposed in a separate amendment to Item 1.)

Item 1 #5c

Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$12,200	\$12,200	GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$56,727,766".

Page 3, line 5, strike "\$56,715,566" and insert "\$56,727,766".

Page 3, line 9, strike "\$34,752,188" and insert "\$34,759,508".

Page 3, line 10, strike "\$34,752,188" and "\$21,963,378" and insert: "\$34,759,508" and "\$21,970,698".

Page 3, line 11, strike "\$21,963,378" and insert "\$21,970,698".

Explanation:

(This amendment provides funding from the general fund in both years for Chapter 687 of the 2022 Acts of Assembly, which expands membership of the American Revolution 250 Commission to include five legislative representatives. This is being appropriated under Item 1 in accordance with a new streamlining effort to place legislative commissions without separate staffing under Item 1. Upon enrolling, this commission name, authority, and funding will be added to the legislative commission funding table proposed in a separate amendment to Item 1.)

Item 1 #6c

Legislative Department		Language
General Assembly of Virginia		

Language:

Page 9, after line 42, insert:

"R. The Clerk of the House of Delegates and the Clerk of the Senate of Virginia, in coordination with staff of the House Appropriations Committee and the Senate Finance and Appropriations Committee, shall review and evaluate the compensation and benefits currently provided to legislative assistants and deliver a report containing recommendations on any changes to such compensation and benefits to the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee by November 1, 2022."

Explanation:

(This amendment directs the Clerks of the House of Delegates and the Senate of Virginia to

coordinate with money committee staff to evaluate existing legislative assistant compensation and benefits, and provide any recommended changes in a report due by November 1, 2022.)

Item 1 #7c

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, the staff of the Joint Commission on Health Care, and the staff of the Department of Medical Assistance Services. Other state agency staff shall

Conference Report to House Bill 30

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 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 #8c	
Legislative Department	FY22-23	FY23-24
General Assembly of Virginia	\$2,400,000	\$2,400,000 GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$59,115,566".
Page 3, line 5, strike "\$56,715,566" and insert "\$59,115,566".
Page 3, line 9, strike "\$34,752,188" and insert "\$35,952,188".
Page 3, line 10, strike "\$34,752,188" and "\$21,963,378" and insert:
"\$35,952,188" and "\$23,163,378".
Page 3, line 11, strike "\$21,963,378" and insert "\$23,163,378".

Explanation:

(This amendment provides \$2,400,000 from the general fund each year for increased operational costs, including those associated with the new Virginia General Assembly Building. These costs assume the legislature will move into the new facility in fall 2022.)

	Item 1 #9c	
Legislative Department	FY22-23	FY23-24
General Assembly of Virginia	\$214,677	\$214,677 GF

Language:

Page 3, line 5, strike "\$56,715,566" and insert "\$56,930,243".
Page 3, line 5, strike "\$56,715,566" and insert "\$56,930,243".
Page 3, line 9, strike "\$34,752,188" and insert "\$34,884,184".
Page 3, line 10, strike "\$34,752,188" and "\$21,963,378" and insert:

Conference Report to House Bill 30

"\$34,884,184" and "\$22,046,059".

Page 3, line 11, strike "\$21,963,378" and insert "\$22,046,059".

Page 3, line 35, strike "\$46,331" and insert "\$46,332".

Page 9, strike lines 17 through 24.

Page 9, line 25, strike "Q" and insert "O".

Page 9, after line 42, insert:

"P.1. The Virginia Minority Business Commission (the Commission) shall promote the growth and competitiveness of Virginia minority-owned businesses.

2.a. The Commission shall consist of 13 members that include seven legislative members and six nonlegislative citizen members. Members shall be appointed as follows: four members of the House of Delegates to be appointed by the Speaker of the House of Delegates in accordance with the principles of proportional representation contained in the Rules of the House of Delegates; three members of the Senate to be appointed by the Senate Committee on Rules; three nonlegislative citizen members with expertise in entrepreneurship, economics, and business to be appointed by the Speaker of the House of Delegates; and three nonlegislative citizen members with expertise in entrepreneurship, economics, and business to be appointed by the Senate Committee on Rules. Nonlegislative citizen members of the Commission shall be citizens of the Commonwealth of Virginia. Unless otherwise approved in writing by the Chair of the Commission and the respective Clerk, nonlegislative citizen members shall only be reimbursed for travel originating and ending within the Commonwealth of Virginia for the purpose of attending meetings.

b. Legislative members and ex officio members of the Commission shall serve terms coincident with their terms of office. Nonlegislative citizen members shall be appointed for a term of two years. Appointments to fill vacancies, other than by expiration of a term, shall be for the unexpired terms. Legislative members and nonlegislative citizen members may be reappointed. However, no nonlegislative citizen member shall serve more than four consecutive two-year terms. The remainder of any term to which a member is appointed to fill a vacancy shall not constitute a term in determining the member's eligibility for reappointment. Vacancies shall be filled in the same manner as the original appointments. The Commission shall elect a Chair and Vice-Chair from among its membership, who shall be members of the General Assembly.

c. Legislative members of the Commission shall receive such compensation as provided in § 30-19.12, and nonlegislative citizen members shall receive such compensation for the performance of their duties as provided in § 2.2-2813. All members shall be reimbursed for reasonable and necessary expenses incurred in the performance of their duties as provided in § 2.2-2813 and § 2.2-2825. Compensation to members of the General Assembly for attendance at official meetings of the Commission shall be paid by the offices of the Clerk of the House of Delegates or Clerk of the Senate, as applicable. All other compensation and expenses shall be paid from existing appropriations to the Commission.

3. The Commission shall: (i) Evaluate the impact of existing statutes and proposed legislation on minority businesses; (ii) Assess the Commonwealth's minority business assistance programs and examine ways to enhance their effectiveness; (iii) Provide minority business owners and

Conference Report to House Bill 30

advocates with a forum to address their concerns; (iv) Develop strategies and recommendations to promote the growth and competitiveness of Virginia minority-owned businesses; and, (v) Collaborate with the Department of Small Business and Supplier Diversity and other appropriate entities to facilitate the Commission's work and mission.

4. The Chair shall submit to the General Assembly and the Governor an annual executive summary of the interim activity and work of the Commission no later than November 1st of each year. The executive summary shall be submitted as provided in the procedures of the Division of Legislative Automated Systems for the processing of legislative documents and reports and shall be posted on the General Assembly's website.

Q. Included within this appropriation is \$375,517 the first year and \$375,517 the second year from the general fund for operational support for the following legislative commissions:

Legislative Commission/Council	Authority	FY 2023	FY 2024
Autism Advisory Council	Title 30, Chapter 50, Code of Virginia	\$6,330	\$6,330
Commission on Civics Education	Title 30, Chapter 55, Code of Virginia	\$15,000	\$15,000
Commission on Electric Utility Regulation	Title 30, Chapter 31, Code of Virginia	\$10,011	\$10,011
Commission on School Construction and Modernization	Title 30, Chapter 60, Code of Virginia	\$34,340	\$34,340
Commission on Unemployment Compensation	Title 30, Chapter 33, Code of Virginia	\$6,019	\$6,019
Commission to Evaluate Opportunity for Minority Business Expansion	Discretionary Inclusion	\$20,000	\$20,000
Joint Commission on Administrative Rules	Title 30, Chapter 8.1, Code of Virginia	\$10,065	\$10,065
Joint Commission on Transportation Accountability	Title 30, Chapter 43, Code of Virginia	\$40,302	\$40,302
Joint Subcommittee to Study Virginia Department of Corrections Staffing Levels	HJR 552, 2021 Acts of Assembly, Special Session I	\$14,200	\$14,200
Joint Subcommittee for Early Childhood Care and Education	Chapter 1289, 2020 Acts of Assembly (Item 1, Paragraph Q)	\$24,400	\$24,400
Joint Subcommittee for Health and Human Resources Oversight	Chapter 836, 2017 Acts of Assembly (Item 1, Paragraph T)	\$24,400	\$24,400
Joint Subcommittee on Campaign Finance Reform	HJR 526, 2021 Acts of Assembly, Special Session I	\$22,400	\$22,400

Conference Report to House Bill 30

Joint Subcommittee on Local Government Fiscal Stress	Chapter 836, 2017 Acts of Assembly(Item 1, Paragraph U)	\$26,840	\$26,840
Joint Subcommittee on Tax Policy	Chapter 552, 2021 Acts of Assembly, Special Session I (Item 1, Paragraph AA)	\$29,280	\$29,280
Legislative Support Commission	Title 30, Chapter 3.1, Code of Virginia	\$7,320	\$7,320
Manufacturing Development Commission	Title 30, Chapter 41, Code of Virginia	\$12,020	\$12,020
Small Business Commission	Title 30, Chapter 22, Code of Virginia	\$15,131	\$15,131
State Water Commission	Title 30, Chapter 24, Code of Virginia	\$10,222	\$10,222
Virginia Coal and Energy Commission	Title 30, Chapter 25, Code of Virginia	\$21,629	\$21,629
Virginia Disability Commission	Title 30, Chapter 35, Code of Virginia	\$25,608	\$25,608
Total		\$375,517	\$375,517.

R. The Division of Legislative Services shall provide staffing and operational support, as needed, for the legislative commissions listed within the table of the preceding paragraph Q of this item."

Explanation:

(This amendment receives a transfer of \$214,677 general fund appropriation each year from the Division of Legislative Services (DLS) for legislative commissions currently budgeted under DLS. This move more appropriately aligns operational support for the listed legislative commissions under Item 1 from which they are paid. Additionally, this amendment establishes a table under Item 1 that lists all legislative commissions for which appropriation is already provided under this item. Standard expenditures for the legislative commissions cited herein include per diem and travel reimbursements typically paid by the respective budgets of the House of Delegates or Senate of Virginia. A companion amendment under Item 6 transfers the corresponding appropriation and associated language from DLS.)

Item 1 #10c

Legislative Department	FY22-23	FY23-24	
General Assembly of Virginia	\$54,123	\$34,123	GF

Language:

Conference Report to House Bill 30

Page 3, line 5, strike "\$56,715,566" and insert "\$56,769,689".

Page 3, line 5, strike "\$56,715,566" and insert "\$56,749,689".

Page 3, line 9, strike "\$34,752,188" and insert "\$34,806,311".

Page 3, line 10, strike "\$34,752,188" and insert "\$34,786,311".

Explanation:

(This amendment provides \$54,123 in the first year and \$34,123 in the second year from the general fund for increased rent charges for the Commission on Youth, Chesapeake Bay Commission, and the Capitol Square Preservation Council.)

Item 3 #1c

Legislative Department

Commission on the Virginia Alcohol Safety Action Program

Language

Language:

Page 11, after line 11, insert:

"C. The Commission shall review its organizational and financial structure and develop recommended actions needed to achieve long-term fiscal stability. The Commission shall report its findings, to include any recommendations that require legislative action, to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by October 1, 2022."

Explanation:

(This amendment directs the Commission on the Virginia Alcohol Safety Action Program to conduct a review of its organizational and financial structure and recommend actions towards achieving long-term financial sustainability. A report of its findings is due by October 1, 2022.)

Item 4 #1c

Legislative Department

FY22-23

FY23-24

Division of Capitol Police

\$967,559

\$967,559 GF

Language:

Page 11, line 18, strike "\$14,471,356" and insert "\$15,438,915".

Page 11, line 18, strike "\$14,471,356" and insert "\$15,438,915".

Explanation:

(This amendment provides \$967,559 from the general fund each year to fund a compensation plan for the Division of Capitol Police that addresses recruitment, retention, and compression issues.)

Conference Report to House Bill 30

Item 5 #1c

Legislative Department	FY22-23	FY23-24	
Division of Legislative Automated Systems	\$2,273,172 2.00	\$500,700 2.00	GF FTE

Language:

Page 11, line 31, strike "\$6,054,997" and insert "\$8,328,169".

Page 11, line 31, strike "\$6,054,997" and insert "\$6,555,697".

Explanation:

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

Item 6 #1c

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.)

Item 6 #2c

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 from the general fund each year for the Division of

Conference Report to House Bill 30

Legislative Services to implement a compensation plan for attorneys that addresses recruitment, retention, and compression issues.)

Item 6 #3c

Legislative Department	FY22-23	FY23-24	
Division of Legislative Services	(\$214,677)	(\$214,677)	GF

Language:

- Page 12, line 18, strike "\$8,258,978" and insert "\$8,044,301".
- Page 12, line 18, strike "\$8,258,978" and insert "\$8,044,301".
- Page 12, strike lines 42 and 43.
- Page 13, strike lines 11 through 18 and insert "Omitted."
- Page 14, strike lines 10 through 18 and insert "Omitted."
- Page 14, strike lines 19 through 26 and insert "Omitted."
- Page 15, strike lines 25 through 32 and insert "Omitted."
- Page 15, strike lines 33 through 39 and insert "Omitted."
- Page 16, strike lines 2 through 10 and insert "Omitted."
- Page 16, strike lines 11 through 18 and insert "Omitted."
- Page 16, strike lines 19 through 25 and insert "Omitted."
- Page 16, strike lines 26 through 33 and insert "Omitted."
- Page 17, strike lines 8 through 14 and insert "Omitted."
- Page 17, strike lines 25 through 46 and insert "Omitted."
- Page 18, strike lines 1 through 33.
- Page 19, strike lines 45 through 52 and insert "Omitted."

Explanation:

(This amendment transfers \$214,677 general fund appropriation in each year so that operational support for 14 legislative commissions can be more appropriately budgeted and paid out under Item 1. Standard expenditures for these commissions include per diem and travel reimbursements typically paid by the respective budgets of the House of Delegates or Senate of Virginia. A companion amendment under Item 1 receives the corresponding appropriation and associated language. This amendment reflects the net being pulled from Item 6, during the enrolling process, the respective amounts for each commission being moved will be deleted from their respective items.)

Item 6 #4c

Legislative Department	FY22-23	FY23-24	
Division of Legislative Services	\$178,400	\$178,400	GF

Conference Report to House Bill 30

Language:

Page 12, line 18, strike "\$8,258,978" and insert "\$8,437,378".

Page 12, line 18, strike "\$8,258,978" and insert "\$8,437,378".

Page 12, after line 43, insert:

"F. Out of this appropriation, \$178,400 each year from the general fund is provided to support costs associated with the Joint Subcommittee to Examine the Commonwealth's Pandemic Response, authorized by Senate Joint Resolution 10 of the 2022 General Assembly."

Explanation:

(This amendment provides funding to study the Commonwealth's response and preparedness to the COVID-19 pandemic, consistent with Senate Joint 10 of the 2022 General Assembly.)

Item 15 #1c

Legislative Department	FY22-23	FY23-24	
Virginia Freedom of Information	\$20,000	\$20,000	GF
Advisory Council	0.50	0.50	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 from the general fund each year and 0.5 FTE to increase the staffing level for the Freedom of Information Advisory Council to 2.0 FTEs.)

Item 16 #1c

Legislative Department	FY22-23	FY23-24	
Virginia Housing Commission	\$396,521	\$402,771	GF
	3.00	3.00	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 from the general fund and three positions the first year and \$402,771 from the general fund and three positions the second year for the Virginia Housing Commission to fulfill its statutory purpose.)

Conference Report to House Bill 30

Item 26 #1c

Legislative Department	FY22-23	FY23-24	
Virginia-Israel Advisory Board	\$50,000	\$0	GF

Language:

Page 17, line 16, strike "\$227,425" and insert "\$277,425".

Explanation:

(This amendment provides \$50,000 from the general fund the first year for operating expenses for the Virginia-Israel Advisory Board.)

Item 28 #1c

Legislative Department		Language
Commission on the May 31, 2019 Virginia Beach Mass Shooting		

Language:

Page 18, line 45, strike "21" and insert "22".

Page 18, line 47, strike "10" and insert "11".

Page 18, line 49, strike "Each" and insert:

"One of the nonlegislative citizen members shall serve as a victim advocate; all other".

Page 18, line 50, strike "member" and insert "members".

Explanation:

(This language only amendment adds a victim's advocate to the membership of the Commission on the May 31, 2019 Virginia Beach Mass Shooting. Any costs associated with this additional nonlegislative citizen member are anticipated to be minimal and can be absorbed within existing resources.)

Item 32 #1c

Legislative Department	FY22-23	FY23-24	
Joint Commission on Health Care	\$150,000	\$150,000	GF
	1.00	1.00	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 #1c

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 included as well. The Commission shall make recommendations about strategies to implement and expand school-based mental health services by December 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 #2c

Legislative Department

Behavioral Health Commission

FY22-23

\$259,733

FY23-24

\$259,733

GF

Language:

Conference Report to House Bill 30

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 36 #1c

Legislative Department

Joint Legislative Audit and Review Commission

Language

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."

Explanation:

(This language amendment directs JLARC to engage previously retained professional consultants to evaluate the potential revenues from a casino in the City of Petersburg.)

Item 36 #2c

Legislative Department

FY22-23

FY23-24

Joint Legislative Audit and Review
Commission

\$100,000

\$0 GF

Language:

Page 21, line 29, strike "\$5,906,936" and insert "\$6,006,936".

Explanation:

(This amendment includes \$100,000 from the general fund the first year for the Joint

Conference Report to House Bill 30

Legislative Audit and Review Commission (JLARC) to contract with an outside vendor, as needed, for a review of the feasibility and cost of a statewide system of public defender offices, and the staffing and pay associated with all court-appointed criminal legal counsel and defense. Senate Bill 475, which incorporated Senate Bills 136, 282, and 640, was continued to the 2023 Session with a letter sent to JLARC to perform the review.)

Item 36 #3c

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 #4c

Legislative Department	
Joint Legislative Audit and Review Commission	Language

Language:

Page 25, after line 41, insert:
 "J. JLARC shall evaluate and review the cost of competing adjustment (COCA) as a part of its study on SOQ standards and funding."

Explanation:

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

Item 42 #1c

Judicial Department	FY22-23	FY23-24
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Conference Report to House Bill 30

Supreme Court

\$94,963

\$94,963 GF

Language:

Page 28, line 1, strike "\$46,811,899" and insert "\$46,906,862".

Page 28, line 1, strike "\$46,808,194" and insert "\$46,903,157".

Page 30, after line 14, insert:

"R. Included in the amounts appropriated for this item is \$94,963 each year from the general fund to implement the Hope Card Program in all circuit and district courts in the Commonwealth."

Explanation:

(This amendment provides \$94,963 from the general fund each year to establish the Hope Card Program in concert with the passage of Chapter 374, 2022 Regular Session, Acts of Assembly. The Hope Card Program allows anyone with a valid protective order to obtain a card summarizing the protective order's critical information. The card provides victims with a durable and convenient means of carrying pertinent information regarding an existing order.)

Item 42 #2c

Judicial Department

Supreme Court

Language

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 Virginia 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 Virginia Code 18.2-254.2 (B)."

Explanation:

(This amendment includes language directing the Office of the Executive Secretary of the Supreme Court to promote accessibility and funding for veterans treatment dockets.)

Item 43 #1c

Judicial Department

Court of Appeals of Virginia

Language

Language:

Page 30, line 33, strike "ten (10)" and insert "sixteen (16)".

Explanation:

(This technical language amendment corrects an embedded reference to update the current number of judges on the Court of Appeals of Virginia.)

Item 44 #1c

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 #2c

Judicial Department

Circuit Courts

Language

Language:

Page 32, strike lines 7 through 11.
Page 32, line 12, strike "2." and insert "F.1."
Page 32, line 22, strike "3." and insert "2."
Page 32, line 28, strike "4." and insert "3."

Explanation:

(This is a technical amendment that removes budget language superseded by the passage of Chapters 569 and 570 of the 2022 Acts of Assembly.)

Item 44 #3c

Conference Report to House Bill 30

Judicial Department	FY22-23	FY23-24	
Circuit Courts	\$1,021,923	\$1,021,923	GF

Language:

Page 31, line 7, strike "\$113,153,467" and insert "\$114,175,390".
Page 31, line 7, strike "\$113,153,467" and insert "\$114,175,390".
Page 31, line 40, strike "\$129,488,054" and "\$129,488,054" and insert:
"\$130,509,977" and "\$130,509,977".

Explanation:

(This amendment provides over \$1.0 million from the general fund each year to increase the compensation the court pays for court-appointed professional services rendered, consistent with Chapter 304, 2022 Regular Session, Acts of Assembly.)

Item 45 #1c

Judicial Department	FY22-23	FY23-24	
General District Courts	\$4,020,781	\$4,386,307	GF

Language:

Page 33, line 8, strike "\$139,584,496" and insert "\$143,605,277".
Page 33, line 8, strike "\$139,584,496" and insert "\$143,970,803".
Page 33, after line 46, insert:
"H. Included within the appropriation for this item is \$4,020,781 the first year and \$4,386,307 the second year from the general fund to increase the base wage and salaries of all clerks and deputy clerks of the general district courts and the juvenile and domestic relations courts by \$2,000, effective July 10, 2022."

Explanation:

(This amendment provides \$4.0 million the first year and \$4.4 million from the general fund in the second year to increase the salaries of general district court clerks, deputy clerks, and supervising deputy clerks by \$2,000, effective July 10, 2022 for the August 1, 2022 payday.)

Item 48 #1c

Judicial Department	
Magistrate System	Language

Language:

Page 35, line 35, after "plan" insert:

Conference Report to House Bill 30

", which shall become effective no earlier than July 10, 2022".

Explanation:

(This amendment includes language to delay the effective date for the magistrate compensation initiative to July 10, 2022 for the August 1, 2022 payday, consistent with other targeted compensation initiatives and the across-the-board salary increase provided in fiscal year 2023.)

	Item 51 #1c	
Judicial Department	FY22-23	FY23-24
Indigent Defense Commission	\$859,920 8.00	\$859,920 8.00 GF FTE

Language:

Page 36, line 34, strike "\$68,676,380" and insert "\$69,536,300".

Page 36, line 34, strike "\$68,676,380" and insert "\$69,536,300".

Page 37, line 2, strike "\$5,698,089" and "\$5,698,089" and insert: "\$6,558,009" and "\$6,558,009".

Page 37, after line 7, insert:

"D. The Commission shall convene a workgroup to assess the feasibility of creating an Appellate Defender Office."

Explanation:

(This amendment provides funding of \$859,920 each year from the general fund and eight positions for the Indigent Defense Commission to accommodate workload increases. This amendment also directs the Commission to convene a workgroup to assess the feasibility of establishing an Appellate Defender Office.)

	Item 55 #1c	
Executive Offices	FY22-23	FY23-24
Office of the Governor	\$75,000	\$0 GF

Language:

Page 40, line 4, strike "\$5,691,439" and insert "\$5,766,439".

Page 40, after line 20, insert:

"E.1. Out of this appropriation, \$75,000 the first year from the general fund is provided to support a comprehensive review of workforce development in the state.

2. The Governor shall designate a member of the Executive Branch to be an advisor on Health Workforce Development in Virginia. This advisor may or may not have other duties and

Conference Report to House Bill 30

responsibilities. The Health Workforce Development advisor shall gather information to evaluate the status of health workforce development in the Commonwealth. The advisor also shall recommend options to improve such workforce development to make Virginia's health workforce the best it can be to maximize the health status of Virginians and the quality of health care provided to Virginians. The advisor shall work with Secretariats and state agencies, with designated boards, with the Virginia Health Workforce Development Authority, with regional bodies in Virginia, with private entities involved in health workforce development, and with charitable entities working to promote development of an outstanding health workforce. The advisor shall work with designated persons in the offices of the Secretaries of Labor, Health and Human Resources, Education, and Commerce and Trade. The Health Workforce Development advisor shall produce any reports requested by the Governor to help use the workforce to improve the health of Virginians and the quality of care provided."

Explanation:

(This amendment provides \$75,000 in fiscal year 2023 from the general fund to support a comprehensive review of health workforce development in the state.)

	Item 55 #2c	
Executive Offices	FY22-23	FY23-24
Office of the Governor	(\$255,388) -1.00	(\$459,544) GF -2.00 FTE

Language:

Page 40, line 4, strike "\$5,691,439" and insert "\$5,436,051".
 Page 40, line 4, strike "\$5,717,114" and insert "\$5,257,570".

Explanation:

(This amendment defers new positions and funding of \$255,388 the first year and \$459,544 the second year from the general fund designated for the Cannabis Equity Reinvestment Board, due to continuation of Senate Bill 391 of the 2022 General Assembly to the 2023 General Assembly Session.)

	Item 55 #3c	
Executive Offices	FY22-23	FY23-24
Office of the Governor	(\$181,031) -2.00	(\$206,706) GF -2.00 FTE

Language:

Page 40, line 4, strike "\$5,691,439" and insert "\$5,510,408".

Conference Report to House Bill 30

Page 40, line 4, strike "\$5,717,114" and insert "\$5,510,408".

Page 40, strike lines 19 through 20 and insert:

"D. This item includes \$479,500 the first year and \$479,500 the second year from the general fund and four and a half positions for the Office of the Children's Ombudsman."

Explanation:

(This amendment removes \$181,031 in the first year and \$206,706 in the second year from the general fund and eliminates two positions provided for additional staff for the Office of the Children's Ombudsman. The newly established Office is currently staffed with four and a half positions.)

Item 55 #4c

Executive Offices	FY22-23	FY23-24	
Office of the Governor	\$1,950,000 10.00	\$1,950,000 10.00	GF FTE

Language:

Page 40, line 4, strike "\$5,691,439" and insert "\$7,641,439".

Page 40, line 4, strike "\$5,717,114" and insert "\$7,667,114".

Explanation:

(This amendment provides funding and positions for the Governor's office, to include up to \$750,000 and 4 positions for the Office of the Chief Transformation Officer.)

Item 61 #1c

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 from the general fund each year for the purpose of establishing an office for the Office of the Attorney General in Hampton Roads.)

Item 61 #2c

Conference Report to House Bill 30

Executive Offices	FY22-23	FY23-24	
Attorney General and Department of Law	(\$108,613) -1.00	(\$108,613) -1.00	GF FTE

Language:

Page 41, line 38, strike "\$43,826,723" and insert "\$43,718,110".
Page 41, line 38, strike "\$43,826,723" and insert "\$43,718,110".

Explanation:

(This amendment removes \$108,613 in each year from the general fund and one position proposed in the introduced budget for an Animal Law Unit at the Office of the Attorney General).

Item 61 #3c

Executive Offices	FY22-23	FY23-24	
Attorney General and Department of Law	\$1,707,817 13.00	\$2,600,000 26.00	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 "\$46,426,723".

Explanation:

(This amendment provides \$1.7 million and 13 positions the first year and \$2.6 million and 26 positions the second year from the general fund to support workload impacts for the Office of the Attorney General. The positions may be used for purposes associated with Chapter 489, 2021 Acts of Assembly, Special Session 1, which expanded the jurisdiction of the Court of Appeals.)

Item 61 #4c

Executive Offices

Attorney General and Department of Law

Language

Language:

Page 42, line 50, after "(iv) law students" insert:
"who receive a non-salary stipend from their law school or another institution".
Page 42, line 51, after "graduates" insert:
"who graduated within the past two years".

Conference Report to House Bill 30

Page 42, line 51, strike "a separate" and insert:
"their graduating".

Page 42, line 51, after "with a", insert "non-salary".

Explanation:

(This amendment amends language to clarify that law students who receive a non-salary stipend from their law school or another institution, 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 69 #1c	
Executive Offices	FY22-23	FY23-24
Interstate Organization Contributions	(\$352,000)	(\$352,000) GF

Language:

Page 46, line 47, strike "\$542,939" and insert "\$190,939".

Page 46, line 47, strike "\$542,939" and insert "\$190,939".

Page 47, strike line 7.

Explanation:

(This amendment removes \$352,000 from the general fund each year associated with dues for Virginia to join the Southeast Crescent Commission).

	Item 72 #1c	
Administration	FY22-23	FY23-24
Compensation Board	(\$10,700,092)	(\$9,835,821) GF

Language:

Page 48, line 29, strike "\$588,315,380" and insert "\$577,615,288".

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

Page 51, strike lines 53 through 55 and insert:

"P. Out of the amounts appropriated in this item, \$7,332,246 the first year and \$9,835,820 the second year from the general fund is provided for additional behavioral health case managers and medical treatment positions in local and regional jails. The Compensation Board shall provide a progress report on the implementation of these positions, including but not limited to the amount of funding allocated to each jail and how the jail utilized the funding, behavioral health screening and assessment of individuals committed to local correctional facilities, the type of mental health services provided, the number of individuals with serious mental illness

Conference Report to House Bill 30

assessed as requiring behavioral health services who (i) needed and (ii) received discharge planning upon release from the local correctional facility, and barriers to implementing the initiative. A progress report shall be submitted to the Governor, the Secretary of Administration, the Chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee, and the Director, Department of Planning and Budget on or before November 1, 2022 and November 1, 2023."

Page 52, strike lines 1 through 11.

Explanation:

(This amendment reduces funding by \$10,700,092 the first year and \$9,835,821 the second year from the general fund to reflect a phasing-in of behavioral health positions in local and regional jails. Additionally, this amendment revises language included in the introduced budget related to requirements for the Compensation Board to report on the use and impact of these new positions.)

Item 72 #2c

Administration

Compensation Board

Language

Language:

Page 49, line 42, strike "Notwithstanding" and insert "In accordance with".

Page 49, line 42, strike "or any other section of the".

Page 49, line 43, after "Virginia," insert:

"sheriffs are responsible for ensuring courtroom safety and chief judges are responsible, by agreement with the sheriff of the jurisdiction, for the designation of courtroom security deputies for their respective courts. However,"

Page 49, line 44, after "ordered", insert "by a judge".

Page 49, line 45, after "ordered", insert "by a judge".

Page 49, line 46, after "ordered", insert "by a judge".

Explanation:

(This language amendment provides clarification regarding the ordering of sheriff deputies for courtroom security.)

Item 72 #3c

Administration

Compensation Board

FY22-23

(\$3,893,221)

FY23-24

\$0 GF

Language:

Conference Report to House Bill 30

Page 48, line 29, strike "\$588,315,380" and insert "\$584,422,159".
Page 52, line 12, strike "\$35,370,400" and insert "\$32,154,902".
Page 52, line 14, after "\$42,000" insert "effective August 1, 2022".
Page 52, line 20, strike "\$7,454,942" and insert "\$6,777,219".
Page 52, line 22, after "years" insert "effective August 1, 2022".

Explanation:

(This amendment adjusts funding included in the introduced budget for increased compensation for deputy sheriffs to reflect an effective date of August 1, 2022.)

	Item 73 #1c	
Administration	FY22-23	FY23-24
Compensation Board	\$4,633,444	\$7,020,908 GF

Language:

Page 52, line 24, strike "\$45,707,959" and insert "\$50,341,403".
Page 52, line 24, strike "\$46,116,147" and insert "\$53,137,055".
Page 53, line 13, after "day", insert:
"through June 30, 2022, and \$15 per inmate day effective July 1, 2022".

Explanation:

(This amendment provides \$4,633,444 the first year and \$7,020,908 the second year from the general fund to increase the per diem for every state-responsible inmate housed at a local or regional jail by \$3/day, effective July 1, 2022. A state-responsible inmate is defined as a person convicted of one or more felony offenses for which the sum of consecutive sentences is more than one year. At present, the state provides local and regional jails with a stipend of \$12 per inmate day for each state-responsible inmate.)

	Item 73 #2c	
Administration	FY22-23	FY23-24
Compensation Board	\$500,000	\$500,000 GF

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

Conference Report to House Bill 30

housed at the jail at any given time.”

Explanation:

(This amendment provides \$500,000 general fund 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 75 #1c	
Administration	FY22-23	FY23-24
Compensation Board	\$673,767	\$735,018 GF

Language:

Page 56, line 8, strike "\$21,586,535" and insert "\$22,260,302".
Page 56, line 8, strike "\$21,663,428" and insert "\$22,398,446".

Explanation:

(This amendment provides funding to restore state support for Compensation Board allocated positions in the offices of Commissioners of the Revenue that were previously de-funded due to budget reductions.)

	Item 77 #1c	
Administration	FY22-23	FY23-24
Compensation Board	\$1,287,189	\$1,544,627 GF

Language:

Page 59, line 33, strike "\$63,262,583" and insert "\$64,549,772".
Page 59, line 33, strike "\$63,293,323" and insert "\$64,837,950".
Page 61, after line 52, insert:

"O. Out of the appropriation for this item is \$1,287,908 the first year and \$1,544,627 the second year from the general fund to provide a \$1,250 increase to the base wage and salaries of all circuit court employees, effective August 1, 2022."

Explanation:

(This amendment provides a \$1,250 salary increase for circuit court clerk employees, effective August 1, 2022. As Compensation Board distributions are made on a monthly reimbursement basis, the first year amount reflects payments for ten out of twelve months, while the second year amount reflects a full annual reimbursement schedule.)

Conference Report to House Bill 30

Item 78 #1c

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.)

Item 79 #1c

Administration		Language
Compensation Board		

Language:

Page 63, line 36, strike "11,425" and "11,520" and insert: "11,645" and "11,740".

Page 63, line 37, strike "796" and "808" and insert: "923" and "935".

Explanation:

(This amendment updates the Compensation Board position table to reflect 220 new sheriff positions per year, including 125 new behavioral health positions and a technical update of 95 sheriff positions for allocations provided in prior biennium, and 127 new partially-funded medical treatment positions each year. The new behavioral health and medical position updates are in concert with a corresponding amendment to phase-in new jails mental health staffing.)

Item 81 #1c

Administration		Language
Department of General Services		

Language:

Page 68, line 16, strike "three" and insert "four".

Page 68, line 17, strike "four" and insert "five".

Explanation:

Conference Report to House Bill 30

(This language amendment increases the rates charged for the administration of statewide leases to be commensurate with personnel costs when accounting for the statewide raises in the first and second year. The administration of leases is handled by the Division of Real Estate and Facilities Management within the Department of General Services. A companion amendment in Central Appropriations provides funding for the estimated general fund impact of these rate increases.)

Item 82 #1c

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 general fund in fiscal year 2023 for consulting costs for the Department of General Services related to a review of facial recognition technology for agency use, consistent with the provisions of Senate Bill 741 of the 2022 General Assembly.)

Item 83 #1c

Administration	FY22-23	FY23-24	
Department of General Services	\$2,689,849	\$3,726,693	NGF
	20.00	20.00	FTE

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".

Page 69, line 28, strike "\$42,867,787" and "\$42,867,787" and insert: "\$45,557,636" and "\$46,594,480".

Explanation:

(This amendment provides \$2.7 million the first year and \$3.7 million the second year in nongeneral fund appropriation and 20.0 FTE positions for the Department of General Services

Conference Report to House Bill 30

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 83 #2c

Administration	FY22-23	FY23-24	
Department of General Services	\$750,000	\$750,000	GF
	2.00	2.00	FTE

Language:

Page 69, line 18, strike "\$56,188,992" and insert "\$56,938,992".
Page 69, line 18, strike "\$56,195,154" and insert "\$56,945,154".
Page 70, line 28, strike "\$164,082" and "\$164,082" and insert:
"\$464,182" and "\$464,182".

Explanation:

(This amendment provides funding of \$750,000 each year from the general fund and 2.0 FTE positions for the Department of General Services to support workload increases related to statewide initiatives.)

Item 83 #3c

Administration

Department of General Services

Language

Language:

Page 70, line 25, strike "\$182.00" and insert "\$192.00"
Page 70, line 26, strike "\$182.00" and insert "\$192.00".

Explanation:

(This language amendment increases the rate for architectural and engineering services provided by the Division of Engineering and Buildings within the Department of General Services. This rate change is commensurate with increased personnel costs resulting from the statewide raises in the first and second year.)

Item 85 #1c

Administration

Department of General Services

Language

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 inventory state agency call center contractual staffing solutions currently in place, and make recommendations on the benefit of developing a statewide standing call center staffing augmentation contract. The agencies shall report 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 Information Technologies Agency to collaboratively assess current call center staffing contracts and make recommendations regarding the benefit of developing a new statewide contract. The agencies are to 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 in response to a policy recommendation contained in the Joint Legislative Audit and Review Commission's November 2021 report, "Operations and Performance of the Virginia Employment Commission".)

Item 86 #1c

Administration

Department of Human Resource Management

Language

Language:

Page 74, after line 27, insert:

"J. The Department of Human Resource Management shall work with the Department of General Services to review the feasibility of offering childcare services to state employees within the Capitol Square complex. As part of the review the Department shall consider the feasibility of reestablishing the childcare center in the VDOT building at 1201 East Broad Street. The Department shall report its recommendations to the Governor and the General Assembly by November 1, 2022."

Explanation:

(This amendment requires DHRM and DGS to review the feasibility of offering childcare services within the Capitol Square complex. This service was previously offered in the VDOT building on Broad Street.)

Item 86 #2c

Administration

Department of Human Resource Management

Language

Language:

Page 74, after line 27, insert:

"J. The Department of Human Resource Management (DHRM) shall compile data related to the number of employees teleworking and the number of days per week such employees telework, by agency. Such data shall include: i.) the number of employees teleworking and days per week such employees teleworked under approved agency-based telework agreements during calendar year 2019, and the percentage of the overall agency personnel complement such employees represented; ii.) the number of employees teleworking and days per week such employees teleworked from March 2020 through July 4, 2022, and the percentage of the overall agency personnel complement such employees represented; and iii.) the number of employees approved for teleworking and days per week such employees telework under the Standard Telework Agreement, effective July 5, 2022, pursuant to DHRM Policy 1.61, and the percentage of the overall personnel complement such employees represent. DHRM shall prepare and deliver a report including such data to the Chairs of the House Appropriations and Senate Finance and Appropriations Committee by November 1, 2022."

Explanation:

(This amendment directs the Department of Human Resource Management to compile and report data on the number of employees for each agency working remotely and the days per week each employee remotely worked for the 2019 calendar year, during the Coronavirus pandemic and prior to July 5, 2022, and under the new Standard Telework Agreement effective July 5, 2022.)

Item 89 #1c

Administration

FY22-23

FY23-24

Department of Elections

\$2,200,000

\$0 GF

Language:

Page 76, line 19, strike "\$19,602,217" and insert "\$21,802,217".

Page 77, after line 14, insert:

"G. Out of this appropriation, \$2,200,000 the first year from the general fund is provided for the department to mail Voter Information Notices to all registered voters in the Commonwealth of Virginia in response to changes made to the districts of the House of Delegates, the districts of the Senate of Virginia, the districts of Congressional Representatives, and some local districts during the redistricting process in accordance with the provisions of § 24.2-306, Code of Virginia. The department shall include information on new voter legislative districts, and, to the extent it is available, new polling locations in this notice."

Conference Report to House Bill 30

Explanation:

(This amendment provides \$2.2 million in fiscal year 2023 for the Department of Elections to notify all registered voters of recent changes made to the Commonwealth's legislative districts during the redistricting process.)

	Item 89 #2c	
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".

Page 77, after line 14, insert:

"G. Out of this appropriation, \$6,208 the first year and \$12,416 the second year from the general fund is provided to support costs associated with the expansion of the State Board of Elections."

Explanation:

(This amendment provides \$18,624 over the biennium to effectuate the provisions of House Bill 305 and Senate Bill 371 of the 2022 General Assembly.)

	Item 89 #3c	
Administration	FY22-23	FY23-24
Department of Elections	(\$300,000)	(\$300,000) GF

Language:

Page 76, line 19, strike "\$19,602,217" and insert "\$19,302,217".

Page 76, line 19, strike "\$19,602,217" and insert "\$19,302,217".

Explanation:

(This amendment adjusts the Department of Election's base budget by \$300,000 in each fiscal year. Chapter 552, 2021 Acts of Assembly, Special Session I directed one-time funds of \$300,000 to voter education and outreach. This one-time funding was not removed from the agency's base budget for the upcoming biennium.)

	Item 89 #4c	
Administration		

Conference Report to House Bill 30

Department of Elections

Language

Language:

Page 77, strike lines 9 through 14.

Explanation:

(This amendment removes language allowing the Department of Elections to continue to reimburse localities for absentee ballot prepaid postage costs with remaining funds provided during Special Session I of the 2020 General Assembly. A companion amendment to House Bill 29 reverts these fund balances.)

Item 89 #5c

Administration

Department of Elections

Language

Language:

Page 77, after line 14, insert:

"G. Out of this appropriation, \$1,250,000 the first year and \$1,250,000 the second year from the general fund is provided for the department to educate voters on the laws and regulations governing elections in Virginia, upcoming general elections, primaries, and special elections, and any changes to Virginia's legislative districts and voter precincts."

Explanation:

(This amendment provides \$2.5 million over the biennium for voter education and outreach efforts on the laws and regulations governing elections in Virginia.)

Item 93 #1c

Administration

FY22-23

FY23-24

Virginia Information Technologies
Agency

\$4,921,400
\$21,396,396

\$0 GF
\$0 NGF

Language:

Page 79, line 42, strike "\$52,932,842" and insert "\$79,250,638".

Page 81, after line 6, insert:

"F.1. Out of the amounts provided in this item, \$4,921,400 the first year from the general fund and \$21,396,396 in nongeneral fund appropriation is for cybersecurity grant awards under State and Local Cybersecurity Improvement Act subtitle of the Infrastructure Investment and Jobs Act of 2021, P.L. 117-58. The Virginia Information Technologies Agency (the agency) shall take the necessary steps to obtain and use the cybersecurity grant funding that is available to

Conference Report to House Bill 30

Virginia under this program. The general fund appropriation provided herein is intended to serve as the full program match for grant availability under this program. Any balances remaining from the general fund 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.

2. In accordance with the federal grant requirements, the agency shall establish, and identify candidates for appointment by the Governor to a planning committee that includes members from (i) state government; counties, cities, and towns; institutions of public education and health within Virginia; and (ii) suburban, rural, and high-population jurisdictions. No less than half of the members shall have substantial professional experience in cybersecurity or information technology. The Chief Information Officer of the Commonwealth, or the Chief Information Security Officer as designee, shall be the Chair of the planning committee. Staffing for the planning committee shall be provided by the agency. In addition, the agency shall: (i) develop a cybersecurity plan, present such plan to the planning committee for approval, and submit such plan to the appropriate federal officials in compliance with the federal program requirements; (ii) propose priorities for grant funding for the planning committee's consideration and approval, in establishing priorities, the committee shall consider the needs of local school divisions; (iii) approve, manage, and allocate grant funding once received, ensuring that the grants fit within the priorities approved by the planning committee; and (iv) report on program's activities to the House Appropriations Committee and the Senate Finance and Appropriations Committee by October 1 of each year of the program. To the extent permitted by federal grant guidelines, the agency may retain a portion of the federal grant funding to reimburse actual costs incurred in providing support and administration of the provisions of this paragraph."

Explanation:

(This amendment provides \$4.9 million the first year in general fund and \$21.6 million in nongeneral fund appropriation 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. The amendment includes mandatory carryforward language for these funds to be available in accordance with the federal grant drawdown timeline. 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 fiscal year 2022 that adds the same language directing the agency to take steps to obtain the federal funds and establish the planning committee.)

Item 93 #2c

Administration

Virginia Information Technologies Agency

Language

Language:

Page 80, line 7, strike "11.65 percent the first year and 11.84" and insert: "11.79 percent in the first year and 12.13".

Explanation:

(This is a technical language amendment to revise the Virginia Information Technologies Agency (VITA) overhead rate to reflect three new VITA security positions added in the first year and six new VITA security positions added in the second year.)

Item 94 #1c

Administration

Virginia Information Technologies Agency

Language

Language:

Page 81, line 33, after "systems.", 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 94 #2c

Administration

FY22-23

FY23-24

Virginia Information Technologies Agency

\$588,000
3.00

\$1,176,000 NGF
6.00 FTE

Language:

Page 81, line 8, strike "\$9,426,518" and insert "\$10,014,518".
Page 81, line 8, strike "\$10,231,184" and insert "\$11,407,184".

Explanation:

(This amendment provides \$588,000 in nongeneral fund appropriation and 3.0 FTE positions the first year and \$1,176,000 in nongeneral fund appropriation and 6.0 FTE positions the second year to strengthen information security staffing at the Virginia Information Technologies Agency (VITA). These positions are provided at the recommendation of the Joint Legislative Audit and Review Commission, which directed VITA to submit a report by December 2021

Conference Report to House Bill 30

stating the additional security positions needed to remain on the forefront of industry standards. This amendment addresses half of the position need presented by VITA. As these position costs are supported by rates paid by participating customer agencies, a companion amendment in Central Appropriations provides the estimated general fund impact of these additional staff.)

Item 96 #1c

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

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" and "\$600,000" and " insert: "\$1,600,000" and "\$1,600,000".

Explanation:

(This amendment provides \$1.0 million from the general fund 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 98 #1c

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	(\$2,500,000) -1.00	(\$2,500,000) -1.00	GF FTE

Language:

Page 84, line 34, strike "\$27,229,689" and insert "\$24,729,689".
 Page 84, line 34, strike "\$27,229,689" and insert "\$24,729,689".
 Page 85, line 41, strike "G.1" and insert "G."
 Page 85, line 41, strike "\$3,375,000" and "\$3,375,000" and insert: "\$875,000" and "\$875,000".
 Page 85, strike lines 45 and 46.
 Page 86, strike line 1.

Explanation:

(This amendment removes a proposed \$2,500,000 general fund increase and one FTE each year

Conference Report to House Bill 30

for the Virginia Farmland Preservation Fund.)

Item 98 #2c

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$0	(\$952,375)	GF

Language:

Page 84, line 34, strike "\$27,229,689" and insert "\$26,277,314".

Page 85, line 37, after "first year" strike the remainder of the line.

Page 85, line 38, after "general fund" insert:

"and an amount the second year to be provided consistent with the provisions of Chapters 84 and 85 of the Acts of Assembly of 2022".

Explanation:

(This amendment removes the \$952,375 general fund deposit proposed the second year for the Virginia Spirits Promotion Fund and directs that the second year deposit shall be determined in a manner consistent with House Bill 20 and Senate Bill 196 of the 2022 General Assembly.)

Item 98 #3c

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$125,000	\$0	GF

Language:

Page 84, line 34, strike "\$27,229,689" and insert "\$27,354,689".

Page 85, line 34, strike "E." and insert "E.1."

Page 85, after line 36, insert:

"2. Out of the amounts provided in this item, \$125,000 the first year from the general fund is provided to support the Wine Board of Virginia for the purpose of developing vinifera-style wine grapes adapted to the Mid-Atlantic region."

Explanation:

(This amendment directs \$125,000 the first year from the general fund for the purpose of breeding vinifera-style wine grapes adapted to the Mid-Atlantic US with a specified focus on combining vinifera fruit quality with downy mildew resistance, with an objective of commercializing the resulting variety within 10 to 15 years.)

Conference Report to House Bill 30

Item 99 #1c

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 "\$1,750,000" and insert:
 "\$1,500,000" and "\$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 #1c

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 from the general fund in new funding for the invasive species detection program over the biennium.)

Item 104 #1c

Agriculture and Forestry	FY22-23	FY23-24	
Department of Agriculture and Consumer Services	\$700,000 7.00	\$700,000 7.00	GF FTE

Language:

Page 88, line 5, strike "\$12,127,094" and insert "\$12,827,094".
 Page 88, line 5, strike "\$12,127,094" and insert "\$12,827,094".
 Page 88, after line 30, insert:
 "C. Out of the amounts in this item \$700,000 in the first year and \$700,000 in the second year

Conference Report to House Bill 30

from the general fund and 7 positions is provided for investigation, and enforcement activities related to hemp product violations at food product establishments regulated by the department."

Explanation:

(This amendment provides \$700,000 GF and 7.0 FTE positions each year to allow VDACS to regulate hemp products intended for human consumption.)

Item 107 #1c

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 funding for a proposed new policy, planning and research staff position at the Department of Agriculture and Consumer Services.)

Item 108 #1c

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 of this item, \$1,000,000 the first year from the general fund shall be provided for the Forest Sustainability Fund established pursuant to § 58.1-3242.1, Code of Virginia."

Explanation:

(This amendment provides \$1.0 million from the general fund the first year to capitalize the Forest Sustainability Fund, established pursuant to the provisions of House Bill 180 and Senate Bill 184 of the 2022 General Assembly.)

Item 108 #2c

Conference Report to House Bill 30

Agriculture and Forestry	FY22-23	FY23-24	
Department of Forestry	(\$3,000,000)	(\$3,000,000)	GF

Language:

Page 89, line 30, strike "\$47,618,537" and insert "\$44,618,537".
Page 89, line 30, strike "\$42,041,707" and insert "\$39,041,707".

Explanation:

(This amendment removes \$3.0 million from the general fund each year in proposed supplemental funding for grants to localities in support of local tree planting and maintenance. Funding from the Water Quality Improvement Fund is transferred to the Department of Forestry for this purpose.)

Item 108 #3c

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 "\$46,618,537".

Explanation:

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

Item 108 #4c

Agriculture and Forestry	
Department of Forestry	Language

Language:

Page 90, after line 26, insert:
"M. The Department of Forestry, with assistance from the Department of Environmental Quality and the Virginia Economic Development Partnership, shall prepare an assessment of the environmental benefits of Virginia's forests and its forest economy. This assessment shall include, but not be limited to, (i) the air quality benefits, including the sequestration of greenhouse gases, provided by Virginia's forests and timberlands; (ii) the economic activities that promote the growth and health of Virginia's forests and timberlands, including the use of active forest management and the production and use of products derived from forest resources; and, (iii) other such environmentally beneficial aspects of Virginia's forests, timberlands, and

Conference Report to House Bill 30

forest economy as the Department may identify. The Department shall present its findings to the Chairs of the House Committee on Agriculture, Chesapeake and Natural Resources and the Senate Committee on Agriculture, Conservation, and Natural Resources no later than December 1, 2022."

Explanation:

(This amendment directs the Department of Forestry to prepare an assessment of the environmental benefits of Virginia's forests and its forest economy.)

Item 111 #1c

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: (1) 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; (2) 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 (3) the Commonwealth shall receive the remainder as a license tax."

Explanation:

(This amendment specifies the percentage distribution of the pool for the Virginia Horse Center.)

Item 112 #1c

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 proposed funding and one FTE to formalize the Office of Outdoor

Conference Report to House Bill 30

Recreation in the Secretary of Commerce and Trade's Office.)

Item 112 #2c

Commerce and Trade

Secretary of Commerce and Trade

Language

Language:

Page 93, strike lines 16 through 18.

Explanation:

(This amendment eliminates language under the Secretary of Commerce and Trade directing the Secretary to develop a strategic workforce development plan for the Commonwealth as a part of the state's economic development policy. The state's strategic workforce development plan and its alignment to the state's economic development policy is a responsibility of the Secretary of Labor in § 2.2-214.3, Code of Virginia.)

Item 113 #1c

Commerce and Trade

Economic Development Incentive Payments

Language

Language:

Page 94, strike lines 38 through 43.

Explanation:

(This amendment removes obsolete budget language related to the Virginia Economic Development Incentive Grant (VEDIG) program. The budget language eliminates the cap for 2017 VEDIG projects, and is no longer necessary.)

Item 113 #2c

Commerce and Trade

Economic Development Incentive Payments

FY22-23

(\$3,500,000)

FY23-24

(\$2,500,000) GF

Language:

Page 93, line 24, strike "\$99,583,083" and insert "\$96,083,083".
Page 93, line 24, strike "\$100,697,290" and insert "\$98,197,290".
Page 94, line 24, strike "7,500,000" and "\$7,500,000" and insert:

Conference Report to House Bill 30

"4,000,000" and "\$5,000,000".

Explanation:

(This amendment provides \$9.0 million over the biennium from the general fund for the Governor's Motion Picture Opportunity Fund.)

		Item 113 #3c	
Commerce and Trade	FY22-23	FY23-24	
Economic Development Incentive Payments	\$54,500,000	\$54,500,000	GF

Language:

Page 93, line 24, strike "\$99,583,083" and insert "\$154,083,083".

Page 93, line 24, strike "\$100,697,290" and insert "\$155,197,290".

Page 95, after line 47, insert:

"P.1. Out of the appropriation in this item, \$54,500,000 the first year, and \$54,500,000 the second year from the general fund shall be provided for the Virginia Business Ready Sites Program Fund, and shall be used in accordance with the provisions of Chapter 83 of the 2022 Acts of Assembly. As a condition of the grants awarded from these funds, the Virginia Economic Development Partnership Authority shall require grant recipients to provide matching funds.

2. It is the intent of the General Assembly that the Virginia Economic Development Partnership Authority consider investing these funds in economic development sites over 1,000 acres ("mega-sites"), and smaller sites of at least 50 acres concentrated in GO Virginia Regions 1 and 2.

3. Notwithstanding the provisions of Chapter 83 of the 2022 Acts of Assembly, the Virginia Economic Development Partnership Authority may reimburse localities, without a local match requirement, for fees associated with rezoning land for the purpose of building a portfolio of strategic economic development sites in Virginia from the funds provided in this paragraph.

4. The Virginia Economic Development Partnership Authority may use up to \$19,000,000 of the funds provided in this paragraph for an economic development project approved by the MEI Project Approval Commission on May 17, 2022."

Explanation:

(This amendment provides \$109.0 million from the general fund over the biennium for the Virginia Business Ready Sites Program Fund created by Chapter 83 of the 2022 Acts of Assembly. A companion amendment in Central Accounts provides an additional contingent appropriation of \$50.0 million.)

Item 113 #4c

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 from the general fund in fiscal year 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 113 #5c

Commerce and Trade

Economic Development Incentive Payments

Language

Language:

Page 95, after line 47, insert:

"P. The State Comptroller shall continue the Property Analytics Firm Infrastructure Grant Fund as established in Item 112, Paragraph S. of House Bill 29, 2022 General Assembly, Special Session I. All moneys in this Fund shall be used as provided for in Item 112, Paragraph S. of House Bill 29, 2022 General Assembly, Special Session I."

Explanation:

(This amendment continues the Property Analytics Firm Infrastructure Grant Fund established in House Bill 29 for the purposes of investing in infrastructure improvements in the City of

Conference Report to House Bill 30

Richmond in connection with the CoStar economic development project.)

Item 114 #1c

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 97, after line 52, insert:

"K. The department 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 creating this model 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 final model lease shall be made available on the department's website in at least two languages, English and Spanish."

Explanation:

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

Item 114 #2c

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 96, line 36, strike "in the first year".

Explanation:

(This amendment cleans-up reporting language in the budget requiring the Department of Housing and Community Development to submit an annual report on the state's homelessness prevention programs to the Chairs of the House Appropriations Committee, Senate Finance and Appropriations Committee, and Director of the Department of Planning and Budget.)

Item 114 #3c

Commerce and Trade

FY22-23

FY23-24

Department of Housing and
Community Development

(\$50,000,000)

(\$100,000,000)

GF

Conference Report to House Bill 30

Language:

Page 96, line 7, strike "\$346,496,495" and insert "\$296,496,495".

Page 96, line 7, strike "\$396,496,495" and insert "\$296,496,495".

Page 96, line 50, strike "\$125,000,000" and "\$175,000,000" and insert: "\$75,000,000" and "\$75,000,000".

Page 97, after line 9, insert:

"3. In any year where claims for the Virginia Housing Opportunity Tax credit exceed revenue loss assumptions in "The Economic Outlook and Revenue Forecast" report (GACRE Report) prepared by the Secretary of Finance and submitted to the General Assembly annually in December (net lost revenues), the Governor is authorized to direct the State Comptroller to transfer an amount equal to these net lost revenues from the Virginia Housing Trust Fund to the general fund."

Explanation:

(This amendment provides \$75.0 million in each year from the general fund for the Virginia Housing Trust Fund.)

Item 114 #4c

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 97, after line 9, insert:

"3. As a part of its plan for 2022 required by § 36-150, Code of Virginia, the department shall include an assessment on the feasibility of using Virginia Housing Trust Fund resources to acquire, stabilize and improve manufactured home parks as a source of affordable housing for Virginians."

Explanation:

(This budget amendment requires the Department of Housing and Community Development to review the feasibility of using resources in the Virginia Housing Trust Fund to develop manufactured home parks as a source of affordable housing for Virginians.)

Item 114 #5c

Commerce and Trade

Department of Housing and
Community Development

FY22-23

\$564,000

FY23-24

\$564,000

GF

Language:

Page 96, line 7, strike "\$346,496,495" and insert "\$347,060,495".

Page 96, line 7, strike "\$396,496,495" and insert "\$397,060,495".

Page 97, after line 52, insert:

"K. Out of this appropriation, \$564,000 the first year and \$564,000 the second year from the general fund is provided for the department to effectuate the provisions of House Bill 349 of the 2022 General Assembly in collaboration with the Department of Social Services."

Explanation:

(This amendment provides \$564,000 in each fiscal year from the general fund for the Department of Housing and Community Development to implement the provisions of House Bill 349 of the 2022 General Assembly in collaboration with the Department of Social Services.)

Item 114 #6c

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 97, after line 52, insert:

"K.1. The authorization provided under Item 113, Paragraph L. of House Bill 29 of the 2022 General Assembly, Special Session I that directs the department to use up to \$11,400,000 of unobligated balances in the Low-Income Energy Efficiency Program Fund (02017) for flood relief is hereby continued. Using these funds, the department shall continue to establish and administer a program for the purposes of providing relief to residents of Virginia that lost or sustained property damage as a result of a flood disaster, mudslide, or landslide occurring on or after August 1, 2021, but before September 31, 2021, and subject to a Major Disaster Declaration (FEMA-4628-DR) issued by President Biden on October 26, 2021.

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

Conference Report to House Bill 30

federal or state relief or insurance payments received by the eligible applicant for property repairs or damage related to the disaster described in paragraph K.1. of this item.

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

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

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

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

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

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

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

Explanation:

(This amendment continues a program to provide flood relief to the residents and business owners of Hurley, Virginia established in House Bill 29.)

Item 114 #7c

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

Conference Report to House Bill 30

rental assistance to low-income, very low-income, and extremely low-income renters to enable them to afford housing costing 30% 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% 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 House Appropriations and Senate Finance and 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% of their income.)

Item 115 #1c

Commerce and Trade

Department of Housing and Community Development

Language

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 #2c

Commerce and Trade

FY22-23

FY23-24

Department of Housing and
Community Development

(\$4,000,000)

\$4,000,000

GF

Language:

Page 97, line 53, strike "\$138,480,442" and insert "\$134,480,442".

Page 97, line 53, strike "\$129,460,442" and insert "\$133,460,442".

Page 102, line 55, strike "first" and insert "second".

Page 103, line 1, strike "Town of".

Conference Report to House Bill 30

Page 103, line 1, after, "Halifax" insert "County".

Page 103, line 3, after "and" insert "local, or".

Page 103, line 3, after "by" insert "local, or".

Explanation:

(This amendment transfers funding to the second year for Halifax County to construct a water line from City of Danville to the Virginia International Raceway.)

Item 115 #3c

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 103, after line 4, insert:

"T. The department shall continue the talent pathways planning grant program established in Item 114, Paragraph S. in House Bill 29 of the 2022 General Assembly, Special Session I."

Explanation:

(This amendment continues the talent pathways planning grant program established by a companion amendment to House Bill 29.)

Item 115 #4c

Commerce and Trade

FY22-23

FY23-24

Department of Housing and
Community Development

\$48,716,344

\$18,000,000

GF

Language:

Page 97, line 53, strike "\$138,480,442" and insert "\$187,196,786".

Page 97, line 53, strike "\$129,460,442" and insert "\$147,460,442".

Page 103, after line 4, insert:

"T.1. The Department of Housing and Community Development, in collaboration with the State Council of Higher Education for Virginia shall convene a taskforce to review and recommend investments in regional initiatives to strengthen Virginia's Biotechnology, Life Sciences, and Pharmaceutical Manufacturing industry cluster (the taskforce). This taskforce shall be comprised of representatives of the Virginia Innovation Partnership Authority, Virginia Economic Development Partnership Authority, Virginia Initiative for Growth and Opportunity Board, State Council of Higher Education for Virginia, and the staff directors of the House Committee on Appropriations and the Senate Committee on Finance and Appropriations, or

Conference Report to House Bill 30

their designees. The taskforce shall use non-biased industry experts to help evaluate the investments below, but shall not receive guidance or advice from representatives of any company, institution, or organization with a vested interest in the projects outlined below.

2. Out of the appropriation in this item, \$48,716,344 the first year and \$18,000,000 the second year from the general fund shall be provided to the Department of Housing and Community Development for investments in identified regional innovation clusters. Prior to the award of any funds included in this item, the taskforce, Secretary of Commerce and Trade, and Secretary of Education shall ensure the regional innovation cluster proposals: (i) align with state or regional economic development strategies; (ii) facilitate the opportunity for job creation, wage growth, business creation, and positive economic outcomes for the Commonwealth; (iii) offer a positive return to the state for its investment; and, (iv) maximize philanthropic and federal matching funds. Upon recommendation of the taskforce and final approval from the Secretary of Commerce and Trade and Secretary of Education, the following amounts shall be awarded as follows:

a. Up to \$15,000,000 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 Richmond Regional Planning District or the Crater Planning District (central Virginia). The Virginia Biotechnology Research Partnership Authority shall award the funds as follows:

1) Of the amounts provided in paragraph T.2.a., up to \$10,000,000 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 T.2.a., up to \$5,000,000 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. 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 T.2.a., the Virginia Biotechnology Research Partnership Authority shall provide evidence, to the satisfaction of the taskforce, Secretary of Commerce and Trade, and Secretary of Education 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 \$18,000,000 the first year and \$18,000,000 the second year to the University of Virginia's Institute for Biotechnology to accelerate biotechnology commercialization, genomics and gene therapies, drug delivery technologies and biomanufacturing facilities in the Commonwealth over the next five fiscal years through incentives designed to attract 150 research scientists. Upon recommendation of the taskforce and final approval from the Secretary of Commerce and Trade and Secretary of Education, the following amounts shall be awarded as

Conference Report to House Bill 30

follows:

1) Up to \$18,000,000 the first year and \$18,000,000 the second year may be awarded to incentivize the recruitment of high performing biomedical and bioengineering research scientists to the Institute.

2) Upon approval of the Secretary of Commerce and Trade and Secretary of Education, the University of Virginia shall develop, in consultation with the Secretary of Finance, the Secretary of Education, the Director of the Department of Planning and Budget, the President of the Virginia Economic Development Partnership Authority, and the staff directors of the House Committee on Appropriations and the Senate Committee on Finance and Appropriations, or their designees, a Memorandum of Understanding which will set forth the conditions for continued allocations beginning July 1, 2024.

3) Prior to the release of any funding provided in paragraph T.2.b, and upon the affirmative recommendation of the taskforce, Secretary of Commerce and Trade, and Secretary of Education, the University of Virginia shall demonstrate, to the satisfaction of the the taskforce, Secretary of Commerce and Trade, and Secretary of Education, a commitment from private or other non-state sources of not less than a like amount of any funding awarded.

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

3. Should the taskforce, Secretary of Commerce and Trade, and/or Secretary of Education fail to recommend investments for any of the identified regional projects prior to June 15, 2023, any unawarded first year funds remaining in paragraph T.2. shall revert to the general fund."

Explanation:

(This amendment provides \$66.7 million over the biennium to support Virginia's biotechnology, life sciences, and pharmaceutical manufacturing industry cluster.)

Item 115 #5c

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 101, after line 16, insert:

"5. The Virginia Growth and Opportunity Board may rescind funds allocated to regional councils on a per capita basis, if the unobligated balances of a regional council exceeds its

Conference Report to House Bill 30

average annual per capita distribution award. Any funds rescinded pursuant to this paragraph shall be retained in the Virginia Growth and Opportunity Fund (09272) and may be used by the Virginia Growth and Opportunity Board for grant awards to competitive projects. The Department shall notify the Chairs of the House Appropriations and Senate Finance and Appropriations Committees within 10 days of the decision by the Virginia Growth and Opportunity Board to rescind regional per capital allocations. The regional council, the amount, and reason for unused funds shall be included in such notice."

Page 101, line 17, strike "5" and insert "6".

Explanation:

(This amendment authorizes the GO Virginia Board to rescind unused regional per capita allocations in excess of a regional council's average annual per capita distribution and repurpose unused funds for competitive grant awards.)

Item 115 #6c

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 99, strike lines 29 through 33.

Explanation:

(This amendment removes outdated reporting language for the Virginia Rural Center.)

Item 115 #7c

Commerce and Trade

Department of Housing and Community Development

Language

Language:

Page 100, line 39, after "funds." strike the remainder of the line.

Page 100, strike line 40.

Page 100, after line 40, insert:

"5. For grants awarded from the amounts appropriated in paragraphs B.2.b.2) and C.1. of Chapter 1 of the 2021 Acts of Assembly, Special Session II, Item 114, Paragraph L. of Chapter 552, 2021 Acts of Assembly, Special Session I, and this paragraph, for the construction of broadband infrastructure through the Virginia Telecommunications Initiative (VATI), the Department of Housing and Community Development shall deliver an annual performance report to the Governor, Secretary of Commerce and Trade, Chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee, and Broadband Advisory

Conference Report to House Bill 30

Council, on or before November 1st of each year, starting in Calendar Year 2022. To the extent possible, the annual performance report shall contain information by grant recipient and year on the following metrics: (1) Number of passings; (2) Grant dollars expended by fund source (State and Local Recovery Fund, Capital Project Fund, general fund state grants and match); (3) Contract performance period, and on-time progress towards project delivery; (4) Maximum advertised project speeds available; and, (5) Achievement of key project milestones. The annual performance report shall include an evaluation of any projects under risk of incompleteness or underperformance. The Department of Housing and Community Development shall develop a public facing dashboard to be updated quarterly that contains key performance information by grant recipient and year, and includes the key performance indicators outlined above. Information in this public facing tool shall contain data beginning with grants awarded in the fiscal year 2022 Virginia Telecommunications Initiative grant cycle, and any future VATI grant cycles."

Explanation:

(This amendment continues accountability and transparency language for the Virginia Telecommunications Initiative included in Chapter 1 of the 2021 Acts of Assembly, Special Session II.)

	Item 115 #8c		
Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	(\$200,000) -1.00	(\$200,000) -1.00	GF FTE

Language:

Page 97, line 53, strike "\$138,480,442" and insert "\$138,280,442".
Page 97, line 53, strike "\$129,460,442" and insert "\$129,260,442".

Explanation:

(This amendment removes funding and one FTE for the Department of Housing and Community Development to manage Virginia's participation in the federal Southeast Crescent Regional Commission. A companion amendment to House Bill 30 in Executive Offices removes the fees for Virginia's participation in this newly formed federal Commission.)

	Item 115 #9c
Commerce and Trade	
Department of Housing and Community Development	Language

Language:

Conference Report to House Bill 30

Page 101, strike lines 17 through 26 and insert:

"5.a. The department shall report one month after the close of each calendar quarter to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees on grant awards and expenditures from the Virginia Growth and Opportunity Fund. The report shall include, but not be limited to, total appropriations made or transferred to the fund, total grants awarded, total expenditures from the fund, total per capita allocations rescinded and repurposed to competitive awards, cash balances, and balances available for future commitments. The report shall further summarize such amounts by the allocations provided in paragraph N.2. of this item, including amounts allocated to support organizational and capacity building activities, amounts allocated to regional councils based on each region's share of the state population, and amounts to be awarded on a competitive basis by fiscal year. The report shall include details on the cash balances available in the Virginia Growth and Opportunity Fund including the unobligated balances by the per capita allocation and competitive allocation of paragraph N.2., which shall be further disaggregated by fiscal year and regional council, as appropriate.

b. The department shall report at the close of each fiscal year to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees on the outcomes associated with closed projects that received a grant from the Virginia Growth and Opportunity Fund. This report shall include itemized information that details the project name, the Regional Council, GO Virginia investment type (regional per capita, competitive, or Economic Resilience and Recovery), GO Virginia strategy, program year, date of award, committed match, anticipated project outcomes, and actual project outcomes."

Explanation:

(This amendment adds further detail to the reporting language included in the budget for the GO Virginia program.)

	Item 115 #10c	
Commerce and Trade	FY22-23	FY23-24
Department of Housing and Community Development	(\$1,500,000)	(\$1,500,000) GF

Language:

Page 97, line 53, strike "\$138,480,442" and insert "\$136,980,442".

Page 97, line 53, strike "\$129,460,442" and insert "\$127,960,442".

Page 99, line 43, strike "\$2,000,000" and "\$2,000,000" and insert: "\$500,000" and "\$500,000".

Explanation:

(This amendment removes \$1.5 million in each year for the Virginia Main Street program. The

Conference Report to House Bill 30

2021 General Assembly provided \$1.5 million in one-time funding in fiscal year 2022 as a part of a pandemic response package for small business assistance. This one-time funding was carried forward in House Bill 30, as introduced.)

	Item 115 #11c	
Commerce and Trade	FY22-23	FY23-24
Department of Housing and Community Development	\$200,000	\$200,000 GF

Language:

Page 97, line 53, strike "\$138,480,442" and insert "\$138,680,442".

Page 97, line 53, strike "\$129,460,442" and insert "\$129,660,442".

Page 103, after line 4, insert:

"T.1. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the general fund is provided for the Lenowisco Planning District Commission and the Cumberland Plateau Planning District Commission (PDC), in equal amounts, to identify, plan, and support economic development efforts within each PDC that align with federal funding opportunities, including Assistance to Coal Communities funding. In fulfilling the purposes of this paragraph, the PDCs may hire an additional position to help coordinate efforts and activities designed to maximize the receipt of federal funding by the region. These economic development initiatives may be coordinated Virginia Economic Development Partnership Authority and other regional economic development organizations as applicable. The PDCs shall provide quarterly reports to the department on the activities supported and federal investment secured as a result of the funding provided in this paragraph.

2. 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 the Virginia Economic Development Partnership Authority, 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 purpose of the Inter-Agency Task Force is to review and make recommendations to support economic development in Southwest Virginia. The Inter-Agency Task Force shall 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. The Inter-Agency Task Force may include additional recommendations that will support economic development and job creation in the region in its June 2023 report to the General Assembly. In

Conference Report to House Bill 30

conducting its review, the department's Division of Economic Development and Community Vitality shall conduct regular stakeholder outreach with impacted communities and regional stakeholders to identify the necessary programs, resources, and policy changes required 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."

Explanation:

(This amendment provides additional support for the Lenowisco Planning District Commission and the Cumberland Plateau Planning District Commission to maximize federal programs and funding targeted to coal communities. It also establishes an Inter-Agency Task Force to make recommendations to the General Assembly on economic development opportunities in Southwest Virginia.)

Item 115 #12c

Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	(\$5,070,000) -1.00	(\$300,000) -3.00	GF FTE

Language:

Page 97, line 53, strike "\$138,480,442" and insert "\$133,410,442".
 Page 97, line 53, strike "\$129,460,442" and insert "\$129,160,442".
 Page 102, line 37, after "1." strike the remainder of the line.
 Page 102, strike line 38.

Explanation:

(This amendment removes an additional appropriation of \$5.0 million from the general fund and three FTE for the Community Development Financial Institutions Fund. It also ensures the Department of Housing and Community Development can manage the current program's grant awards with temporary staff hires.)

Item 116 #1c

Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	(\$2,000,000)	(\$2,000,000)	GF

Language:

Page 103, line 5, strike "\$18,754,431" and insert "\$16,754,431".
 Page 103, line 5, strike "\$18,754,431" and insert "\$16,754,431".

Conference Report to House Bill 30

Page 103, line 10, strike "\$18,250,000" and "\$18,250,000" and insert: "\$16,250,000" and "\$16,250,000".

Explanation:

(This amendment retains an increase of \$1.5 million in each year for the Enterprise Zone Grant Program.)

Item 117 #1c

Commerce and Trade	FY22-23	FY23-24	
Department of Housing and Community Development	(\$200,000) -1.00	(\$200,000) -1.00	GF FTE

Language:

Page 103, line 32, strike "\$3,430,133" and insert "\$3,230,133".
Page 103, line 32, strike "\$3,430,133" and insert "\$3,230,133".

Explanation:

(This amendment retains an increase for the Virginia State Building Code Office of \$200,000 in each fiscal year to support two additional positions and operations.)

Item 121 #1c

Commerce and Trade	FY22-23	FY23-24	
Department of Mines, Minerals and Energy	(\$30,000,000)	\$0	GF

Language:

Page 104, line 48, strike "\$34,315,826" and insert "\$4,315,826".
Page 105, strike lines 28 through 32.

Explanation:

(This amendment eliminates proposed funding to launch a new Solar Loan and Rebate Program.)

Item 121 #2c

Commerce and Trade	FY22-23	FY23-24	
Department of Mines, Minerals and Energy	\$250,000	\$0	GF

Language:

Page 104, line 48, strike "\$34,315,826" and insert "\$34,565,826".

Page 105, after line 32, insert:

"F. Out of this appropriation, \$250,000 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 \$250,000 from the general fund in fiscal year 2023 for technical consulting support in assessing options for remediation of the byproducts of carbon-based electricity generation.)

Item 123 #1c

Commerce and Trade

Department of Small Business and Supplier Diversity

Language

Language:

Page 106, strike lines 22 through 24.

Page 106, line 25, strike "C" and insert "B".

Page 106, line 30, strike "D" and insert "C".

Page 106, line 32, strike "E" and insert "D".

Page 107, line 6, strike "F" and insert "E".

Page 107, line 11, strike "G" and insert "F".

Page 107, line 17, strike "H" and insert "G".

Page 107, line 32, strike "I" and insert "H".

Explanation:

(This amendment removes an outdated reference to the Virginia Small Business Jobs Grant Fund, which was eliminated from the Code during the 2020 General Assembly.)

Item 123 #2c

Commerce and Trade

Department of Small Business and Supplier Diversity

Language

Language:

Page 106, strike lines 37 through 45.

Page 106, line 46, strike "3" and insert "2".

Page 107, line 1, strike "4" and insert "3".

Explanation:

(This amendment removes outdated transfer authorization language for the Virginia Small Business Financing Authority. The Virginia Small Business Growth Fund and Virginia Export Fund have been repealed, and interfund transfer language is no longer required for the one remaining fund, the Insurance or Guarantee Fund.)

Item 123 #3c

Commerce and Trade

Department of Small Business and Supplier Diversity

Language

Language:

Page 106, line 27, after "Virginia." insert:

"Notwithstanding the provisions of § 2.2-1616, Code of Virginia, an eligible investor that makes a qualified investment in a small business on or after July 1, 2020, but prior to January 1, 2023, that has been certified by the Authority pursuant to subsection D of § 2.2-1616, Code of Virginia shall be eligible for a grant in an amount equal to the lesser of 25 percent of the qualified investment or \$50,000."

Explanation:

(This amendment updates the investment period for the Small Business Investment Grant Fund, which allows the Department of Small Business and Supplier Diversity to use the funds appropriated for the program.)

Item 123 #4c

Commerce and Trade

FY22-23

FY23-24

Department of Small Business and Supplier Diversity

(\$300,000)

(\$300,000)

GF

Language:

Page 105, line 49, strike "\$8,931,721" and insert "\$8,631,721".

Page 105, line 49, strike "\$8,931,721" and insert "\$8,631,721".

Explanation:

(This amendment removes proposed funding of \$300,000 in each year for the agency to purchase software to manage individual Small, Women, and Minority business (SWaM) goals for every state contract. The 2021 General Assembly provided \$1.3 million to the agency to

support a new office to manage SWaM goals on individual state contracts, and to source new SWaM vendors for state contracts.)

Item 123 #5c

Commerce and Trade

Department of Small Business and Supplier Diversity

Language

Language:

Page 107, after line 39, insert:

"J. The Department of Small Business and Supplier Diversity shall work in conjunction with the Department of General Services and other stakeholders to develop recommendations on a new performance goal for Small, Women, and Minority (SWaM) business participation on state contracts. The workgroup established in this paragraph shall consider the unique needs of state agencies, including their procurement cycles in a developing new metric for the SWaM program. Additionally, the goals and measures recommended by the department should strive to be specific, measurable, and achievable, and reevaluated over time. The department shall submit its recommendations to the Chairs of the Committees on House General Laws and Senate General Laws and Technology on or before November 1, 2022."

Explanation:

(This amendment directs the Department of Small Business and Supplier Diversity to work in collaboration with the Department of General Services and other stakeholders to reevaluate and suggest a more meaningful performance metric for Virginia's SWaM program. This budget amendment has been evaluated by the Minority Business Commission, and builds on findings from JLARC.)

Item 124 #1c

Commerce and Trade

Fort Monroe Authority

Language

Language:

Page 108, line 23, after "second year." strike remainder of the line.

Page 108 strike lines 24 through 34.

Explanation:

(This amendment removes outdated language related to PILOT payments to the City of Hampton by the Fort Monroe Authority. This issue has since been resolved and the language is no longer necessary.)

Conference Report to House Bill 30

Item 124 #2c

Commerce and Trade	FY22-23	FY23-24	
Fort Monroe Authority	\$545,349	\$301,753	GF

Language:

Page 107, line 51, strike "\$6,295,598" and insert "\$6,840,947".

Page 107, line 51, strike "\$6,295,598" and insert "\$6,597,351".

Page 108, after line 34, insert:

"B. Out of this appropriation, \$545,349 the first year and \$301,753 the second year from the general fund is provided to create a facilities maintenance department."

Explanation:

(This amendment provides \$847,102 from the general fund over the biennium for the Fort Monroe Authority to establish a facilities maintenance department.)

Item 125 #1c

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

Language:

Page 108, line 38, strike "\$50,344,192" and insert "\$50,904,192".

Page 108, line 38, strike "\$53,844,192" and insert "\$54,579,192".

Page 109, line 41, after "J." insert "1."

Page 109, after line 44, insert:

"2. Out of this appropriation, \$560,000 the first year and \$735,000 the second year from the general fund is provided to effectuate the provisions of Chapters 731 and 746 of the 2022 Acts of Assembly. This funding is supplemental to the funds provided in Paragraph J.1. and shall not be included in any base budget for the Virginia Talent Accelerator Program."

Explanation:

(This amendment provides \$1.3 million over the biennium from the general fund for training services provided by the Virginia Economic Development Partnership Authority for the Blue Star Manufacturing economic development project in Wythe County. These services will support the recruitment and training of up to 2,464 new jobs through 2026.)

Item 125 #2c

Commerce and Trade	FY22-23	FY23-24	
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Conference Report to House Bill 30

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. Out of this appropriation, \$200,000 the first year from the general fund is provided for the authority to complete an economic impact study of expanding a natural gas pipeline to Accomac in Accomack County, Virginia. This analysis shall include a return on investment analysis on the materials used to construct the pipeline (metal or plastic) and its capacity to support business development in terms of capital investment and job creation along the eastern shore. Any-investor owned public service company engaged in the business of furnishing natural gas shall provide information as needed to the authority, at their request, to aid in the completion of this study. The authority shall submit the results of this economic impact study to the Governor and General Assembly on or before December 1, 2022."

Explanation:

(This amendment provides \$200,000 from the general fund in the first year for the Virginia Economic Development Partnership Authority to complete an economic impact study of a natural gas pipeline extension on the eastern shore.)

Item 125 #3c

	FY22-23	FY23-24
Commerce and Trade		
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 create a supply chain for the offshore wind industry in Virginia through direct business investment in equipment. In developing this new investment program, the authority shall focus on smaller companies and how investment from the state for equipment can incentivize their participation in this new industry. Individual investments from this program may range from \$20,000 to \$250,000 per company. The authority in collaboration with the Office of Offshore Wind, and other relevant stakeholders shall develop criteria and guidelines for this offshore wind supply chain development program in Virginia on or before June 1, 2023."

Explanation:

Conference Report to House Bill 30

(This amendment provides \$2.5 million from the general fund in the second year for the Virginia Economic Development Partnership Authority to build a grant program to help businesses transition to the offshore wind industry by investing in equipment.)

Item 125 #4c

Commerce and Trade	FY22-23	FY23-24	
Virginia Economic Development Partnership	(\$4,500,000)	(\$4,500,000)	GF

Language:

Page 108, line 38, strike "\$50,344,192" and insert "\$45,844,192".

Page 108, line 38, strike "\$53,844,192" and insert "\$49,344,192".

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

"K. Out of the amounts in this item, \$1,062,500 the first year and \$1,062,500 the second year from the general fund is provided for the Virginia Economic Development Partnership Authority to administer a comprehensive Virginia Business Ready Sites program. The funds in this paragraph may be used to administer the program established by Chapter 83 of the 2022 Acts of Assembly and characterize, inventory, develop, market and deploy economic sites in the Commonwealth, which includes business investment activities."

Explanation:

(This amendment provides administrative funding for the Virginia Business Ready Sites program, which includes activities to attract business investment in economic development site locations in the Commonwealth.)

Item 125 #5c

Commerce and Trade	FY22-23	FY23-24	
Virginia Economic Development Partnership	(\$700,000)	(\$700,000)	GF

Language:

Page 108, line 38, strike "\$50,344,192" and insert "\$49,644,192".

Page 108, line 38, strike "\$53,844,192" and insert "\$53,144,192".

Page 109, line 41, strike "\$9,700,000" and "\$9,700,000" and insert: "9,000,000" and \$9,000,000".

Explanation:

(This amendment provides an additional \$1.6 million in each year from the general fund for the Virginia Talent Accelerator Program over the its fiscal year 2022 base.)

Item 125 #6c

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, after "M." insert "1."

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

Page 110, line 12, after "Plan." insert:

"The Authority shall include an update to the International Trade Plan in its annual operating plan due November 1, 2022, as required by § 2.2-2237.1, Code of Virginia.

2. By January 31, 2023, the initiatives funded through the proposed increase for the Authority's International Trade programs will support an additional 55 small to mid-size existing Virginia businesses. No later than January 31, 2023, the Authority will report to the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee the number of additional small to mid-size existing Virginia businesses supported by VEDP's International Trade programs and services."

Explanation:

(This amendment provides an additional \$7.0 million over the biennium for the Virginia Economic Development Partnership Authority to implement the Virginia International Trade Plan.)

Item 125 #7c

Commerce and Trade	FY22-23	FY23-24	
Virginia Economic Development Partnership	\$700,000	\$700,000	GF

Language:

Page 108, line 38, strike "\$50,344,192" and insert "\$51,044,192".

Page 108, line 38, strike "\$53,844,192" and insert "\$54,544,192".

Page 110, after line 12, insert:

"N. Out of this appropriation, \$1,158,969 the first year and \$1,158,969 the second year from the general fund is provided to establish the Division of Incentives consistent with the provisions of § 2.2-2237.3, Code of Virginia.

O. Out of this appropriation, \$200,000 the first year and \$200,000 the second year from the

Conference Report to House Bill 30

general fund is provided to establish an internal audit function for the authority, consistent with the provisions of § 2.2-2236.1, Code of Virginia."

Explanation:

(This amendment establishes a budget for the Virginia Economic Development Partnership Authority's Incentive Division, and adds an additional \$500,000 in each year to the division's fiscal year 2022 base budget of \$658,969. This amendment provides \$200,000 in each year to support a Code mandated internal audit function at the Authority.)

	Item 125 #8c	
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. Out of the amounts in this item, \$200,000 the first year from the general fund is provided for an inland port feasibility assessment. The Virginia Economic Development Partnership Authority and the Virginia Port Authority, in consultation with the Virginia Tobacco Region Revitalization Commission, the Central Virginia Planning District Commission, and the Mount Rogers Planning District Commission, shall assess the feasibility of establishing an inland port in Region 2000, the Mount Rogers Planning District Commission, 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 Department of Rail and Public Transportation, and the Office of Intermodal Planning and Investment shall provide any technical assistance that may be required."

Explanation:

(This amendment provides \$200,000 from the general fund in fiscal year 2023 for the Virginia Economic Development Partnership Authority to assess the feasibility of creating an inland port located in Region 2000, the Mount Rogers Planning District Commission, or the City of Bristol.)

	Item 125 #9c	
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. Out of the amounts in this item, \$200,000 the first year from the general fund is provided for the Authority to undertake a workforce study for the offshore wind and maritime industries. The Authority 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, the Authority 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, Virginia Community College System, and the officials listed in Paragraph A of Item 487.5 of this act no later than November 1, 2022."

Explanation:

(This amendment directs the Virginia Economic Development Partnership Authority 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 126 #1c

Commerce and Trade

Virginia Tourism Authority

Language

Language:

Page 111, line 24, after "for" strike remainder of line.

Page 111, line 25, strike "Virginia First,".

Page 111, line 33, strike "the "See Virginia First",".

Explanation:

(This amendment removes an outdated name for an ongoing partnership between the Virginia Tourism Authority and Virginia Association of Broadcasters.)

Item 126 #2c

Commerce and Trade

Virginia Tourism Authority

FY22-23
\$2,000,000

FY23-24
\$0 GF

Conference Report to House Bill 30

Language:

Page 110, line 17, strike "\$24,914,872" and insert "\$26,914,872".
Page 111, line 50, strike "\$1,000,000" and insert "\$3,000,000".

Explanation:

(This amendment provides an additional \$2.0 million in fiscal year 2023 for OpSail250. State funding will be used for educational, historical, and research materials, funding for partnering host localities, and significant out of state event marketing related to this international sailing event.)

Item 126 #3c

Commerce and Trade

FY22-23

FY23-24

Virginia Tourism Authority

\$125,000

\$0 GF

Language:

Page 110, line 17, strike "\$24,914,872" and insert "\$25,039,872".
Page 110, line 45, after "Item," strike "\$3,100,000" and insert "\$3,225,000".
Page 110, line 51, after "Virginia," strike "and".
Page 111, line 2, after "initiative" and insert:
"and, \$125,000 the first year for the Virginia Sports Hall of Fame".

Explanation:

(This amendment provides \$125,000 from the general fund in the first year for the Virginia Sports Hall of Fame.)

Item 126 #4c

Commerce and Trade

Virginia Tourism Authority

Language

Language:

Page 111, after line 52, insert:
"O. The Virginia Tourism Authority shall develop and maintain an educational website on sites in Virginia featured in the Green Book by Victor Hugo Green. This online tool shall include a comprehensive list of hotels, guest houses, service stations, drug stores, taverns, barber shops, and restaurants known to be safe for traveling Black Americans during the Jim Crow era; historical context on the importance of Green Book sites; and information for residents and visitors to the Commonwealth on how to access these places of historic significance. The Department of Historic Resources shall provide support and technical assistance to the authority

Conference Report to House Bill 30

in developing and maintaining this resource. This educational website shall be made publicly available on or before June 30, 2023."

Explanation:

(This amendment directs the Virginia Tourism Authority to develop an educational website on sites in Virginia featured in the Green Book by Victor Hugo Green.)

Item 126 #5c

Commerce and Trade

Virginia Tourism Authority

Language

Language:

Page 111, after line 52, insert:

"O. The Virginia Tourism Authority shall provide technical assistance to the City of Danville on how best to plan for increased tourism in the Southside region due to infrastructure improvements at the Virginia International Raceway and the opening of a casino in the City."

Explanation:

(This amendment directs the Virginia Tourism Authority to provide technical assistance to the City of Danville in anticipation of increased tourism to the City.)

Item 126 #6c

Commerce and Trade

Virginia Tourism Authority

Language

Language:

Page 110, line 22, after "and" strike "\$1,325,000" and insert "\$1,425,000".

Page 110, line 23, after "and" strike "\$125,000" and insert "\$225,000".

Explanation:

(This amendment provides an additional \$100,000 in the second year for the Danville Welcome Center.)

Item 127 #1c

Commerce and Trade

Virginia Innovation Partnership Authority

Language

Conference Report to House Bill 30

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 (CCAM) with the flexibility to jointly refine and develop concepts CCAM and higher education institutions can leverage toward federal funding campaigns, after initial collaborations.)

Item 127 #2c

Commerce and Trade

FY22-23

FY23-24

Virginia Innovation Partnership
Authority

\$5,391,000

\$0 GF

Language:

Page 112, line 3, strike "\$44,395,623" and insert "\$49,786,623".

Page 115, after line 49, insert:

"6. Out of this appropriation, \$5,391,000 the first year from the general fund is provided to the Commonwealth Center for Advanced Manufacturing to pay outstanding obligations."

Explanation:

(This amendment provides \$5.4 million from the general fund in the first year from the general fund in one-time support for the Commonwealth Center for Advanced Manufacturing to pay its outstanding obligations.)

Item 127 #3c

Commerce and Trade

Virginia Innovation Partnership Authority

Language

Language:

Page 112, line 19, after "report" insert:

"and a listing of the salaries and bonuses for all authority employees".

Explanation:

(This amendment re-adds language inadvertently removed during the 2020 Session requiring

Conference Report to House Bill 30

the Virginia Innovation Partnership Authority to include a detailed listing of the salaries and bonuses for all authority employees for the prior fiscal year as a part of its operating plan. This is a requirement for the Virginia Economic Development Partnership Authority and Virginia Tourism Authority.)

Item 127 #4c

Commerce and Trade

Virginia Innovation Partnership Authority

Language

Language:

Page 113, line 30, strike "Commonwealth Growth Accelerator Program" and insert: "Virginia Venture Partners".

Page 113, line 34, strike "GAP" and insert "VVP".

Explanation:

(This amendment updates budget language to reflect the new name of the Commonwealth Growth Accelerator Program.)

Item 127 #5c

Commerce and Trade

Virginia Innovation Partnership Authority

Language

Language:

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

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

Explanation:

(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 127 #6c

Commerce and Trade

Virginia Innovation Partnership Authority

FY22-23

(\$2,000,000)

FY23-24

(\$2,000,000)

GF

Language:

Conference Report to House Bill 30

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" and "\$5,000,000" and insert: "3,000,000" and "\$3,000,000".

Page 113, line 41, strike ""\$4,000,000" and \$4,000,000" and insert: "\$2,000,000" and "\$2,000,000".

Explanation:

(This amendment provides an additional \$2.0 million from the general fund over the biennium for the Regional Innovation Fund.)

Item 128 #1c

Education: Elementary and Secondary

Secretary of Education

Language

Language:

Page 118, after line 24,insert:

"C. The Secretary of Education, in collaboration with the Office of Attorney General, Debt Collection Division, and with the cooperation and assistance of the State Council of Higher Education for Virginia and public institutions of higher education and their affiliated entities, shall evaluate and submit to the General Assembly no later than December 1, 2022, a report on student debt collection practices and policies at public institutions of higher education in the Commonwealth. Such report shall include, but not be limited to: (i) the age of the debt; (ii) the institutional practices or policies governing student debt and the ability of the student to receive a transcript; (iii) demographic factors of the student such as race, age, domicile, income, and whether or not the student is a first generation college student; (iv) the unique circumstances that led to the student's debt in the first place; (v) similar practices and policies in neighboring states;(vi) financial counseling students receive upon entering the institution; and (vii) financial counseling students receive when preparing to leave the institution."

Explanation:

(This amendment provides for an evaluation of student debt policies and practices at public institutions of higher education.)

Item 129 #1c

Education: Elementary and Secondary

Department of Education, Central Office Operations

Language

Language:

Conference Report to House Bill 30

Page 122, after line 35, insert

"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 129 #2c

Education: Elementary and Secondary

FY22-23

FY23-24

Department of Education, Central
Office Operations

(\$300,000)

\$0 GF

Language:

Page 118, line 30, strike "\$287,435,986" and insert "\$287,135,986".

Page 122, after line 35, insert:

"S. Out of this appropriation, \$200,000 the first year from the general fund is provided to the Department of Education to study options to expand student access to Academic Year Governor's Schools. In such study, the Department shall consider the need and demand for additional Academic Year Governor's Schools slots and programs, regional access to slots and programs, whether virtual resources through the Department of Education could be better leveraged to expand access to Governor's School courses, and potential costs and timelines for implementation. The Department of Education shall report its findings to the Chairs of the House Committee on Education, the Senate Committee on Education and Health, the House Committee on Appropriations, and the Senate Committee on Finance and Appropriations no later than August 1, 2023."

Explanation:

(This amendment provides \$200,000 the first year from the general fund to study options for expanding student access to Academic Year Governor's Schools.)

Conference Report to House Bill 30

Item 129 #3c

Education: Elementary and Secondary	FY22-23	FY23-24	
Department of Education, Central Office Operations	(\$310,000)	\$0	GF

Language:

Page 118, line 30, strike "\$287,435,986" and insert "\$287,125,986".

Page 122, strike lines 32 through 35, and insert:

"R. The Department of Education shall collaborate with the Virginia Foundation for Healthy Youth in the implementation of the eighteenth and nineteenth enactments of Chapter 550, 2021 Acts of Assembly, Special Session I."

Explanation:

(This amendment directs the Department of Education to collaborate with the Virginia Foundation for Healthy Youth to implement educational requirements related to the harms of marijuana and substance abuse as required by legislation passed in 2021. A companion amendment in Item 482 directs the Foundation to provide or develop the necessary educational resources.)

Item 129 #4c

Education: Elementary and Secondary	FY22-23	FY23-24	
Department of Education, Central Office Operations	(\$280,000) -2.00	(\$280,000) -2.00	GF FTE

Language:

Page 118, line 30, strike "\$287,435,986" and insert "\$287,155,986".

Page 118, line 30, strike "\$292,005,386" and insert "\$291,725,386".

Explanation:

(This amendment removes \$280,000 each year from the general fund that was proposed in the introduced budget to support two additional positions in the Office of Early Childhood.)

Item 129 #5c

Education: Elementary and Secondary		
Department of Education, Central Office Operations		Language

Language:

Conference Report to House Bill 30

Page 122, line 22, after "care;" strike "and".

Page 122, line 24, after "guidelines", insert:

"9) maximizing federal Child Care Development Funds to eliminate the waitlist for child care subsidy assistance; and 10) making all families eligible for assistance through the Child Care Subsidy Program for each child in the family who is under the age of 13 for as long as (i) the family's income does not exceed 85% of the state median income; (ii) the family includes at least one child who is five years of age or younger and has not started kindergarten; and (iii) the family meets all other eligibility requirements of the Child Care Subsidy Program".

Explanation:

(This amendment directs the Department of Education to maximize the use of federal Child Care Development Funds to eliminate the waitlist for child care subsidy assistance and to maintain the expanded family income eligibility requirements for child care subsidies for the 2022-2024 biennium. Currently, such expanded eligibility is scheduled to end May 31, 2022.)

Item 129 #6c

Education: Elementary and Secondary

FY22-23

FY23-24

Department of Education, Central
Office Operations

\$4,890,000
1.00

\$4,640,000 GF
1.00 FTE

Language:

Page 118, line 30, strike "\$287,435,986" and insert "\$292,325,986".

Page 118, line 30, strike "\$292,005,386" and insert "\$296,645,386".

Page 122, after line 35, insert:

"S. 1. Out of this appropriation, \$4,890,000 the first year and \$4,640,000 the second year from the general fund is provided to prepare for the implementation of literacy instruction aligned with science-based reading research beginning in the 2024-2025 school year, as required by the Virginia Literacy Act, Chapters 549 and 550, 2022 Acts of Assembly. These funds shall be used to support the development of microcredentials, parent resources, professional development resources, deployment of a train the trainer model to disseminate the professional development to teachers, and the provision of technical assistance and professional development to school divisions.

2. Of this amount, \$600,000 the first year and \$1,200,000 the second year shall be allocated to the University of Virginia's Center for Advanced Study of Teaching and Learning through the Department of Education, for the establishment and provision of literacy coaching, technical assistance and professional development as required by the act.

3. The Board of Education shall initiate the textbook approval process as provided in § 22.1-238 et seq. to ensure local school boards may purchase textbooks aligned with Chapters 549 and 550, 2022 Acts of Assembly, through the Virginia Public Procurement Act exemption provided

Conference Report to House Bill 30

in § 22.1-241."

Explanation:

(This amendment provides \$4.8 million the first year and \$4.6 million the second year from the general fund to support implementation of the Virginia Literacy Act, and to prepare for the implementation of science-based literacy instruction beginning in fiscal year 2025. In addition, this amendment directs the University of Virginia's Center for Advanced Study of Teaching and Learning to create a technical support center to support implementation of the bill, and directs the Board of Education to initiate its textbook review process to assist school divisions to obtain materials required by the act.)

Item 129 #7c

Education: Elementary and Secondary

FY22-23

FY23-24

Department of Education, Central
Office Operations

\$650,000

\$875,000 GF

Language:

Page 118, line 30, strike "\$287,435,986" and insert "\$288,085,986".

Page 118, line 30, strike "\$292,005,386" and insert "\$292,880,386".

Page 119, line 46, strike "\$2,777,000" and "\$2,777,000" and insert:
"\$3,427,000" and "\$3,652,000".

Page 120, after line 24, insert:

"f. Of this amount, \$650,000 the first year and \$875,000 the second year from the general fund is provided through the Department of Education to the University of Virginia in partnership with the Department and school divisions to develop an assessment in literacy, math, social skills and self-regulation in grades one, two and three to help teachers, parents and divisions identify students' strengths, deficiencies and support student growth longitudinally. A pilot of the assessment shall be implemented in the 2023-2024 school year, and the Department shall report on the status of the pilot to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees no later than October 1, 2023."

Explanation:

(This amendment provides \$650,000 the first year and \$875,000 the second year from the general fund to support development of a pilot school readiness assessment for grades 1-3. The existing Virginia Kindergarten Readiness Assessment is currently designed only to be administered to preschoolers and kindergartners.)

Item 130 #1c

Education: Elementary and Secondary

FY22-23

FY23-24

Conference Report to House Bill 30

Department of Education, Central Office Operations	\$170,520	\$48,760	GF
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Language:

Page 122, line 36, strike "\$17,761,440" and insert "\$17,931,960".
Page 122, line 36, strike "\$17,761,440" and insert "\$17,810,200".

Explanation:

(This amendment provides \$170,520 from the general fund the first year and \$48,760 from the general fund the second year to support language development resources for families and educators working with children who are deaf or hard of hearing, as required by Chapters 238 and 240, 2022 Acts of Assembly.)

Item 130 #2c

Education: Elementary and Secondary	FY22-23	FY23-24	
Department of Education, Central Office Operations	\$100,000	\$100,000	GF

Language:

Page 122, line 36, strike "\$17,761,440" and insert "\$17,861,440".
Page 122, line 36, strike "\$17,761,440" and insert "\$17,861,440".
Page 123, line 29, strike "\$492,755" and "\$492,755" and insert:
"\$592,755" and "\$592,755".

Explanation:

(This amendment provides \$100,000 each year from the general fund to increase support for statewide training programs for school division staff to implement regulations related to the use of restraint and seclusion of students in public schools. This would increase total support for such training to \$592,755 annually.)

Item 130 #3c

Education: Elementary and Secondary	FY22-23	FY23-24	
Department of Education, Central Office Operations	(\$221,514) -1.00	(\$221,514) -1.00	GF FTE

Language:

Page 122, line 36, strike "\$17,761,440" and insert "\$17,539,926".

Conference Report to House Bill 30

Page 122, line 36, strike "\$17,761,440" and insert "\$17,539,926".

Explanation:

(This amendment removes \$221,514 each year from the general fund and one position that was proposed in the introduced budget to support social emotional learning efforts.)

		Item 131 #1c	
Education: Elementary and Secondary	FY22-23	FY23-24	
Department of Education, Central Office Operations	\$0	(\$5,000,000)	GF

Language:

Page 124, line 35, strike "\$44,821,793" and insert "\$39,821,793".
Page 125, strike lines 11 through 13.

Explanation:

(This amendment eliminates \$5.0 million the second year in general fund support for through-year growth assessments. A companion amendment in Item 486 provides a like amount of funding from the American Rescue Plan Act for these assessments.)

		Item 132 #1c	
Education: Elementary and Secondary	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".
Page 125, line 14, strike "\$13,679,952" and insert "\$9,550,128".
Page 125, line 35, strike "\$3,325,860" and "\$6,552,285" and insert: "\$744,720" and "\$2,422,461".

Explanation:

(This amendment provides \$744,720 from the general fund the first year and \$2.4 million from the general fund the second year to the Office of School Quality expansion and supports five positions the first year and 18 positions the second year, increasing the Office's total staff to 35 positions by the second year. The introduced budget proposed \$3.3 million the first year and \$6.6 million the second year from the general fund for this initiative.)

Conference Report to House Bill 30

Item 133 #1c

Education: Elementary and Secondary

FY22-23

FY23-24

Department of Education, Central Office Operations

\$0

(\$5,138,000) GF

Language:

Page 125, line 39, strike "\$40,686,272" and insert "\$35,548,272".
Page 126, strike lines 20 through 22.

Explanation:

(This amendment eliminates \$5.1 million the second year in general fund support for the statewide Learning Management System. A companion amendment in Item 486 provides a like amount of funding from the American Rescue Plan Act for this initiative.)

Item 134 #1c

Education: Elementary and Secondary

Department of Education, Central Office Operations

Language

Language:

Page 127, after line 5, insert:
"G. Statewide non-profit organizations that are affiliated with established national professional associations shall be permitted to apply for state funds to support teacher training for educators."

Explanation:

(This amendment is self-explanatory.)

Item 135 #1c

Education: Elementary and Secondary

FY22-23

FY23-24

Department of Education, Central Office Operations

\$132,932

\$132,932 GF

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".
Page 128, after line 20, insert:
"I. Out of this appropriation, \$132,932 the first year from the general fund and \$132,932 the second year from the general fund is provided for the Department of Education, in consultation

Conference Report to House Bill 30

with the Department of General Services, to develop or adopt and maintain a data collection tool to assist each school board to determine the relative age of each public school building in the local school division and the amount of maintenance reserve funds that are necessary to restore each such building. The Department of Education shall transfer these funds or a portion of these funds to the Department of General Services if the Department of Education determines that the Department of General Services shall develop and collect maintenance reserve data from each local school division. The Department of Education shall report the data on an annual basis as part of the Superintendent's Annual Report."

Explanation:

(This amendment provides \$132,932 from the general fund each year 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, as required by Chapter 650, 2022 Acts of Assembly.)

Item 135 #2c

Education: Elementary and Secondary

Department of Education, Central Office Operations

Language

Language:

Page 128, after line 20, insert:

"I. For purposes of determining the date of triennial review for schools that were previously "Accredited" for three consecutive years and for counting consecutive years towards earning triennial accreditation review pursuant to § 22.1-253.13:3 of the Code of Virginia, the years for which schools received an "Accreditation Waived" status due to the COVID-19 pandemic shall not be included in the three year count. Any student outcome data collected that would have informed accreditation for the two years in which accreditation was waived shall continue to be publicly reported by the Virginia Department of Education."

Explanation:

(This amendment clarifies that the "Accreditation Waived" status provided to schools in the 2019-20 and 2020-21 school years do not apply toward the three years of "Accredited" status required for a school to become eligible for triennial accreditation.)

Item 135 #3c

Education: Elementary and Secondary

Department of Education, Central
Office Operations

FY22-23

\$130,000
1.00

FY23-24

\$130,000 GF
1.00 FTE

Language:

Conference Report to House Bill 30

Page 127, line 6, strike "\$22,865,272" and insert "\$22,995,272".
Page 127, line 6, strike "\$22,745,272" and insert "\$22,875,272".

Explanation:

(This amendment provides \$130,000 each year from the general fund and one FTE at the Department of Education to assist with administering school construction grant guidelines, funding, and reporting.)

Item 136 #1c

Education: Elementary and Secondary	FY22-23	FY23-24	
Direct Aid to Public Education	(\$1,500,000)	(\$1,500,000)	GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$73,995,802".
Page 128, line 33, strike "\$64,559,917" and insert "\$63,059,917".
Page 129, strike line 4.
Page 139, strike lines 8 through 12.

Explanation:

(This amendment defers \$1.5 million each year for the establishment of programs to increase the number of computer science teachers.)

Item 136 #2c

Education: Elementary and Secondary	FY22-23	FY23-24	
Direct Aid to Public Education	(\$500,000)	(\$500,000)	GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$74,995,802".
Page 128, line 33, strike "\$64,559,917" and insert "\$64,059,917".
Page 129, line 21, strike "\$1,500,000" and "\$1,500,000" and insert:
"\$1,000,000" and "\$1,000,000".
Page 138, line 28, strike "\$1,500,000" and "\$1,500,000" and insert:
"\$1,000,000" and "\$1,000,000".
Page 138, line 30, strike "the Greater Richmond and Central Virginia affiliates of".

Explanation:

Conference Report to House Bill 30

(This amendment defers \$500,000 the first year and \$500,000 the second year by maintaining the existing \$1.0 million annual allocation for the YMCA Power Scholar Academies program and adjusts language to reflect the entire service area of these programs.)

Item 136 #3c

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

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,995,802".

Page 129, after line 54, insert:

"American Civil War Museum \$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 the American Civil War Museum to support the advancement of experiential learning opportunities for K-12 students. These funds are intended to support high-quality, off-site learning experiences for students to engage in educational content, aligned to Virginia's Standards of Learning, related to the American Civil War."

Explanation:

(This amendment provides \$500,000 from the general fund the first year to the American Civil War Museum to support the advancement of experiential learning opportunities for K-12 students, including high-quality, off-site learning experiences.)

Item 136 #4c

Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	\$150,000	\$0 GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,645,802".

Page 129, after line 54, insert:

"Get Schooled - Center in the Square Roanoke \$150,000 \$0".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$150,000 the first year from the general fund is provided to Get Schooled Center in the Square program in Roanoke for science, math, and agriculture programming for public school students."

Explanation:

Conference Report to House Bill 30

(This amendment provides \$150,000 from the general fund the first year to Get Schooled Center in the Square program in Roanoke for science, math, and agriculture programming for public school students.)

	Item 136 #5c	
Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	\$500,000	\$500,000 GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,995,802".

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

Page 128, line 41, after "Dream", insert "- Newport News"

Page 129, after line 54, insert:

"Achievable Dream - Virginia Beach \$500,000 \$500,000".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$500,000 the first year and \$500,000 the second year from the general fund is provided for the Achievable Dream partnership with Virginia Beach School Division."

Explanation:

(This amendment provides \$500,000 each year from the general fund to support Achievable Dream Virginia Beach's efforts to prioritize college access for its seniors.)

	Item 136 #6c	
Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	\$481,180	\$1,157,065 GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,976,982".

Page 128, line 33, strike "\$64,559,917" and insert "\$65,716,982".

Page 129, after line 54, insert:

"Dolly Parton's Imagination Library for Kids \$481,180 \$1,157,065".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$481,180 the first year and \$1,157,065 the second year from the general fund is provided to support Dolly Parton's Imagination Library for Kids program."

Explanation:

Conference Report to House Bill 30

(This amendment provides funding for 50% of the costs associated with providing Dolly Parton's Imagination Library for Kids to eligible Virginia children from birth until they turn five years of age. This established book gifting program mails an age-appropriate book to the home of children each month at no cost to the family.)

Item 136 #7c

Education: Elementary and Secondary	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 from the general fund each year to EduTutorVA to support targeted tutoring to help K-12 students recover from COVID-19 learning gaps.)

Item 136 #8c

Education: Elementary and Secondary	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 44, 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 from the general fund the first year to support the Virginia Boys State of The American Legion civic education programming.)

Conference Report to House Bill 30

Item 136 #9c

Education: Elementary and Secondary	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 from the general fund the first year for the Western Virginia Public Education Consortium to collaborate with Radford University, Virginia Tech, and New River Community College to address teacher vacancies.)

Item 136 #10c

Education: Elementary and Secondary	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

Conference Report to House Bill 30

to the Civil War.)

Item 136 #11c

Education: Elementary and Secondary	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 expansion of the support program for children of parents who are incarcerated."

Explanation:

(This amendment provides \$250,000 from the general fund each year to support the Milk and Cookies (MAC) Children's Program, which provides school-based support for children of parents who are incarcerated. This will allow for expansion of the program to other localities and assist in efforts to bring the program online and in a mobile application format.)

Item 136 #12c

Education: Elementary and Secondary	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 from the general fund the first year to support PBS Appalachia with the development of curriculum and learning assets.)

Item 136 #13c

Education: Elementary and Secondary	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 Holocaust Museum \$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 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 from the general fund the first 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 #14c

Education: Elementary and Secondary	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.)

Conference Report to House Bill 30

Item 136 #15c

Education: Elementary and Secondary	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 from the general fund the first year to support the Virginia Girls State of The American Legion Auxiliary civic education programming.)

Item 136 #16c

Education: Elementary and Secondary	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 \$1,000,000 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 by June 30, 2023 to the Secretary of Education, the Department of Education, and the General Assembly on a plan to share educational resources and content among these organizations 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, 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

Conference Report to House Bill 30

content and curriculum development.)

Item 136 #17c

Education: Elementary and Secondary	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 #18c

Education: Elementary and Secondary	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 from the general fund the second year to the teacher residency program at VCU. The introduced budget provided \$500,000 from the general fund the first year for the program.)

Item 136 #19c

Education: Elementary and Secondary	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".

Conference Report to House Bill 30

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

Page 138, line 50, after "and" strike "\$2,700,0000" and insert "\$1,350,000".

Explanation:

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

Item 136 #20c

Education: Elementary and Secondary	FY22-23	FY23-24	
Direct Aid to Public Education	\$864,000	\$500,000	GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$76,359,802".

Page 128, line 32, strike "\$64,559,917" and insert "\$65,059,917".

Page 128, after line 52, insert:

"Chesterfield Recovery High School \$864,000 \$500,000".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$864,000 the first year and \$500,000 the second 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 Committee and Senate Finance and Appropriations Committee by December 1 each year."

Explanation:

(This amendment provides \$864,000 from the general fund the first year and \$500,000 from the general fund the second 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 #21c

Education: Elementary and Secondary	FY22-23	FY23-24	
Direct Aid to Public Education	(\$500,000)	(\$500,000)	GF

Language:

Conference Report to House Bill 30

Page 128, line 33, strike "\$75,495,802" and insert "\$74,995,802".
Page 128, line 33, strike "\$64,559,917" and insert "\$64,059,917".
Page 129, strike line 5.
Page 139, strikes lines 13 through 16.

Explanation:

(This amendment defers funding to support divisions with enrollment in AP computer science courses.)

Item 136 #22c

Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	\$1,500,000	\$0 GF

Language:

Page 128, line 32, strike "\$75,495,802" and insert "\$76,995,802".

Page 129, after line 43, insert:

"Teacher Workforce Initiatives \$1,500,000 \$0".

Page 139, strike lines 8 through 12 and insert:

"LL. Out of this appropriation, \$1,500,000 the first year from the general fund is provided to increase educator recruitment and retention and the supply of qualified educators and support positions. These funds shall be used to support: (i) provisionally-licensed educators and other school staff to earn or renew full state teaching licensure; (ii) teacher mentoring for early career teachers; (iii) recruitment and retention efforts for critical vacancies and shortages; and (iv) professional development opportunities to educators. The Department of Education shall develop a process to award these funds to divisions and shall focus efforts on divisions with high vacancies and critical shortages. The Department may also use these funds to supplement any program in this item related to educator preparation, retention, or recruitment; however, funds shall not be committed to any program with a multi-year commitment. Any balances remaining shall not revert to the general fund at the end of the fiscal year, but shall be brought forward and made available to support these efforts in the second year."

Explanation:

(This amendment provides \$1.5 million the first year from the general fund to increase the supply of qualified educators and support educator recruitment and retention efforts. These funds can support provisionally licensed staff to receive a full teacher licensure, professional development, and mentoring for early career teachers.)

Item 136 #23c

Education: Elementary and Secondary	FY22-23	FY23-24
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Conference Report to House Bill 30

Direct Aid to Public Education	(\$1,050,000)	(\$1,050,000)	GF
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Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$74,445,802".

Page 128, line 33, strike "\$64,559,917" and insert "\$63,509,917".

Page 129, strike lines 10 and 11.

Page 139, strike lines 17 through 29.

Explanation:

(This amendment defers \$1.1 million each year from the general fund that was proposed in the introduced budget to implement a new grow-your-own licensed early childhood educator program.)

Item 136 #24c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

(\$2,000,000)

\$0 GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$73,495,802".

Page 129, strike line 28.

Page 140, strike lines 2 through 4.

Explanation:

(This amendment defers \$2.0 million the first year from the general fund that was proposed to support Project Ready.)

Item 136 #25c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

(\$250,000)

(\$250,000) 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 "\$64,309,917".

Page 129, strike line 13.

Page 139, strike lines 4 through 7.

Explanation:

(This amendment defers \$250,000 the first year and \$250,000 the second year from the general fund for a proposed K-8 STEM Pipeline program.)

Item 136 #26c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 130, line 47, after "school," insert "or program".

Explanation:

(This amendment clarifies that Virginia Teaching Scholarship Loan recipients may teach in a Virginia public school program where 50 percent of students are eligible for free or reduced lunch to meet the teaching requirements to forgive such loans. Current language does not address teachers teaching in programs as opposed to those teaching in traditional public schools.)

Item 136 #27c

Education: Elementary and Secondary

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 54, insert:

"RISE Foundation of Waynesboro \$250,000 \$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 RISE Foundation of Waynesboro for preventive services for at-risk youth."

Explanation:

(This amendment provides \$250,000 from the general fund the first year to the RISE Foundation of Waynesboro for preventive services for at-risk youth.)

Item 136 #28c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

\$350,000

\$0 GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,845,802".

Conference Report to House Bill 30

Page 129, line 51, strike the first "\$391,000" and insert: "\$741,000".

Page 137, line 19, strike the first "\$391,000" and insert: "\$741,000".

Explanation:

(This amendment provides an additional \$350,000 the first year from the general fund for Vision Screening Grants. This is in addition to the \$391,000 appropriated each year from the general fund in House Bill 30, as introduced.)

Item 136 #29c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

\$275,000

\$0 GF

Language:

Page 128, line 33, strike "\$75,495,802" and insert "\$75,770,802".

Page 129, after line 54, insert:

"Denbigh Aviation Academy \$275,000 \$0".

Page 140, after line 4, insert:

"SS. Out of this appropriation, \$275,000 the first year from the general fund is provided to the Denbigh Aviation Academy."

Explanation:

(This amendment provides \$275,000 the first year from the general fund to support the Denbigh Aviation Academy, an innovative STEM program in which 60% of students are on free and reduced lunch. This program provides students access to a nationally recognized STEM site with a focus on piloting, aircraft maintenance, engineering, computers, and electronics.)

Item 137 #1c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 155, after line 45, insert:

"5) In the second year, the Department of Education shall conduct a biennial application process to determine the slot allocation of the regional alternative 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

Conference Report to House Bill 30

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 #2c

Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	(\$100,000,000)	\$0 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,253,567,746".

Page 141, line 29, strike "\$500,000,000" and insert "\$400,000,000".

Page 168, strike lines 36 through 40.

Page 178, line 13, strike "\$500,000,000" and insert "\$400,000,000".

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

Page 178, strike lines 23 through 26 and insert:

"c. Any funds provided to school divisions for school construction that are unexpended as of June 30, 2023, and June 30, 2024, shall not revert to the Commonwealth but shall be carried on the books of the locality in local escrow accounts pursuant to § 22.1-175.5, to be appropriated to the school division for use for the same purposes listed in Item 137 C.43.a."

Explanation:

(This amendment provides \$400.0 million from the general fund for the School Construction Grant Program. Language allows 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 repair or replacement of parking lot or for facilities that are predominantly used for extracurricular athletic activities. Additionally, language clarifies that any unexpended funds shall be carried on the books of the locality in local escrow accounts pursuant to § 22.1-175.5.)

Item 137 #3c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 175, line 43, strike "Beginning in the second year, these" and insert "These".

Page 176, line 11, after "completed", insert "or initiated".

Page 176, after line 12, insert:

"The Department of Education shall consider such nonrecurring expenses by school divisions from local funds to be credited toward their required local match under this program."

Page 176, strike lines 13 through 15, and insert:

"d. Any funds provided to school divisions that are unexpended as of June 30, 2023, and June 30, 2024, shall not revert to the Commonwealth but shall be carried on the books of the locality in local escrow accounts pursuant to § 22.1-175.5, to be appropriated to the school division for use for the same purpose."

Explanation:

(This amendment provides clarification that the calculation of required local effort for Infrastructure and Operations Funds shall include local funds used for nonrecurring expenses; clarifies that these funds may be used to pay for debt service on projects that have been initiated but not yet completed; and requires unexpended funds to be deposited into a local capital school projects escrow fund.)

Item 137 #4c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

(\$10,297,573)

(\$11,694,409)

GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,343,270,173".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,060,136,196".

Page 140, line 45, "\$108,403,154" and "\$117,634,986" and insert:

"\$98,105,581" and "\$105,940,577".

Page 154, line 12, strike "22" and insert "20".

Page 168, line 42, strike:

"Notwithstanding § 22.1-253.13:2, Code of Virginia, a" and insert "A".

Page 168, line 42, strike "\$108,403,154" and insert "\$98,105,581".

Page 168, line 43, strike "\$117,634,986" and insert "\$105,940,577".

Page 168, line 44, strike "22" and insert "20".

Explanation:

(This amendment maintains the current English learner (EL) teacher ratio of 20 such teachers

Conference Report to House Bill 30

per 1,000 identified EL students. The introduced budget proposed increasing the staffing standard to 22 EL teachers per 1,000 EL students, for an additional \$10.3 million the first year and \$11.7 million the second year from the general fund.)

Item 137 #5c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

\$9,996,041

\$10,282,145 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,363,563,787".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,082,112,750".

Page 146, after line 52, insert:

"g. Notwithstanding the provisions of subsection H 1 of § 22.1-253.13:2 of the Code of Virginia, each local school board shall employ, at a minimum, one full-time principal in each elementary school."

Explanation:

(This amendment provides \$10.0 million the first year from the general fund and \$10.2 million the second year from the general fund for the state share of one full-time school principal position for each elementary school. Current law provides that elementary schools with fewer than 300 students are provided a half-time principal position.)

Item 137 #6c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 154, line 35, strike ", Reading Recovery, ".

Explanation:

(This amendment eliminates the Reading Recovery intervention program as a permissible use of At-Risk Add-On Funds to align with Chapter 61, 2022 Acts of Assembly.)

Item 137 #7c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

\$6,715,866

\$6,946,459 GF

Conference Report to House Bill 30

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,360,283,612".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,078,777,064".

Explanation:

(This amendment provides \$6.7 million from the general fund the first year and \$6.9 million from the general fund the second year to update data for the vocational education program based on end-of-year data from 2020-2021.)

Item 137 #8c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 150, after line 42, insert:

"31. Each school division shall report to the Department of Education information about pass-through federal Elementary and Secondary School Emergency Relief funds provided through the Coronavirus Aid, Relief, and Economic Security Act (P.L. 116-136), the Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (P.L. 116-260) and the American Rescue Plan Act (P.L. 117-2). The Department shall prescribe the format and timeline required for the reporting of such information, which shall include obligated and unobligated amounts, planned uses and planned timing for the use of the remaining obligated and unobligated amounts. The Department shall compile and submit this information to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees no later than September 1, 2023 and September 1, 2024."

Explanation:

(This amendment requires school divisions to report their intended uses of federal COVID-19 ESSER funds. Currently, information about the use of these funds is only collected at the time of reimbursement, and there is limited data available on how school divisions plan to spend their remaining ESSER funds.)

Item 137 #9c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

(\$123,150,802)

\$0 GF

Language:

Conference Report to House Bill 30

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,230,416,944".

Page 141, line 4, strike "\$340,301,647" and insert "\$217,150,845".

Page 154, line 15, strike "\$340,301,647" and insert "\$217,150,845".

Page 154, line 24, strike "49.5" and insert "36.0".

Explanation:

(This amendment captures \$123.2 million in general fund savings the first year by increasing the At-Risk Add-On maximum add-on percentages from 26.0% to 36.0% beginning in fiscal year 2023. The introduced budget proposed establishing the maximum add-on at 49.5% in fiscal year 2023 and 36.0% in fiscal year 2024.)

Item 137 #10c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

\$109,349,542

\$162,261,733 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,462,917,288".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,234,092,338".

Page 153, strike lines 7 through 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. Such methodology shall not apply to the following SOQ support positions: division superintendent, school board members, pupil transportation positions, or specialized student support positions established in Chapter 454, 2021 Acts of Assembly, Special Session I."

Explanation:

(This amendment provides \$109.4 million from the general fund the first year and \$162.3 million from the general fund the second year to increase the number of funded support positions. Since fiscal year 2010, funded support positions have been calculated as a linear weighted average of support positions to funded SOQ instructional positions as reported by divisions. 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 fiscal year 2010.)

Item 137 #11c

Conference Report to House Bill 30

Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	\$1,749,997	\$0 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,355,317,743".

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

Page 142, after line 11, insert:

"Supplemental Support for Accomack and Northampton \$1,750,000 \$0".

Page 178, after line 26, insert:

"44. Supplemental Support for Accomack and Northampton

An additional state payment of \$1,750,000 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 \$1,750,000 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 #12c

Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	(\$7,599)	(\$18,767) GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,353,560,147".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,071,811,838".

Page 141, after line 26, insert:

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

Page 141, strike lines 27 through 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 11, after "year.", insert:

"Amounts distributed as the Supplemental General Fund Payment in Lieu of Sales Tax on Food and Personal Hygiene Products, in Item 137.C.5.b.2), require no local match."

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".

Conference Report to House Bill 30

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 through 53.

Page 178, strike lines 1 through 11.

Explanation:

(This amendment provides \$104.1 million from the general fund the first year and \$257.2 million from the general fund the second for the equivalent distribution of the 1% 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 #13c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

(\$21,418,330)

\$0 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,332,149,416".

Page 141, line 2, strike "\$246,955,292" and insert "\$225,536,962".

Page 176, line 32, strike "\$246,955,292" and insert "\$225,536,962".

Page 176, line 35, strike "July" and insert "August".

Page 176, line 37, strike "July" and insert "August".

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 provides that the 5% salary increase in the first year is effective on August 1,

Conference Report to House Bill 30

2022 and reduces the compensation supplement funding to reflect this action. It additionally 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 #14c

Education: Elementary and Secondary	FY22-23	FY23-24	
Direct Aid to Public Education	(\$619,078)	(\$663,307)	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,352,948,668".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,071,167,298".

Explanation:

(This amendment reflects the \$1.4 million reduction of K-12 dedicated sales tax in fiscal year 2023 and \$1.5 million in fiscal year 2024 from the exemption in Senate Bill 517. After the Basic Aid offset, this results in a reduction to divisions of \$619,078 in fiscal year 2023 and \$663,307 in fiscal year 2024.)

Item 137 #15c

Education: Elementary and Secondary	FY22-23	FY23-24	
Direct Aid to Public Education	\$400,000,000	\$0	GF
	\$50,000,000	\$0	NGF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,803,567,746".

Page 178, after line 26, insert:

"44. School Construction Assistance Program.

a. Out of this appropriation, \$400,000,000 the first year from the general fund and \$50,000,000 the first year from the Literary Fund shall be transferred into the School Construction Fund for the Board of Education to award grants on a competitive basis from the Fund to local school boards that demonstrate poor building conditions, commitment, and need in order for such local school boards to fund the construction, expansion, or modernization of public school buildings. Any unobligated balance for this program on June 30, 2023, shall be reappropriated for expenditure in the second year for the same purpose.

b. The Board of Education shall develop guidelines for the administration of this program, which shall provide at a minimum that:

1. Grants shall be provided only for projects that conform to the Department of Education's "Guidelines for School Facilities in Virginia's Public Schools," as amended.

Conference Report to House Bill 30

2. Grant awards shall be based on project costs, including planning, design, site acquisition and construction, the school division's local composite index, and the fiscal stress category as designated by the Virginia Commission on Local Government in its most recent "Report on Comparative Revenue Capacity, Revenue Effort, and Fiscal Stress of Virginia's Counties and Cities" for the locality that contains the school division, as follows:

Grant award amount	School Division
30 percent of project costs	School divisions with a local composite index value below .3000, or contained in a locality designated with high fiscal stress
20 percent of project costs	School divisions with a local composite index value at or above .3000 and below .4000, or contained in a locality designated with above average fiscal stress
10 percent of project costs	All other school divisions

3. A minimum qualifying score shall be met for a project to qualify for a grant award based on Board-developed scoring criteria. The Board shall set such minimum score at a level to ensure funds are reserved for critical school construction projects. Such scoring criteria shall provide appropriate weight to the following categories for the award of grants:

a.) Commitment, which may be demonstrated by factors such as: (i) an agreement by the local governing body to maintain or increase the percentage of local revenues dedicated to public education throughout the duration of the financing proposed for the project and (ii) the extent of project design and site acquisition for such project that has been completed prior to application of anticipated grant funds.

b.) Need, which may consider factors such as: (i) the percentage of students in the local school division eligible to receive free price meals; (ii) the percentage of residents of the locality in which the local school division is located with incomes at or below the federal poverty guidelines established by the U.S. Department of Health and Human Services; (iii) the local composite index of local ability-to-pay for the local school division; (iv) debt capacity of the locality in which the school division is located; and (v) the most recent fiscal stress score of the locality that includes the local school division as designated by the Virginia Commission on Local Government.

c.) Poor school building conditions, which may consider factors such as: (i) the condition of the facilities proposed to be replaced or upgraded using these funds, including the current level of compliance of the existing facility with the Americans with Disabilities Act of 1990 (42 U.S.C.

Conference Report to House Bill 30

§ 12101 et seq.) and the facilities potential threat to the health or safety of building occupants; (ii) the school division maintenance reserve tool established pursuant to Chapter 650 of the 2022 General Assembly; and (iii) the overall condition of other facilities within the school division.

4. If qualifying grant award requests exceed the amount of funds available, grants shall be awarded based on ranked project scores, and shall not be prorated.

5. The release of funds to grant awardees shall be reasonably aligned with the timing of incurred expenses.

6. A specific project shall only receive one grant award. The total project cost eligible to receive a grant shall be up to \$100,000,000. Grant awards shall not be amended for any additional reasonable project costs after the Board awards a grant to a division.

c. For the purpose of this program, "project costs" shall include reasonable project construction costs as defined by the Board, including planning, design, site acquisition and construction, and not to include financing costs, outdoor facilities predominantly used for extracurricular athletic activities, loose equipment, and furniture.

d. The Board of Education shall submit an executive summary of the program, including details on projects funded each year and any necessary legislative or budget recommendations to improve the program, no later than December 1 of each year to the Chairs of the House Education Committee, Senate Education and Health Committee, House Appropriations Committee, and Senate Finance and Appropriations Committee."

Explanation:

(This amendment provides \$400.0 million the first year from the general fund and \$50.0 million the first year from the Literary Fund to establish the School Construction Assistance Program, to provide competitive grants for school construction and modernization, based on demonstrated poor building conditions, commitment, and need. Grants would cover 10% to 30% of reasonable project costs, depending on a locality's local composite index and fiscal stress score.)

Item 137 #16c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 157, line 15, after "pay;" insert "and".

Page 157, line 17, after "school" strike the remainder of the line.

Page 157, strike line 18.

Page 157, line 19, strike "\$250,000 total statewide each year".

Conference Report to House Bill 30

Page 157, line 26, after "consolidations;" insert "and".

Page 157, line 27, strike "incentive grants issued for loan closing costs and the amount of each grant; and 6)".

Page 157, line 31, strike "or".

Page 157, line 32, strike "subsidy grants".

Explanation:

(This amendment removes the \$25,000 Literary Fund loan closing cost grants. This amendment also provides that the Board of Education may issue \$200 million each year in Literary Fund school construction loans. The introduced budget would have authorized \$200 million annually in both school construction loans or subsidies.)

Item 137 #17c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

(\$3,719,338)

(\$3,726,775) GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,349,848,408".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,068,103,830".

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 saves \$3.7 million each year from the general fund by removing Accomack and Northampton counties from the full cost of competing adjustment as included in the introduced budget. A companion amendment 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 #18c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 170, strike lines 43 and 44.

Explanation:

Conference Report to House Bill 30

(This amendment removes language related to accelerated sales tax payments. A companion amendment in Part 3 eliminates the collection of accelerated sales tax payments.)

Item 137 #19c

Education: Elementary and Secondary	FY22-23	FY23-24	
Direct Aid to Public Education	(\$19,999,995) \$20,000,000	\$0 \$0	GF NGF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,353,567,751".

Page 141, line 4, strike "\$340,301,647" and insert "\$320,301,652".

Page 141, line 42, strike "\$108,045,355" and insert "\$128,045,355".

Page 142, line 12, strike the first "\$764,671,715" and insert "\$784,671,715".

Page 154, line 15, strike "\$340,301,647" and insert "\$320,301,652".

Page 154, line 16, strike "\$108,045,355" and insert "\$128,045,355".

Explanation:

(This amendment increases the Lottery Proceeds forecast by \$20.0 million to \$784.7 million the first year, reflecting anticipated profits in fiscal year 2023. This amendment also reflects a general fund offset by a like amount.)

Item 137 #20c

Education: Elementary and Secondary	FY22-23	FY23-24	
Direct Aid to Public Education	\$100,000,000	\$0	GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,453,567,746".

Page 141, after line 29, insert:

"College Partnership Lab Schools \$100,000,000 \$0".

Page 141, line 30, strike "\$1,493,780,039" and insert "\$1,593,780,039".

Page 178, after line 26, insert:

"44. College Partnership Laboratory Schools Fund

a. Out of this appropriation, \$100,000,000 the first year from the general fund shall be deposited to the College Partnership Laboratory Schools Fund established pursuant to § 22.1-349.2, Code of Virginia.

b. The Board of Education is authorized to award up to \$5,000,000 from the College Partnership Laboratory Schools Fund for planning grants to entities pursuing the creation of new college partnership laboratory schools.

Conference Report to House Bill 30

- c. The Board of Education is authorized to award up to \$20,000,000 from the College Partnership Laboratory Schools Fund to approved college partnership laboratory schools to assist with initial startup costs.
- d. The Board of Education is authorized to distribute remaining amounts from the College Partnership Laboratory Schools Fund to support per-pupil costs for approved college partnership laboratory schools.
- e. Prior to the disbursement of funds from the College Partnership Laboratory Schools Fund, the Board of Education shall establish guidelines for the distribution and award of these funds and submit such guidelines to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by December 1, 2022. Such guidelines shall consider and be consistent with the distribution of state funds for Standards of Quality, Categorical, Incentive and Lottery program per-pupil costs.
- f. Notwithstanding the provisions of subsection A of § 22.1-349.1, Code of Virginia, for the purpose of this Item, a "college partnership laboratory school" means a public, nonsectarian, nonreligious school in the Commonwealth established by a baccalaureate public institution of higher education.
- g. All funds that have not been obligated for approved college partnership laboratory schools as of June 30, 2024 shall revert to the general fund."

Explanation:

(This amendment deposits \$100.0 million the first year into the College Partnership Laboratory Schools (CPLS) Fund, and authorizes the Board of Education to award \$5.0 million for planning grants to CPLS applicants, \$20.0 million for startup grants to approved CPLS, and to distribute per pupil funds to approved CPLS. This amendment further requires the Board of Education to establish CPLS Fund guidelines before the release of funds, and reverts any unobligated funds at the end of the 2022-24 biennium to the general fund.)

Item 137 #21c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

(\$1,211,812)

(\$1,207,874) GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,352,355,934".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,070,622,731".

Explanation:

(This technical amendment updates Head Start enrollment counts for certain divisions, reducing Virginia Preschool Initiative costs.)

Item 137 #22c

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

\$64,340

\$74,700 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,353,632,086".

Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,071,905,305".

Explanation:

(This technical amendment updates per-pupil amounts for the K-3 Class Size Reduction program and corrects school-level data impacted by the consolidation of Alleghany County and Covington school divisions.)

Item 137 #23c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 178, after line 26, insert:

"44. ARPA Pandemic Bonus Payment

a. Item 486 includes \$124,673,566 the first year from distributions of the federal State and Local Recovery Fund (SLRF) pursuant to the American Rescue Plan Act of 2021 (ARPA), as a provision of government services, for a one-time pandemic bonus payment of \$1,000 on December 1, 2022, per funded SOQ instructional position and support positions. Funded SOQ instructional positions shall include all teacher, guidance counselor, librarian, instructional aide, principal, and assistant principal positions funded through the SOQ staffing standards for each school division in the first year. Funded SOQ support positions shall include those included in the methodology described in paragraph C.5.k of this item in the first year.

b. Sufficient funding is provided for the entire cost of an average \$1,000 bonus per funded SOQ instructional and support position in this act. School divisions shall have discretion to determine the amount of bonuses per employee to maximize the use of these funds to promote retention among instructional and support positions. The funds for which a division is eligible to receive shall require no match by the local government. Localities are encouraged to use additional available funds to provide pandemic bonuses to other eligible instructional and support positions."

Conference Report to House Bill 30

Explanation:

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

Item 137 #24c

Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	(\$6,579)	\$0 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,353,561,167".
Page 141, line 49, strike the first "\$15,795,660" and insert "\$15,789,081".
Page 168, line 12, after "of" strike "\$15,795,660" and insert "\$15,789,081".

Explanation:

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

Item 137 #25c

Education: Elementary and Secondary	FY22-23	FY23-24
Direct Aid to Public Education	(\$699,339)	\$83,236 GF

Language:

Page 140, line 5, strike "\$9,353,567,746" and insert "\$9,352,868,407".
Page 140, line 5, strike "\$9,071,830,605" and insert "\$9,071,913,841".
Page 141, line 45, strike "\$82,775,693" and "\$82,974,240" and insert:
"\$51,250,401" and "\$51,409,658".

Page 146, after line 52, insert:

"g. Notwithstanding the provisions of subsection G of § 22.1-253.13:2 of the Code of Virginia, each local school board shall employ a reading specialist for each 550 students in kindergarten through grade three. To provide flexibility, school boards may employ other staff such as reading coaches or other instructional staff who are working towards obtaining the training and licensure requirements necessary to fulfill the staffing standards that become effective at the start of the 2024-2025 school year. School divisions are encouraged to deploy these positions to assist in reading instruction and intervention to students in kindergarten through sixth grade."

Conference Report to House Bill 30

Page 167, line 16, strike:

"Notwithstanding § 22.1-253.13:1, Code of Virginia, an" and insert "An".

Page 167, line 17, strike "\$82,775,693" and "\$82,974,240" and insert:

"\$51,250,401" and "\$51,409,658".

Page 167, line 20, strike "5" and insert "3".

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

Page 167, line 35, after "3", strike ", 4, and 5".

Page 167, line 37, after "division" insert:

"," and strike the remainder of line.

Page 167, strike lines 38 through 44.

Explanation:

(This amendment provides \$30.8 million the first year and \$31.6 million the second year from the general fund to provide one reading specialist for every 550 students in kindergarten through third grade, and provides flexibility for school divisions to employ other instructional staff working toward obtaining the training and licensure requirements prescribed in House Bill 319 that will become effective in the 2024-2025 school year. This amendment also eliminates \$31.5 million the first year and \$31.6 million the second year that was included in the introduced budget to expand Early Reading Intervention from kindergarten through third grade to kindergarten through fifth grade. This amendment is net of both actions.)

Item 137 #26c

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 148, line 47, strike "15" insert "1".

Explanation:

(This amendment shifts the due date for the preliminary forecast of Standards of Quality costs from November 15 to November 1 each year.)

Item 142 #1c

Education: Higher Education

FY22-23

FY23-24

State Council of Higher Education for
Virginia

(\$1,500,000)

(\$1,500,000)

GF

Language:

Page 180, line 36, strike "\$136,015,951" and insert "\$134,515,951".

Conference Report to House Bill 30

Page 180, line 36, strike "\$146,328,512" and insert "\$144,828,512".

Page 181, line 27, strike "\$2,450" and insert "\$4,500".

Page 181, line 28, strike "\$2,700" and insert "\$5,000".

Page 182, line 19, after "11.", insert "a."

Page 182, line 20, strike, "\$2,000" and insert:

"\$2,250 the first year and \$2,500 the second year".

Page 182, after line 26, insert:

"b. It is the intent of the General Assembly that awards under this paragraph related to new incoming students shall be calculated and granted at 50 percent of the undergraduate residential level."

Explanation:

(This amendment provides for increases of the Tuition Assistance Grant (TAG) for online students and benchmarks that award to remain at 50 percent of the undergraduate residential award level. This amendment also sets the graduate award at the same level as the undergraduate award.)

Item 142 #2c

Education: Higher Education

FY22-23

FY23-24

State Council of Higher Education for Virginia

\$4,250,000

\$4,250,000

GF

Language:

Page 180, line 36, strike "\$136,015,951" and insert "\$140,265,951".

Page 180, line 36, strike "\$146,328,512" and insert "\$150,578,512".

Page 182, after line 26, insert:

"12. All students eligible and receiving an award under this program enrolled into a TAG-eligible private not-for-profit Virginia Historically Black College and University (HBCU) accredited by the Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) shall receive an additional award of up to \$5,000 the first year and up to \$5,000 the second year."

Explanation:

(This amendment provides for an additional TAG award for students enrolled into a TAG-eligible private not-for-profit Virginia Historically Black College and University (HBCU) accredited by the Southern Association of Colleges and Schools (SACS).)

Item 142 #3c

Education: Higher Education

FY22-23

FY23-24

Conference Report to House Bill 30

State Council of Higher Education for Virginia (\$13,000,000) (\$13,800,000) GF

Language:

Page 180, line 36, strike "\$136,015,951" and insert "\$123,015,951".

Page 180, line 36, strike "\$146,328,512" and insert "\$132,528,512".

Page 184, strike lines 53 through 56.

Page 184, after line 52, insert:

"K. Out of this appropriation, \$5,000,000 each year from the general fund is designated for need-based financial assistance for students eligible under § 23.1-505.1, Code of Virginia. On July 1 of each fiscal year, the State Council of Higher Education for Virginia shall transfer to the Higher Education Student Financial Assistance program (108) at each public higher education institution the following amounts for this purpose:

Institution	Fiscal Year 2023	Fiscal Year 2024
Christopher Newport University (242)	\$84,000	\$84,000
George Mason University (247)	1,055,000	1,055,000
James Madison University (216)	349,000	349,000
Longwood University (214)	75,000	75,000
Norfolk State University (213)	23,000	23,000
Old Dominion University (221)	212,000	212,000
Radford University (217)	116,000	116,000
University of Mary Washington (215)	78,000	78,000
University of Virginia (207)	49,000	49,000
University of Virginia at Wise (246)	23,000	23,000
Virginia Commonwealth University (236)	558,000	558,000
Virginia Tech (208)	560,000	560,000
Virginia State University (212)	51,000	51,000
William and Mary (204)	356,000	356,000
Richard Bland College (241)	31,000	31,000
Virginia Community College System (260)	1,380,000	1,380,000
Total	\$5,000,000	\$5,000,000".

Page 185, strike lines 1 through 15.

Explanation:

(This amendment provides funding for need-based financial assistance for students eligible under § 23.1-505.1, Code of Virginia, which expands eligibility for state financial assistance to undocumented students.)

Conference Report to House Bill 30

Item 142 #4c

Education: Higher Education

FY22-23

FY23-24

State Council of Higher Education for Virginia

\$250,000

\$25,000,000 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 "\$171,328,512".

Page 185, after line 15, insert:

"M.1. Out of this appropriation \$250,000 the first year and \$25,000,000 the second year from the general fund is provided to enhance efforts to recruit and retain students eligible for Pell grant assistance at public institutions of higher education.

2. The State Council of Higher Education for Virginia shall work with institutions with below average enrollment of Pell-eligible students 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 preliminary plan to the Governor, the Chairs of the House Appropriations and Senate Finance and Appropriations Committees no later than October 1, 2022. The Council shall present a final report on the final products for each institution to the same group no later than June 1, 2023.

3. Any Virginia public institution of higher education may apply for pilot funding in the second year through a competitive grant process. Applications must demonstrate efforts to restructure outreach, recruitment, admission and retention procedures. Funds may be used to support initiatives to attract, enroll, and retain low-income students. Institutions may also request funding for additional need-based financial aid. Priority shall be given to institutions with below-average Pell enrollment and to institutions with below-average endowments.

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

5. The Council 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 Office of the Secretary of Education, and the Department of Planning and Budget. The Council shall notify the Chairs of the House Appropriations Committee and Senate Finance and 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 their defined outcomes."

Explanation:

(This amendment provides \$250,000 from the general fund the first year to fund the

Conference Report to House Bill 30

development of recruitment and retention plans for institutions with below-average Pell enrollment. This amendment further provides \$25.0 million from the general fund the second year in one-time grant funding to implement recruitment and retention plans at these and/or other eligible institutions.)

Item 142 #5c

Education: Higher 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 from the general fund in each year of 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 #1c

Education: Higher Education	FY22-23	FY23-24	
State Council of Higher Education for Virginia	(\$750,000) 3.00	(\$1,500,000) 3.00	GF FTE

Language:

Page 185, line 29, strike "\$23,410,355" and insert "\$22,660,355".

Page 185, line 29, strike "\$24,405,355" and insert "\$22,905,355".

Page 188, strike lines 23 through 35.

Explanation:

(This amendment repurposes the proposed FAFSA completion initiative. This amendment also removes language around new studies that have been addressed in other agencies and adjusts nongeneral fund FTE related to federal grants.)

Item 144 #2c

Education: Higher 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. The Council 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 review options for designating a point of contact at each institution of higher education for foster-involved students.)

Item 144 #3c

Education: Higher Education

FY22-23

FY23-24

State Council of Higher Education for Virginia

\$500,000

\$500,000

GF

Language:

Page 185, line 29, strike "\$23,410,355" and insert "\$23,910,355".

Page 185, line 29, strike "\$24,405,355" and insert "\$24,905,355".

Page 188, after line 35, insert:

"U. Out of this appropriation, \$500,000 the first year and \$500,000 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 shall support the costs of required supervision for graduates of Masters of Social Work and Masters of Counseling programs seeking licensure. Eligible institutions include public institutions of higher education operating in Virginia. The State Council of Higher Education for Virginia shall report the outcomes of the pilot annually to the Governor and General Assembly."

Explanation:

(This amendment adds \$500,000 from the general fund 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

Conference Report to House Bill 30

health professionals in the Commonwealth.)

Item 148 #1c

Education: Higher Education	FY22-23	FY23-24	
Christopher Newport University	\$2,500,000	\$2,500,000	GF

Language:

Page 189, line 22, strike "\$92,231,364" and insert "\$94,731,364".

Page 189, line 22, strike "\$92,353,864" and insert "\$94,853,864".

Page 190, after line 15, insert:

"D. Out of this appropriation, \$2,500,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 152 #1c

Education: Higher Education	FY22-23	FY23-24	
The College of William and Mary in Virginia	\$1,200,000	\$1,200,000	GF

Language:

Page 191, line 11, strike "\$248,449,399" and insert "\$249,649,399".

Page 191, line 11, strike "\$246,355,399" and insert "\$247,555,399".

Page 192, after line 40, insert:

"J. Out of this appropriation, \$1,200,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 152 #2c

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

Conference Report to House Bill 30

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 connected with the Bray School in partnership with the Colonial Williamsburg Foundation."

Explanation:

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

Item 156 #1c

Education: Higher Education

FY22-23

FY23-24

Richard Bland College

\$1,000,000

\$1,000,000

GF

Language:

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

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

Page 195, after line 14, insert:

"E. Out of this appropriation, \$1,000,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 156 #2c

Education: Higher Education

Richard Bland College

Language

Language:

Page 195, after line 14, insert:

"E. Richard Bland College shall provide a plan to the Chairs of the House Appropriations and the Senate Finance and Appropriations Committees by November 1, 2022 on the steps necessary to transition to an innovative model for higher education that prepares citizens for jobs in high-demand fields and in industries critical to the economic development of the Petersburg area, Virginia Gateway Region and Commonwealth of Virginia, to begin

Conference Report to House Bill 30

implementation in the 2024-25 academic year. Richard Bland College shall work in consultation with the Virginia Secretary of Education, the State Council of Higher Education for Virginia, the College William and Mary, and regional post-secondary and secondary education institutions in the development of this plan.”

Explanation:

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

Item 156 #3c

Education: Higher Education

FY22-23

FY23-24

Richard Bland College

\$300,000

\$300,000 GF

Language:

Page 194, line 3, strike "\$17,527,919" and insert "\$17,827,919".

Page 194, line 3, strike "\$17,789,919" and insert "\$18,089,919".

Page 195, after line 14, insert:

"E. Out of this appropriation, \$300,000 the first year and \$300,000 the second year from the general fund is designated to support student success initiatives at Richard Bland College. Supported activities 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 \$300,000 from the general fund each year of the biennium to support the implementation and expansion of a variety of student services and programs sought by Richard Bland College.)

Item 160 #1c

Education: Higher Education

FY22-23

FY23-24

Virginia Institute of Marine Science

\$50,000

\$50,000 GF

Conference Report to House Bill 30

Language:

Page 196, line 2, strike "\$30,581,460" and insert "\$30,631,460".
Page 196, line 2, strike "\$30,244,668" and insert "\$30,294,668".

Explanation:

(This amendment includes \$50,000 each year from the general fund to fully fund operations and maintenance costs for new facilities.)

Item 160 #2c

Education: Higher 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".

Explanation:

(This amendment shifts responsibility for research, monitoring, and assessment for shellfish aquaculture programs at the Virginia Department of Health back to the lead agency.)

Item 163 #1c

Education: Higher Education

FY22-23

FY23-24

George Mason University

\$2,500,000

\$2,500,000

GF

Language:

Page 198, line 29, strike "\$678,635,793" and insert "\$681,135,793".
Page 198, line 29, strike "\$678,647,793" and insert "\$681,147,793".
Page 200, after line 24, insert:

"K. Out of this appropriation, \$2,500,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 167 #1c

Education: Higher Education

FY22-23

FY23-24

Conference Report to House Bill 30

James Madison University	\$4,600,000	\$4,600,000	GF
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Language:

Page 201, line 44, strike "\$372,498,294" and insert "\$377,098,294".

Page 201, line 44, strike "\$372,812,632" and insert "\$377,412,632".

Page 203, after line 6, insert:

"F. Out of this appropriation, \$4,600,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 167 #2c

Education: Higher Education	FY22-23	FY23-24	
James Madison University	\$6,000,000	\$6,000,000	GF

Language:

Page 201, line 44, strike "\$372,498,294" and insert "\$378,498,294".

Page 201, line 44, strike "\$372,812,632" and insert "\$378,812,632".

Explanation:

(This amendment provides \$6.0 million each year from the general fund in additional base operating support.)

Item 167 #3c

Education: Higher Education	FY22-23	FY23-24	
James Madison University	(\$150,000)	(\$150,000)	GF
	-1.84	-1.84	FTE

Language:

Page 201, line 44, strike "\$372,498,294" and insert "\$372,348,294".

Page 201, line 44, strike "\$372,812,632" and insert "\$372,662,632".

Explanation:

(This amendment repurposes proposed new funding in the budget as introduced.)

Item 171 #1c

Conference Report to House Bill 30

Education: Higher Education

FY22-23

FY23-24

Longwood University

\$2,400,000

\$2,400,000 GF

Language:

Page 204, line 7, strike "\$81,679,735" and insert "\$84,079,735".

Page 204, line 7, strike "\$81,679,735" and insert "\$84,079,735".

Page 205, after line 3, insert:

"D. Out of this appropriation, \$2,400,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 175 #1c

Education: Higher Education

FY22-23

FY23-24

Norfolk State University

\$1,000,000

\$1,000,000 GF

Language:

Page 205, line 49, strike "\$124,490,394" and insert "\$125,490,394".

Page 205, line 49, strike "\$122,004,353" and insert "\$123,004,353".

Page 207, after line 21, insert:

"H. Out of this appropriation, \$1,000,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 179 #1c

Education: Higher Education

FY22-23

FY23-24

Old Dominion University

\$3,800,000

\$3,800,000 GF

Language:

Page 208, line 33, strike "\$353,735,129" and insert "\$357,535,129".

Page 208, line 33, strike "\$354,710,129" and insert "\$358,510,129".

Page 210, after line 23, insert:

"K. Out of this appropriation, \$3,800,000 each year from the general fund is designated to

Conference Report to House Bill 30

support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 179 #2c

Education: Higher 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".

Explanation:

(This amendment provides \$250,000 in the first year from the general fund for ongoing discussions between Old Dominion University and the Eastern Virginia Medical School to explore and expand the value of aligning or affiliating to create an academic health sciences center in Hampton Roads.)

Item 179 #3c

Education: Higher Education

FY22-23

FY23-24

Old Dominion University

\$264,000

\$264,000 GF

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 from the general fund 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 #1c

Conference Report to House Bill 30

Education: Higher Education

FY22-23

FY23-24

Old Dominion University

(\$1,006,792)

(\$1,006,792) GF

Language:

Page 210, line 38, strike "\$23,918,391" and insert "\$22,911,599".

Page 210, line 38, strike "\$23,918,391" and insert "\$22,911,599".

Page 211, after line 23, insert:

"G. Out of this appropriation, \$500,000 each year from the general fund is designated to establish a Maritime Center for Mission Engineering Solutions and Workforce Training."

Explanation:

(This amendment designates \$500,000 each year from the general fund to establish a Maritime Center for Mission Engineering Solutions and Workforce Training. The Center will coordinate regional maritime trades and engineering training to create a talent pipeline for the shipping industry.)

Item 181 #2c

Education: Higher Education

FY22-23

FY23-24

Old Dominion University

\$1,500,000

\$1,500,000 GF

Language:

Page 210, line 38, strike "\$23,918,391" and insert "\$25,418,391".

Page 210, line 38, strike "\$23,918,391" and insert "\$25,418,391".

Page 211, after line 23, insert:

"G. Out of this appropriation, \$1,500,000 each year from the general fund is designated to support the Institute for Coastal Adaptation and Resilience at Old Dominion University and its collaboration with the Chesapeake Bay Foundation."

Explanation:

(This amendment provides \$1.5 million each year from the general fund to support the Institute for Coastal Adaptation and Resilience at Old Dominion University and its collaboration with the Chesapeake Bay Foundation.)

Item 181 #3c

Education: Higher Education

FY22-23

FY23-24

Old Dominion University

\$500,000

\$500,000 GF

Language:

Conference Report to House Bill 30

Page 210, line 38, strike "\$23,918,391" and insert "\$24,418,391".

Page 210, line 38, strike "\$23,918,391" and insert "\$24,418,391".

Page 211, after line 23, insert:

"G. Out of this appropriation, \$500,000 each year from the general fund is designated to support the necessary staffing, equipment, and related services for the Potomac Aquifer Recharge Monitoring Laboratory established in § 62.1-274, Code of Virginia."

Explanation:

(This amendment provides funding to support the Potomac Aquifer Recharge Monitoring Laboratory established in § 62.1-274, Code of Virginia.)

Item 183 #1c

Education: Higher Education

FY22-23

FY23-24

Radford University

\$1,400,000

\$1,400,000

GF

Language:

Page 212, line 10, strike "\$136,431,383" and insert "\$137,831,383".

Page 212, line 10, strike "\$136,431,383" and insert "\$137,831,383".

Page 213, after line 20, insert:

"D. Out of this appropriation, \$1,400,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 188 #1c

Education: Higher Education

FY22-23

FY23-24

University of Mary Washington

\$2,100,000

\$2,100,000

GF

Language:

Page 214, line 22, strike "\$87,081,147" and insert "\$89,181,147".

Page 214, line 22, strike "\$87,081,147" and insert "\$89,181,147".

Page 215, after line 33, insert:

"G. Out of this appropriation, \$2,100,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

Conference Report to House Bill 30

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 188 #2c

Education: Higher Education	FY22-23	FY23-24	
University of Mary Washington	\$3,300,000	\$3,300,000	GF

Language:

Page 214, line 22, strike "\$87,081,147" and insert "\$90,381,147".

Page 214, line 22, strike "\$87,081,147" and insert "\$90,381,147".

Explanation:

(This amendment corrects an error in the introduced budget which incorrectly allocated funding to program 108. A companion amendment in Item 189 transfers the funding to this item.)

Item 189 #1c

Education: Higher Education	FY22-23	FY23-24	
University of Mary Washington	(\$3,300,000)	(\$3,300,000)	GF

Language:

Page 215, line 34, strike "\$17,938,862" and insert "\$14,638,862".

Page 215, line 34, strike "\$19,465,862" and insert "\$16,165,862".

Explanation:

(This amendment corrects an error in the introduced budget which incorrectly allocated funding to program 108. A companion amendment in Item 188 receives the transfer of the funding in this item.)

Item 195 #1c

Education: Higher Education	FY22-23	FY23-24	
University of Virginia	\$2,500,000	\$2,500,000	GF

Language:

Page 217, line 6, strike "\$825,387,103" and insert "\$827,887,103".

Page 217, line 6, strike "\$829,461,999" and insert "\$831,961,999".

Page 219, after line 23, insert:

"N. Out of this appropriation, \$2,500,000 each year from the general fund is designated to

Conference Report to House Bill 30

support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

	Item 195 #2c	
Education: Higher Education	FY22-23	FY23-24
University of Virginia	\$200,000	\$200,000 GF

Language:

Page 217, line 6, strike "\$825,387,103" and insert "\$825,587,103".
Page 217, line 6, strike "\$829,461,999" and insert "\$829,661,999".
Page 217, line 38, strike "\$2,276,467" and "\$2,276,467" and insert:
"\$2,476,467" and "\$2,476,467".

Explanation:

(This amendment provides additional funds for the Virginia Foundation for the Humanities to support Virginia Indian tribes with capacity-building initiatives as well as Commonwealth-wide education programming with content focused on Virginia Indian history and culture, past and present.)

	Item 195 #3c	
Education: Higher Education	FY22-23	FY23-24
University of Virginia	\$150,000	\$150,000 GF

Language:

Page 217, line 6, strike "\$825,387,103" and insert "\$825,537,103".
Page 217, line 6, strike "\$829,461,999" and insert "\$829,611,999".
Page 219, after line 23, insert:
"N. Out of this appropriation, \$150,000 the first year and \$150,000 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 \$150,000 from the general fund each year of the biennium to fund additional demographic review of K-12 enrollment trends at the Weldon Cooper Center for Public Service.)

Conference Report to House Bill 30

Item 195 #4c

Education: Higher Education

FY22-23

FY23-24

University of Virginia

(\$837,107)
\$837,107

(\$2,264,543) GF
\$2,264,543 NGF

Language:

Explanation:

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

Item 197 #1c

Education: Higher Education

FY22-23

FY23-24

University of Virginia

(\$1,000,000)

(\$1,000,000) GF

Language:

Page 219, line 46, strike "\$594,865,458" and insert "\$593,865,458".
 Page 219, line 46, strike "\$594,865,458" and insert "\$593,865,458".
 Page 220, line 14, strike "\$5,112,500" and '\$5,112,500" and insert:
 "\$4,112,500" and "\$4,112,500".

Explanation:

(This amendment designates an additional \$1.0 million each year from the general fund for the Focused Ultrasound Program.)

Item 197 #2c

Education: Higher 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.)

Conference Report to House Bill 30

Item 202 #1c

Education: Higher Education

FY22-23

FY23-24

University of Virginia's College at
Wise

\$1,000,000

\$1,000,000

GF

Language:

Page 222, line 2, strike "\$41,355,876" and insert "\$42,355,876".

Page 222, line 2, strike "\$39,549,150" and insert "\$40,549,150".

Page 222, after line 38, insert:

"F. Out of this appropriation, \$1,000,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 206 #1c

Education: Higher Education

FY22-23

FY23-24

Virginia Commonwealth University

\$7,800,000

\$7,800,000

GF

Language:

Page 223, line 38, strike "\$708,352,872" and insert "\$716,152,872".

Page 223, line 38, strike "\$708,771,872" and insert "\$716,571,872".

Page 226, after line 27, insert:

"Q. Out of this appropriation, \$7,800,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 206 #2c

Education: Higher Education

FY22-23

FY23-24

Virginia Commonwealth University

\$1,500,000

\$1,500,000

GF

Language:

Page 223, line 38, strike "\$708,352,872" and insert "\$709,852,872".

Conference Report to House Bill 30

Page 223, line 38, strike "\$708,771,872" and insert "\$710,271,872".

Page 226, after line 27, insert:

"Q. Out of this appropriation, \$1,500,000 the first year and \$1,500,000 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 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 \$1.5 million from the general fund each year of the biennium to support the expansion of programming at the Research Institute for Social Equity at Virginia Commonwealth University.)

Item 208 #1c

Education: Higher Education	FY22-23	FY23-24	
Virginia Commonwealth University	\$5,000,000	\$0	GF

Language:

Page 226, line 46, strike "\$338,858,802" and insert "\$343,858,802".

Page 227, line 9, after "appropriation," strike "\$20,000,000" and insert "\$25,000,000".

Explanation:

(This amendment provides increased funding for the Massey Cancer Center.)

Item 212 #1c

Education: Higher Education	FY22-23	FY23-24	
Virginia Community College System	\$300,000 1.00	\$1,500,000 2.00	GF FTE

Language:

Page 228, line 34, strike "\$1,046,522,208" and insert "\$1,046,822,208".

Page 228, line 34, strike "\$1,034,522,208" and insert "\$1,036,022,208".

Page 231, after line 29, insert:

"Z. Out of this appropriation, \$300,000 and one position the first year and \$1,500,000 and two positions the second year from the general fund is designated for Danville Community College to establish an aviation maintenance technology program. Danville Community College shall develop a comprehensive work plan which includes an implementation plan, projected

Conference Report to House Bill 30

expenditures, performance benchmarks and partnership responsibilities. Danville Community College shall initiate the program and accreditation approval through federal and state entities and complete partnership agreements with Danville Regional Airport, Averett University, other higher education partners, participating K-12 school divisions, businesses and any public bodies necessary for program."

Explanation:

(This amendment provides funding and positions for Danville Community College to establish an aviation maintenance technology program.)

Item 212 #2c

Education: Higher Education	FY22-23	FY23-24	
Virginia Community College System	\$3,900,000	\$3,900,000	GF

Language:

Page 228, line 34, strike "\$1,046,522,208" and insert "\$1,050,422,208".

Page 228, line 34, strike "\$1,034,522,208" and insert "\$1,038,422,208".

Page 231, after line 29, insert:

"Z. Out of this appropriation, \$3,900,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 212 #3c

Education: Higher Education	FY22-23	FY23-24	
Virginia Community College System	\$4,600,000	\$4,600,000	GF
	45.00	45.00	FTE

Language:

Page 228, line 34, strike "\$1,046,522,208" and insert "\$1,051,122,208".

Page 228, line 34, strike "\$1,034,522,208" and insert "\$1,039,122,208".

Explanation:

(This amendment provides additional funding and positions to hire more advisors and a system advising coordinator who will provide training, establish advising standards, measure outcomes and provide return-on investment feedback. The additional advisors over the biennium will reduce the ratio from about one advisor for every 1,600 students to about one advisor for every

Conference Report to House Bill 30

1,200 students.)

Item 212 #4c

Education: Higher Education	FY22-23	FY23-24	
Virginia Community College System	(\$26,500,000)	(\$14,000,000)	GF

Language:

Page 228, line 34, strike "\$1,046,522,208" and insert "\$1,020,022,208".

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

Page 231, strike lines 19 through 29.

Page 231, after line 18, insert:

"Y. Out of this appropriation, \$1,500,000 the first year and \$1,000,000 the second year from the general fund is designated for enhancements to the cyber-security infrastructure."

Explanation:

(This amendment designates \$1.5 million the first year and \$1.0 million the second year from the general fund for cybersecurity enhancements and repurposes funding toward other priorities.)

Item 212 #5c

Education: Higher 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 Hub."

Explanation:

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

Item 212 #6c

Conference Report to House Bill 30

Education: Higher 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 from the general fund 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 213 #1c

Education: Higher Education

Virginia Community College System

Language

Language:

Page 232, line 1, after "D.", insert "1."

Page 235, after line 29, insert:

"2. a. By December 1 of each year, the Office of Education and Labor Market Alignment within the Virginia Economic Development Partnership Authority System shall evaluate the skills and training including those provided through high school career and technical education, credentials, certifications, apprenticeships, internships, and other degree and non-degree programs needed for Virginians to fill jobs available in certified regional council areas.

b. Based on this evaluation, the Office of Education and Labor Market Alignment within the Virginia Economic Development Partnership Authority System shall make recommendations to the Governor and General Assembly what programs should be offered in each region that qualify for financial assistance under the G3 Program.

c. All additions and changes to the eligible high-demand fields for which programs may be offered pursuant to this item shall be approved by the General Assembly prior to

Conference Report to House Bill 30

implementation.

3. In order to be eligible for financial assistance under this program at a qualified public institution, an applicant shall:

a. Receive a total household income less than or equal to four hundred percent of the Federal Poverty Level;

b. Be enrolled or accepted for enrollment as a full-time or part-time student at an approved institution in an approved program specific to a high-demand field, as specified in paragraph D.1., and shall be enrolled in a minimum of six credit hours per semester, or in an eligible non-credit program;

c. Have submitted complete applications for federal and state student financial aid programs for which they may be eligible.

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

4. In order to remain eligible for financial assistance under this program at an approved institution, a participating student shall:

a. Meet standards for Satisfactory Academic Progress and maintain the required grade point average established by federal Higher Education Act of 1965 Title IV requirements;

b. Demonstrate reasonable progress to complete their specific program of study to earn an associate degree in no more than three years;

c. Not exceed 150 percent of required credits of certificate or degree.

5. a. Payments out of this appropriation shall provide (i) grants up to the amount necessary to pay for the last-dollar cost of the enrolled institution's tuition, mandatory fees, and textbook stipend for eligible students after all other qualified federal and state financial aid, and (ii) a Student Support Incentive Grant up to \$2,250 per year for eligible students who are enrolled full-time and receive full Federal Pell Grants.

b. Each Student Support Incentive Grant shall be distributed to the eligible students in two equal payments, with the first disbursement after the census date for the enrollment period is reached, and the final disbursement at the end of the term of which the students qualified. Students who withdraw or stop attending during the term shall not receive additional payments and shall be subject to repayment of the funds already received. An eligible student may receive up to \$900 per semester and up to \$450 per Summer Term.

6. a. Funds for marketing and public awareness efforts to increase participation in the program are contained in Item 212 V. of this act.

Conference Report to House Bill 30

b. The governing boards of Virginia's public associate degree-granting institutions shall ensure that program participation does not exceed budget appropriation.

7. a. No later than September 1 of each year, each Virginia public associate degree-granting institution shall submit to the State Council of Higher Education for Virginia and the Virginia Community College System a report with data from the previous fiscal year on program participation and completion, including data on what high-demand fields are supported by students at each institution.

b. The Council and System shall work collaboratively to compile the data provided by each public associate degree-granting institution and report such data, in aggregate and by institution annually, to the Governor, the Chairs of the House Appropriations and Senate Finance and Appropriations Committees, the Senate Education and Health Committee, and the House Education Committee. The report must include student enrollment, retention rates between terms and academic years, wage data including median wages prior to enrollment and one year after completion of a credential or degree, wage rates of students who have not enrolled in over a year and did not complete a credential, and a comparison of demand of jobs and completion rates. The report must disaggregate the information above by program of study, college, and student income level at start of program."

Explanation:

(This amendment restores language related to program eligibility, student award eligibility, and reporting requirements regarding the G3 program that was inadvertently left out of the introduced budget.)

	Item 215 #1c	
Education: Higher Education	FY22-23	FY23-24
Virginia Community College System	\$500,000	\$500,000 GF

Language:

Page 235, line 38, strike "\$133,916,938" and insert "\$134,416,938".
Page 235, line 38, strike "\$134,418,936" and insert "\$134,918,936".
Page 236, line 12, strike "\$166,162" and "\$166,162" and insert:
"\$666,162" and "\$666,162".

Explanation:

(This amendment provides funding for the GENEDGE / A.L. Philpott Manufacturing Extension Partnership to cover the cost of software, hardware, cyber, facilities, travel, third party procurement, payroll processing, human resource administration, One Virginia implementation and other indirect costs to enable the Strategic Growth of GENEDGE services to the

Conference Report to House Bill 30

manufacturing supply chain in the Commonwealth of Virginia.)

Item 215 #2c

Education: Higher Education	FY22-23	FY23-24	
Virginia Community College System	\$475,000	\$475,000	GF

Language:

Page 235, line 38, strike "\$133,916,938" and insert "\$134,391,938".

Page 235, line 38, strike "\$134,418,936" and insert "\$134,893,936".

Page 237, after line 50, insert:

"P. Out of this appropriation, \$475,000 each year from the general fund is designated to implement a pilot program between Rappahannock Community College and Virginia Commonwealth University Health System to create a certified sonographer education and training program in order to address significant workforce shortages across the Commonwealth. Funding shall support capital, equipment, and staffing needs to create two training labs in the Rappahannock Community College service region."

Explanation:

(This amendment requests funding for a pilot program between Virginia Commonwealth University and Rappahannock Community College and VCU Health System to create a certified sonographer education and training program.)

Item 215 #3c

Education: Higher Education	FY22-23	FY23-24	
Virginia Community College System	(\$6,538,968)	(\$7,040,966)	GF

Language:

Page 235, line 38, strike "\$133,916,938" and insert "\$127,377,970".

Page 235, line 38, strike "\$134,418,936" and insert "\$127,377,970".

Page 237, strike lines 48 through 50.

Explanation:

(This amendment removes proposed new funding in the budget as introduced. Additional workforce funding is provided under a companion amendment in Item 487.50.)

Item 218 #1c

Education: Higher Education	FY22-23	FY23-24	
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Conference Report to House Bill 30

Virginia Military Institute	\$1,800,000	\$1,800,000	GF
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Language:

Page 238, line 30, strike "\$54,241,116" and insert "\$56,041,116".

Page 238, line 30, strike "\$53,914,796" and insert "\$55,714,796".

Page 239, after line 40, insert:

"F. Out of this appropriation, \$1,800,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 218 #2c

Education: Higher Education

FY22-23

FY23-24

Virginia Military Institute

\$1,396,049

\$1,010,809 GF

Language:

Page 238, line 30, strike "\$54,241,116" and insert "\$55,637,165".

Page 238, line 30, strike "\$53,914,796" and insert "\$54,925,605".

Page 239, after line 40, insert:

"F. Out of this appropriation, \$3,729,287 the first year and \$3,120,387 the second year from the general fund is designated to address the One Corps initiatives related to Title IX Coordination, the Commandant Staff, the Legal Affairs Office, Academic and Student Programs, Compliance and Reporting and Commemorations and Memorials as well as targeted staff salary compression issues."

Explanation:

(This amendment provides additional funding for the One Corps initiative.)

Item 223 #1c

Education: Higher Education

FY22-23

FY23-24

Virginia Polytechnic Institute and
State University

\$5,500,000

\$5,500,000 GF

Language:

Page 240, line 44, strike "\$884,305,983" and insert "\$889,805,983".

Page 240, line 44, strike "\$885,488,983" and insert "\$890,988,983".

Page 242, after line 30, insert:

Conference Report to House Bill 30

"K. Out of this appropriation, \$5,500,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

		Item 225 #1c	
Education: Higher Education	FY22-23	FY23-24	
Virginia Polytechnic Institute and State University	\$2,500,000	\$2,500,000	GF

Language:

Page 243, line 10, strike "\$390,037,507" and insert "\$392,537,507".
Page 243, line 10, strike "\$390,037,507" and insert "\$392,537,507".

Explanation:

(This amendment requests additional funding for Virginia Tech to partner with local industries including Volvo Truck, Mack Truck, Torc Robotics (Daimler) and their suppliers to create a unique, world-class future truck research and development center in Southwest Virginia. This amendment is intended to bolster the likelihood of Virginia Tech securing federal funding under the U.S. EDA Regional Challenge.)

		Item 225 #2c	
Education: Higher Education	FY22-23	FY23-24	
Virginia Polytechnic Institute and State University	\$500,000	\$500,000	GF

Language:

Page 243, line 10, strike "\$390,037,507" and insert "\$390,537,507".
Page 243, line 10, strike "\$390,037,507" and insert "\$390,537,507".

Page 243, after line 52, insert:

"F. Out of this appropriation, \$500,000 each year from the general fund is designated to support the necessary staffing, equipment, and related services for the Potomac Aquifer Recharge Monitoring Laboratory established in § 62.1-274, Code of Virginia."

Explanation:

(This amendment provides funding to support the Potomac Aquifer Recharge Monitoring Laboratory established in § 62.1-274, Code of Virginia.)

Item 225 #3c

Education: Higher Education	FY22-23	FY23-24	
Virginia Polytechnic Institute and State University	(\$1,000,000)	(\$1,000,000)	GF

Language:

Page 243, line 10, strike "\$390,037,507" and insert "\$389,037,507".
 Page 243, line 10, strike "\$390,037,507" and insert "\$389,037,507".
 Page 243, line 48 strike "\$2,000,000" and "\$2,000,000" and insert:
 "\$1,000,000" and "\$1,000,000".

Explanation:

(This amendment designates \$1.0 million in each year of the biennium from the general fund in increased funding for the Focused Ultrasound Program.)

Item 228 #1c

Education: Higher Education	FY22-23	FY23-24	
Virginia Cooperative Extension and Agricultural Experiment Station	\$325,000	\$0	GF

Language:

Page 244, line 31, strike "\$102,255,286" and insert "\$102,580,286".
 Page 245, after line 12, insert:
 "F. Out of this appropriation, \$1,615,000 the first year is designated for the equipment at the Agricultural Research and Extension Centers in support of the Building Resilience in Virginia Communities through Cooperative Extension and Agricultural Research initiative."

Explanation:

(This amendment provides equipment funding for the Building Resilience in Virginia Communities through Cooperative Extension and Agricultural Research initiative.)

Item 228 #2c

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

Language:

Conference Report to House Bill 30

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 229 #1c

Education: Higher Education

FY22-23

FY23-24

Virginia State University

\$1,000,000

\$1,000,000

GF

Language:

Page 245, line 29, strike "\$101,401,934" and insert "\$102,401,934".

Page 245, line 29, strike "\$102,542,356" and insert "\$103,542,356".

Page 247, after line 12, insert:

"K. Out of this appropriation, \$1,000,000 each year from the general fund is designated to support affordable access for in-state undergraduate students."

Explanation:

(This amendment provides funding to maintain affordable access for in-state undergraduate students.)

Item 236 #1c

Education: Other Education

FY22-23

FY23-24

Jamestown-Yorktown Foundation

\$307,000

\$257,000

GF

2.00

2.00

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 from the general fund the first year and \$257,000 from the general fund the second year to establish two curator/historian positions to strengthen the quality of research that supports museum exhibitions, programming and living history interpretation.)

Conference Report to House Bill 30

Item 236 #2c

Education: Other 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".

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 #1c

Education: Other Education	FY22-23	FY23-24	
Jamestown-Yorktown Commemorations	\$5,500,000	(\$2,000,000)	GF

Language:

Page 250, line 31, strike "\$1,500,000" and insert "\$7,000,000".

Page 250, line 31, strike "\$2,000,000" and insert "\$0".

Page 251, after line 47, insert:

"G. All general funds received by the Jamestown-Yorktown Commemoration shall be retained and not reverted back to the general fund at the end of any fiscal year."

Page 251, line 48, strike "G." and insert "H."

Explanation:

(This amendment provides \$7.0 million from the general fund the first year to support the Virginia American Revolution 250 Commission. Language allows unexpended general funds to carry forward each 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 238 #1c

Education: Other Education

The Library Of Virginia

Language

Language:

Page 252, after line 25, insert:

"C. The Library of Virginia shall partner with the Offices of the Clerks of the Circuit Court to identify the challenges in restoring the many volumes of historical records treated with cellulose acetate lamination between the 1930s and the 1980s that are housed within the Circuit Court Clerks' offices across the Commonwealth. The Library will work to identify the number and current condition of these volumes and provide an estimate of costs to stabilize and preserve these volumes. The Library and the Clerks of the Circuit Court will submit a report of these findings and a proposed preservation plan by December 1, 2022, to the Governor and the General Assembly."

Explanation:

(This amendment allows the Library of Virginia to devote staff to review and identify the challenges in restoring the many volumes of historical records preserved in the cellulose acetate format in the Offices of the Clerks of Circuit Court across the Commonwealth and establishes a process by which the Office of the Clerks of Circuit Court can determine costs needed to preserve records. Through this report, the Office and the Library will provide recommendations to the Governor and the General Assembly on costs associated with the preservation for a later amendment to cover the costs.)

Item 240 #1c

Education: Other 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:

(This amendment provides \$2.5 million from the general fund 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.)

Conference Report to House Bill 30

Item 243 #1c

Education: Other Education	FY22-23	FY23-24	
Virginia Museum of Natural History	\$0	(\$108,958)	GF

Language:

Page 254, line 9, strike "\$3,882,925" and insert "\$3,773,967".

Explanation:

(This amendment defers a new staffing initiative in the introduced budget related to early childhood.)

Item 244 #1c

Education: Other Education	FY22-23	FY23-24	
Virginia Commission for the Arts	(\$1,300,000)	(\$1,300,000)	GF

Language:

Page 254, line 28, strike "\$6,536,912" and insert "\$5,236,912".

Page 254, line 28, strike "\$6,536,912" and insert "\$5,236,912".

Explanation:

(This amendment defers \$1.3 million from the general fund each year in art grants funding. The introduced budget increased art grants funding by \$2.6 million each year.)

Item 246 #1c

Education: Other 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 from the general fund 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.)

Conference Report to House Bill 30

Item 247 #1c

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

Language:

Page 255, line 45, strike "\$32,466,026" and insert "\$32,716,026".

Explanation:

(This amendment provides \$250,000 in the first year from the general fund for ongoing discussions between Old Dominion University and the Eastern Virginia Medical School to explore and expand the value of aligning or affiliating to create an academic health sciences center in Hampton Roads.)

Item 247 #2c

Education: Higher 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 from the general fund each year of the biennium for operations and maintenance of Waitzer Hall, a new facility that has come online in fiscal year 2022.)

Item 247 #3c

Education: Higher 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".

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

Explanation:

(This amendment designates \$2.5 million from the general fund in each year of the biennium to support plans around the development of a joint academic health center in collaboration with

Conference Report to House Bill 30

Old Dominion University and Norfolk State University.)

Item 249 #1c

Education: Higher 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 designates \$1.0 million in the first year from the general fund in additional operating support for the New College Institute.)

Item 252 #1c

Education: Higher 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 funding and positions to support the Center's Information Technology Academy.)

Item 252 #2c

Education: Higher 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:

Conference Report to House Bill 30

(This amendment provides funding related to correcting the salary table in Item 4-6.01 in order to equalize salaries for the directors of the three regional higher education centers.)

Item 253 #1c

Education: Higher 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:

(This amendment provides funding related to correcting the salary table in Item 4-6.01 in order to equalize salaries for the directors of the three regional higher education centers.)

Item 254 #1c

Education: Higher 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 42, insert:

"D. Out of this appropriation, \$3,000,000 the first year from the general fund is designated to begin planning a high performance data facility project."

Explanation:

(This amendment provides for the funding to plan and develop a High Performance Data Facility.)

Item 256 #1c

Education: Higher Education	
Virginia College Building Authority	Language

Language:

Conference Report to House Bill 30

Page 260, line 38, strike "\$84,150,000" and "\$84,150,000" and insert:
"\$91,650,000" and "\$91,650,000".

Page 260, line 48, strike "\$5,189,341" and "\$5,189,341" and insert:
"\$12,689,341" and "\$12,689,341".

Page 262, after line 4, insert:

"E. Out of the research allocations for the University of Virginia, \$7,500,000 each year is designated to support equipment needs for the Institute for Biotechnology under Item 115 of this act as well as any other research equipment needs for the University of Virginia."

Explanation:

(This amendment provides additional allocations under the Higher Education Equipment Trust Fund for the UVA Institute for Biotechnology.)

Item 257 #1c

Finance

Secretary of Finance

Language

Language:

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

Page 263, after line 11, insert:

"B. The Secretary of Finance shall engage internal or third-party assistance to perform a risk assessment of executive branch agency internal controls for administering and disbursing federal pandemic relief funds, economic stimulus, or loan funds. Upon engaging internal or third-party assistance, the Secretary of Finance shall consult with the Auditor of Public Accounts and executive branch agencies conducting similar risk assessments or audits regarding the scope of work performed by the Auditor of Public Accounts and such executive branch agencies over federal funds. The Secretary of Finance shall provide oversight over any resulting contracts and compile the findings and provide a report to the Governor, the Chair of the House Appropriations Committee and the Chair of the Senate Finance and Appropriations Committee by November 1 of each year. Included in Item 486, \$600,000 of the revenues received from the federal distributions of the Coronavirus State and Local Fiscal Recovery Funds program pursuant to the American Rescue Plan Act of 2021 is provided for this purpose."

Explanation:

(This amendment adds language directing the Secretary of Finance to engage internal or third-party assistance to perform a risk assessment of the internal controls over state pandemic funds administration and disbursement, and to consult with the Auditor of Public Accounts and executive branch agencies also performing pandemic relief fund related audits, assessments, and compliance activities so as not to duplicate efforts and ensure allowable administrative cost recovery pursuant to the federal American Rescue Plan Act (ARPA). Funding of up to \$600,000

Conference Report to House Bill 30

from the nongeneral ARPA funds contained in item 486 is provided for this purpose.)

Item 257 #2c

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 representatives."

Explanation:

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

Item 267 #1c

Finance

Department of Accounts Transfer Payments

Language

Language:

Page 268, strike lines 46 through 50.

Page 268, after line 45, insert:

"C.1. Notwithstanding the provisions of subsection E of § 2.2-1829 and subsection F of § 2.2-1831.3, Code of Virginia, through June 30, 2024, the combined amount in the Revenue Stabilization Fund and the Revenue Reserve Fund shall not exceed 20 percent of the Commonwealth's average annual tax revenues derived from taxes on income and retail sales as certified by the Auditor of Public Accounts for the three fiscal years immediately preceding.

2. The Secretary of Finance shall prepare a report to include recommendations for consideration of any adjustments to, or a removal of, the existing cap on the combined balance of the Revenue Stabilization Fund and the Revenue Reserve Fund, pursuant to subsection E of § 2.2-1829 and subsection F of § 2.2-1831.3, Code of Virginia, which shall be delivered to the Governor and the Chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee by September 1, 2022."

Conference Report to House Bill 30

Explanation:

(This amendment includes language allowing for the current statutory cap on the combined balance of the Rainy Day Fund and the Revenue Reserve Fund to not exceed 20% of the Commonwealth's average annual tax revenues derived from taxes on income and retail sales as certified by the Auditor of Public Accounts for the three fiscal years immediately preceding, from its current limitation of 15%, and directs the Secretary of Finance to deliver a report including recommendations on the modification to or removal of the existing statutory cap on the combined balance by September 1, 2022.)

Item 269 #1c

Finance

FY22-23

FY23-24

Department of Accounts Transfer
Payments

(\$923,998,000)

\$0 GF

Language:

Page 269, line 20, strike "\$955,357,934" and insert "\$31,359,934".

Page 269, strike lines 27 through 54.

Page 270, strike lines 1 through 2.

Explanation:

(This amendment redirects funding included in the introduced budget for lump sum payments for the VRS retirement system. A companion amendment in House Bill 29 provides a \$750.0 million payment to the VRS in fiscal year 2022. Making the payment a year earlier than originally proposed will allow the funds to be invested a year earlier and realize an additional year of investment returns prior to the next valuation.)

Item 273 #1c

Finance

Department of Taxation

Language

Language:

Page 272, after line 41, insert:

"D.1. The Department of Taxation shall conduct an assessment of the agency's Integrated Revenue Management System (IRMS). Specifically, the assessment shall include: an overview of IRMS and the role of each system and application; functionality requested by internal and external stakeholders, a blueprint of current functionality and gap analysis for each functional area; impact of any gaps or limitations on the agency's internal and external stakeholders; current system architecture and platform challenges and impact with the current technology

Conference Report to House Bill 30

state; impact of security limitations and risks; issues supporting the infrastructure including staff support; and a catalog of existing and future maintenance requirements.

2. Based on the findings from this assessment, the department shall develop guiding principles and potential options for addressing any identified shortcomings in IRMS including but not limited to refactoring and replacement. This portion of the assessment will address the department's goals and objectives for going forward with a potential modernization methodology and approach; benefits of modernization to the agency and stakeholders; a roadmap, and the project management and governance required to support any modernization effort.

3. The assessment shall include a cost and benefit analysis between the current and potential future state as well as the status of integrated tax solutions in other states. The department shall report its findings to the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee no later than December 16, 2022."

Explanation:

(This amendment provides language directing the Department of Taxation to conduct an assessment of its existing operating system, the Integrated Revenue Management System (IRMS) and to report its findings by December 16, 2022.)

Item 274 #1c			
Finance	FY22-23	FY23-24	
Department of Taxation	(\$508,027)	(\$518,612)	GF
	-7.00	-7.00	FTE

Language:

Page 272, line 42, strike "\$65,177,884" and insert "\$64,669,857".

Page 272, line 42, strike "\$64,483,969" and insert "\$63,965,357".

Explanation:

(This amendment removes \$508,027 the first year and \$518,612 the second year from the general fund and 7.0 FTE positions proposed as additional staff to audit worker misclassification cases.)

Item 276 #1c			
Finance	FY22-23	FY23-24	
Department of Taxation	\$793,390	\$179,123	GF
	2.00	2.00	FTE

Conference Report to House Bill 30

Language:

Page 278, line 33, strike "\$50,883,757" and insert "\$51,677,147".

Page 278, line 33, strike "\$50,883,757" and insert "\$51,062,880".

Explanation:

(This amendment provides \$793,390 from the general fund and two positions in fiscal year 2023 and \$179,123 from the general fund and two positions in fiscal year 2024 for the implementation of Chapter 689, 2022 General Assembly.)

Item 277 #1c

Finance

FY22-23

FY23-24

Department of the Treasury

\$91,509

\$0 GF

Language:

Page 279, line 15, strike "\$54,760,083" and insert "\$54,851,592".

Page 280, strike lines 11 through 19 and insert:

"H. Out of the amounts for this item shall be paid \$1,076,115 the first year from the general fund for the relief of Mr. Lamar Barnes pursuant to § 8.01-195.11 of the Code of Virginia. Of this amount, \$15,000 shall be deducted from this award total and repaid to the Criminal Fund under the provisions provided in subsection C. of § 8.01-195.11 of the Code of Virginia.

I. Out of the amounts for this item shall be paid \$1,483,342 the first year from the general fund as a lump sum for the relief of Mr. Joseph Carter pursuant to § 8.01-195.11 of the Code of Virginia. Of this amount, \$15,000 shall be deducted from this award total and repaid to the Criminal Fund under the provisions provided in subsection C. of § 8.01-195.11 of the Code of Virginia.

J. Out of the amounts for this item shall be paid \$289,068 the first year from the general fund as a lump sum for the relief of Mr. Paul Jonas Crum, Jr. pursuant to § 8.01-195.11 of the Code of Virginia.

K. Out of the amounts for this item shall be paid \$1,247,973 the first year from the general fund for the relief of Mr. Bobbie James Morman, Jr. pursuant to § 8.01-195.11 of the Code of Virginia. Of this amount, \$15,000 shall be deducted from this award total and repaid to the Criminal Fund under the provisions provided in subsection C. of § 8.01-195.11 of the Code of Virginia.

L. Out of the amounts for this item shall be paid \$1,699,274 the first year from the general fund as a lump sum for the relief of Mr. Emerson Eugene Stevens pursuant to § 8.01-195.11 of the Code of Virginia. Of this amount, \$15,000 shall be deducted from this award total and repaid to the Criminal Fund under the provisions provided in subsection C. of § 8.01-195.11 of the Code of Virginia.

Conference Report to House Bill 30

M. Out of the amounts for this item shall be paid \$408,205 the first year from the general fund for the relief of Mr. Jervon Tillman pursuant to § 8.01-195.11 of the Code of Virginia. Of this amount, \$15,000 shall be deducted from this award total and repaid to the Criminal Fund under the provisions provided in subsection C. of § 8.01-195.11 of the Code of Virginia.

N. Out of the amounts for this item shall be paid \$343,232 the first year from the general fund for the relief of Mr. Eric Weakley pursuant to § 8.01-195.11 of the Code of Virginia."

Explanation:

(This amendment provides \$91,509 the first year from the general fund for one-time wrongful incarceration relief payments to the seven exonerees listed herein. This additional amount, when combined with the \$6,455,700 included for wrongful incarceration payments in House Bill 30, provides a total of \$6,547,209 for these seven payments. Total amounts owed to exonerees are based on changes to the compensation formula as provided in House Bill 397.)

	Item 278 #1c	
Finance	FY22-23	FY23-24
Department of the Treasury	(\$1,650,000)	\$0 GF

Language:

Page 280, line 20, strike "\$17,392,470" and insert "\$15,742,470".

Explanation:

(This amendment reduces funding by \$1,650,000 the first year from the general fund provided in House Bill 30 for the Department of Treasury to mail refund checks by assuming a large portion of the refunds will be processed via direct deposit.)

	Item 280 #1c	
Finance	FY22-23	FY23-24
Treasury Board	\$6,000,000	\$0 GF

Language:

Page 282, line 5, strike "\$960,805,056" and insert "\$966,805,056".

Page 282, line 36, after "C.1.", insert "a."

Page 283, after line 19, insert:

"b. 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

Conference Report to House Bill 30

Agriculture and Consumer Services as set forth in § 3-1.01 II, up to \$6,000,000 the first year and \$0 the second year from the general fund 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 requests funding for the defeasance of debt associated with the Eastern Shore Farmers Market.)

		Item 280 #2c	
Finance		FY22-23	FY23-24
Treasury Board		\$25,000,000	\$0 GF

Language:

Page 282, line 5, strike "\$960,805,056" and insert "\$985,805,056".

Page 286, after line 29, insert:

"H. 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 from the general fund in fiscal year 2023 to defease all outstanding bonds associated with the Central Virginia Training Center.)

		Item 283 #1c	
Health and Human Resources		FY22-23	FY23-24
Secretary of Health and Human Resources		\$750,000	\$0 GF

Language:

Page 288, line 3, strike "\$903,270" and insert "\$1,653,270".

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 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, the Behavioral Health Commission and other entities as deemed necessary by the Secretary to

Conference Report to House Bill 30

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 or a new state agency; (ii) whether community-based behavioral health services and the operations of the state mental health hospitals should be divided 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. Out of this appropriation, \$750,000 from the general fund the first year shall be provided for the Secretary of Health and Human Resources to contract for a feasibility analysis to transform the Catawba Hospital Campus into a state-of-the-art campus at which a continuum of substance abuse treatment and recovery services, including long-term, short-term, acute, and outpatient services, is provided in addition to the array of behavioral health services currently provided to individuals in need of behavioral health care services. This analysis shall be completed for consideration of the workgroup in its recommendations on the structure and delivery of behavioral health and developmental disability services.

3. 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 December 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. Funding is also provided to include a feasibility analysis to transform the Catawba Hospital Campus to provide a continuum of services for the treatment and recovery of individuals with substance use disorder and behavioral health care needs.)

Item 283 #2c

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 organizational structure; (ii) include the necessary statutory and appropriation act changes to reflect the proposed structure; (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 a 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 December 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 #3c

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 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 allocated for this purpose 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 and Appropriations 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 283 #4c

Health and Human Resources

Secretary of Health and Human Resources

Language

Language:

Page 289, line 33, after "in collaboration with", insert:
"the Virginia Department of Health and".

Page 289, line 34, strike "Governor's" and insert "Virginia".

Page 289, line 36, strike "The Secretary and task force should".

Page 289, strike lines 37 through 39.

Page 289, line 40, strike "telehealth".

Page 289, line 40 after "Resources", insert:

", in collaboration with the Virginia Department of Health,".

Explanation:

(This amendment modifies language in the introduced budget that directs the Secretary of Health and Human Resources to continue the Governor's Task Force on Primary Care. Language directs the Secretary to collaborate with the Virginia Department of Health and appropriate stakeholders to continue to support the Task Force. It changes the name to the Virginia Task Force on Primary Care and eliminates more specific language on the task force work over the biennium. A companion amendment in Item 295, provides funding for a contract to facilitate and support specific work of the task force over the biennium. Language also

Conference Report to House Bill 30

requires the Secretary to report on the task force activities in collaboration with the Virginia Department of Health.)

Item 284 #1c

Health and Human Resources	FY22-23	FY23-24	
Children's Services Act	\$500,000	\$500,000	GF

Language:

Page 289, line 49, strike "\$385,091,773" and insert "\$385,591,773".

Page 289, line 49, strike "\$385,091,773" and insert "\$385,591,773".

Page 292, line 32, strike "\$2,060,000", insert "\$2,560,000".

Page 292, line 33, strike "\$2,060,000", insert "\$2,560,000".

Explanation:

(This amendment provides \$500,000 from the general fund each year for local administrative costs of Children's Services Act programs.)

Item 285 #1c

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 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 determine any fiscal impact that may result from the implementation of rate setting for private day special education services on July 1, 2023.)

Item 287 #1c

Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$1,000,000	\$1,000,000	GF

Language:

Page 295, line 8, strike "\$5,860,000" and insert "\$6,860,000".

Page 295, line 8, strike "\$5,860,000" and insert "\$6,860,000".

Page 296, after line 20, insert:

"E.1. Out of this appropriation, \$1,000,000 the first year and \$1,000,000 the second year from the general fund shall be used to fund nursing scholarship and loan repayment programs to recruit and retain nurses and nurse faculty, consistent with § 32.1-122.6:01 of the Code of Virginia, the Nursing Preceptor Incentive Program established in Chapter 552, 2021 Special Session I, Acts of Assembly, the Virginia Nurse Practitioner/Nurse Midwife scholarship program, the Nurse Educator Scholarship Program pursuant to 12VAC5-545-10, the Nurse Loan Repayment Program authorized in § 32.11-122.6:04, Code of Virginia, and the Long-Term Facility Nursing Scholarship Program, authorized in § 54.1-3011.2, Code of Virginia.

2. Of the appropriation in paragraph E.1., \$64,000 the first year and \$64,000 the second year from the general fund shall be provided to fund the Long-Term Facility Nursing Scholarship, authorized in § 54.1-3011.2, Code of Virginia. The program shall offer a scholarship for any 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 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.

3. Of the remaining appropriation in paragraph E.1., \$936,000 the first year and \$936,000 the second year from the general fund shall be provided for nursing scholarship, loan repayment and incentive programs based on priorities as identified by the Commissioner of Health and the ability of the department to expedite funding to recipients.

4. Any unexpended balance in this item at the close of business on June 30 each year shall not revert to the general fund, but shall be carried forward and reappropriated.

F. No later than August 1, 2022, the Virginia Department of Health shall publish on its website information about all health and behavioral health care scholarship and loan repayment programs so that information is readily available to the public. In addition, the department shall notify nursing schools and nursing programs throughout the Commonwealth of the availability of nursing scholarship and loan repayment program funding, including information about the Nursing Preceptor Incentive Program, prior to each academic year in a timely manner to accept applications and process them."

Explanation:

(This amendment provides \$1.0 million from the general fund each year to fund nursing scholarship, loan repayment, and incentive programs established and administered by the Virginia Department of Health (VDH) to assist in recruiting and retaining nurses and nursing faculty to address significant workforce shortages. Language sets out specific funding amounts for the Long-Term Facility Nursing Scholarship to fund scholarships for students who commit

Conference Report to House Bill 30

to work in certified nursing facilities and nursing homes. The funding will support 32 nursing students receiving \$2,000 scholarships each year. The Long-Term Facility Nursing Scholarship was established in 2016 but has not received any funding to award scholarships to students. The remaining \$936,000 from the general fund each year shall be allocated for nursing scholarship, loan repayment and incentive programs as prioritized by the Commissioner of Health and the ability to expedite funding to recipients. Language directs that fund balances at the end of each fiscal year for health profession higher education student financial assistance shall be carried forward and reappropriated. Language also directs the Virginia Department of Health to publicize information about all health care scholarship and loan repayment programs on its website and notify nursing schools and programs of available nursing scholarship and loan repayment programs prior to the start of the academic year.)

Item 287 #2c

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:

(This amendment adds language 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 practice sites for the Behavioral Health Student Loan Repayment Program.)

Item 288 #1c

Health and Human Resources

Department of Health

Language

Language:

Page 297, after line 18, insert:

"H. The Virginia Department of Health shall make at least one annual distribution from the Trauma Center Fund, established pursuant to § 18.2-270.01, Code of Virginia, to eligible hospitals based on the available funding at the time of distribution."

Explanation:

Conference Report to House Bill 30

(This amendment clarifies that at least one annual payment must be made each year from the fund to eligible hospitals.)

Item 291 #1c

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 #1c

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 292 #2c

Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$100,000	\$0	GF

Conference Report to House Bill 30

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".

Page 300, line 42, after "Professions." insert:

"All agencies of the Commonwealth, including institutions of higher education, shall lend assistance to the workgroup 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 November 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 #3c	
Health and Human Resources	FY22-23	FY23-24
Department of Health	\$100,000	\$100,000 GF

Language:

Page 299, line 41, strike "\$38,137,213" and insert "\$38,237,213".

Page 299, line 41, strike "\$22,881,547" and insert "\$22,981,547".

Explanation:

(This amendment provides \$100,000 from the general fund each year for the fiscal impact of Chapters 678 and 679, 2022 Acts of Assembly, which require the Virginia Department of Health to provide oversight of hospital payment plans and billing processes.)

	Item 293 #1c	
Health and Human Resources	FY22-23	FY23-24
Department of Health	(\$1,000,000) \$1,000,000	(\$1,000,000) GF \$1,000,000 NGF

Language:

Page 301, line 25, strike "general fund" and insert:

Conference Report to House Bill 30

"federal TANF block grant".

Explanation:

(This amendment reduces general fund support for the Resource Mothers Program and replaces it with federal Temporary Assistance to Needy Families block grant funds that have historically supported this program whose main goal is to improve birth outcomes for teens and their infants.)

Item 293 #2c

Health and Human Resources

FY22-23

FY23-24

Department of Health

(\$2,200,000)

(\$1,760,000) GF

Language:

Page 300, line 46, strike "\$166,549,331" and insert "\$164,349,331".

Page 300, line 46, strike "\$166,549,331" and insert "\$164,789,331".

Explanation:

(This amendment reduces \$2.2 million the first year and \$1.8 million the second year from the general fund in the introduced budget for marijuana prevention and education. The revised amendment provides \$40,000 the first year for a study of marijuana usage and \$480,000 the second year from the general fund for a more modest marijuana prevention and education campaign, deferring action on additional prevention and education activities until the Commonwealth begins to collect revenues from the sale of marijuana.)

Item 293 #3c

Health and Human Resources

FY22-23

FY23-24

Department of Health

(\$650,000)

(\$650,000) GF

Language:

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.

Page 301, line 47, strike "H", and insert "G".

Explanation:

(This amendment eliminates language and 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 appropriates all the funding in one agency.)

Item 295 #1c

Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$150,000	\$150,000	GF

Language:

Page 305, line 1, strike "\$23,498,673" and insert "\$23,648,673".

Page 305, line 1, strike "\$22,998,673" and insert "\$23,148,673".

Page 308, line 52, after "S.", insert "1."

Page 308, after line 54, insert:

"2. Out of this appropriation, \$150,000 the first year and \$150,000 the second year from the general fund shall be provided to Special Olympics Virginia for Unified Champion Schools."

Explanation:

(This amendment provides \$150,000 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 #2c

Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$50,000	\$50,000	GF

Language:

Page 305, line 2, strike "\$23,498,673" and insert "\$23,548,673".

Page 305, line 2, strike "\$22,998,673" and insert "\$23,048,673".

Page 307, line 51, strike "\$105,000", insert "\$155,000".

Page 307, line 52, strike "\$105,000", insert "\$155,000".

Explanation:

(This amendment provides \$50,000 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 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 #3c

Conference Report to House Bill 30

Health and Human Resources	FY22-23	FY23-24
Department of Health	\$1,500,000	\$0 GF

Language:

Page 305, line 2, strike "\$23,498,673" and insert "\$24,998,673".
Page 309, line 8, strike "\$500,000" and insert: "\$2,000,000".

Explanation:

(This amendment adds \$1.5 million the first year from the general fund to support a public-private partnership that would build out and expand children's hospice services into Williamsburg and adjacent counties, bringing the total amount of funding in fiscal year 2023 to \$2.0 million. Edmarc Children's Hospice provides pediatric hospice and home care to children with life-threatening illnesses.)

Item 295 #4c

Health and Human Resources	FY22-23	FY23-24
Department of Health	\$225,000	\$0 GF

Language:

Page 305, line 2, strike "\$23,498,673" and insert "\$23,723,673".
Page 309, after line 15, insert:

"X. Out of this appropriation, \$225,000 from the general fund the first year shall be provided to the Southwest Virginia Health Authority."

Explanation:

(This amendment adds \$225,000 from the general fund the first year for the operational expenses of the Southwest Virginia Health Authority. Funding will be used to support the implementation of population health programs and initiatives by the addition of a part-time employee, website development and other expenses to support the Authority's work.)

Item 295 #5c

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

Conference Report to House Bill 30

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 #6c

Health and Human Resources	FY22-23	FY23-24	
Department of Health	\$508,750	\$816,750	GF

Language:

Page 305, line 1, strike "\$23,498,673" and insert "\$24,007,423".

Page 305, line 1, strike "\$22,998,673" and insert "\$23,815,423".

Page 309, after 15, insert:

"X. The Virginia Department of Health shall contract with the Virginia Center for Health Innovation for actions necessary to facilitate and continue the work of the Virginia Task Force on Primary Care. The purpose of the task force is to enhance the financing, quality and delivery of primary care in the Commonwealth. The task force shall continue work on: (i) building stakeholder coalitions; (ii) advancing the use of data/communication systems; (iii) defining payment models; (iv) describing primary care infrastructure; (v) identifying markers of high value care; and (vi) promoting innovations in telehealth."

Explanation:

(This amendment provides \$508,750 the first year and \$816,750 the second year from the general fund for the Virginia Department of Health to contract with the Virginia Center for Health Innovation for actions necessary to facilitate and support the Virginia Task Force on Primary Care in years three and four of the Governor's Task Force on Primary Care. It also changes the name to the Virginia Task Force on Primary Care. A companion amendment in Item 283 requires the agency to collaborate on these efforts with the Secretary of Health and Human Resources, along with the development of a report on task force activities.)

Item 296 #1c

Conference Report to House Bill 30

Health and Human Resources	FY22-23	FY23-24
Department of Health	\$3,000,000	\$0 GF

Language:

Page 309, line 16, strike "\$37,678,013" and insert "\$40,678,013".

Page 309, after line 41, insert:

"E. Out of this appropriation, \$3,000,000 the first 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 from the general fund for the 10 percent match for the Commonwealth to receive additional federal drinking water program funds from the recently passed federal Infrastructure Investment and Jobs Act.)

Item 296 #2c

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".

Page 309, line 38, after "appropriation,", strike "\$1,500,000" and insert "\$1,000,000".

Explanation:

(This amendment reduces \$500,000 the first year from the general fund for the new Watering Sampling Verification Program. 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 296 #3c

Health and Human Resources	FY22-23	FY23-24
Department of Health	\$0	\$1,833,505 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 "\$39,511,518".

Page 309, after line 41, insert:

Conference Report to House Bill 30

"E. Out of this appropriation, \$1,833,505 from indirect cost recoveries the first year and \$1,833,505 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 and Budget 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 Committees by October 15, 2022."

Explanation:

(This amendment provides \$1.8 million from indirect cost recoveries the first year and \$1.8 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 2022-24 biennium, but requires a thorough analysis of how the office is funded to ensure adequate funding going forward.)

		Item 296 #4c
Health and Human Resources	FY22-23	FY23-24
Department of Health	\$60,000	\$0 GF

Language:

Page 309, line 16, strike "\$37,678,013" and insert "\$37,738,013".

Explanation:

(This amendment provides \$60,000 the first year from the general fund for the continuation of the Commissioner of Health's workgroup to examine the occurrence of contaminants in public drinking water.)

		Item 299 #1c
Health and Human Resources	FY22-23	FY23-24

Conference Report to House Bill 30

Department of Health	\$40,976	\$40,976	GF
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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 299 #2c

Health and Human Resources

FY22-23

FY23-24

Department of Health	(\$5,500,000)	(\$8,000,000)	GF
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Language:

Page 310, line 14, strike "\$37,054,307" and insert "\$31,554,307".
Page 310, line 14, strike "\$37,054,307" and insert "\$29,054,307".
Page 311, line 19, after "appropriation,", strike "\$8,000,000" and insert "\$2,500,000".
Page 311, line 19, strike "and \$8,000,000 the second year".
Page 311, line 20, strike "contract" and insert:
"continue the current contract for no more than one year".
Page 311, strike lines 21 through 23.

Explanation:

(This amendment reduces funding by \$5.5 million the first year and \$8.0 million the second year from the general fund for an information technology information system designed to connect government agencies, health care providers, and community-based partners to facilitate referrals for public health and social services. This leaves \$2.5 million in fiscal year 2023 to continue the current contract for the system for one additional year. It is expected that the e-referral system will continue beyond fiscal year 2023 with the use of user fees to support its operations.)

Item 304 #1c

Health and Human Resources

Department of Medical Assistance Services	Language
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Language:

Page 340, after line 10, insert:
"PPPP.1. Effective September 1, 2022, the Department of Medical Assistance Services (DMAS)

Conference Report to House Bill 30

shall revise its Medicaid and Family Access to Medical Insurance Security (FAMIS) managed care organization (MCO) contracts to require MCOs to include provider agreements for mobile vision services provided to eligible children on school grounds in localities where local school divisions or schools have written agreements with mobile vision providers.

2. Mobile vision providers, subject to such agreements, shall provide comprehensive vision services including, at a minimum, a comprehensive vision exam in compliance with recognized clinical standards to include the use of a binocular indirect ophthalmoscope and/or a wide-angle retinal imaging system, lenses, frames, and fittings.

3. The Department of Medical Assistance Services shall require the Medicaid MCOs to expedite the enrollment and credentialing of the mobile vision providers in the MCO networks and shall work with managed care organizations to ensure that a variety of lens and frames are available to children receiving vision services in any setting. The department shall have authority to implement these provisions prior to the completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment adds language requiring the Department of Medical Assistance Services (DMAS) to revise its contracts with Medicaid and FAMIS managed care organizations to include MCO provider agreements to provide access to mobile vision services in localities where local school divisions or schools have written agreements with mobile vision providers as an alternative service delivery model to increase access to vision services for children. Eye exams and glasses provided at "bricks and mortar" optometry practices are currently covered by Medicaid and FAMIS. Language allows for the comprehensive vision exam to include the use of alternative technology that bypasses the need for dilation of the eye. Language requires the department to require MCOs to expedite enrollment and credentialing of mobile vision providers and to work with the managed care organizations to offer a variety of lens and frame options for children in any setting.)

Item 304 #2c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$38,662,406
\$40,635,919

\$44,120,435 GF
\$46,544,002 NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,812,287,062".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,911,271,971".

Page 339, strike lines 17 through 26 and insert:

"KKKK.1. Out of this appropriation, \$175,793,045 the first year and \$201,197,348 the second year from the general fund and \$182,060,495 the first year and \$208,539,425 the second year from matching federal Medicaid funds and other nongeneral funds shall be provided to increase

Conference Report to House Bill 30

Developmental Disability (DD) waiver rates set forth in the following paragraph.

2. Effective July 1, 2022, the Department of Medical Assistance Services shall have the authority to update the rates for DD waiver services using the most recent rebasing estimates, based on their review of the model assumptions as appropriate and consistent with efficiency, economy, quality and sufficiency of care and reported no later than July 1, 2022. Rates shall be increased according to Tiered payments contained in the rebasing model, where appropriate for the type of service provided. Rates shall be increased for Group Homes, Sponsored Residential, Supported Living, Independent Living Supports, In-home Supports, Community Engagement, Community Coaching, Therapeutic Consultation, Private Duty and Skilled Nursing, Group Day Support, Group Supported Employment, Workplace Assistance, Community Guide, DD Case Management and Benefits Planning. The department shall have the authority to implement these changes prior to completion of any regulatory process to effect such change."

Explanation:

(This amendment adds \$38.7 million the first year and \$44.1 million the second year from the general fund and \$40.6 million the first year and \$46.5 million the second year from matching federal Medicaid and other nongeneral funds to rebase the Medicaid rates for DD waiver services that were not included in the House Bill 30, as introduced, including services provided in Group Homes serving 5 to 12 persons, Group Day Support, Group Supported Employment, Workplace Assistance, Community Guide, DD Case Management and Benefits Planning. The amendment also adds language setting out the appropriation for the Developmental Disability (DD) waiver rebasing totaling \$377.0 million from the general fund (GF) and \$390.6 million from federal Medicaid matching funds and other nongeneral funds over the biennium. Language also provides the Department of Medical Assistance Services (DMAS) with the authority to update the rates based on recent rebasing estimates after a review of the model assumptions is conducted and reported, no later than July 1, 2022. Language further clarifies that the rates shall be reflective of Tiered payments contained in the rebasing model. It is the intent of the General Assembly that in the enrolling of this act, funding included in this item shall be allocated among appropriate items within the Department of Medical Assistance Services.)

Item 304 #3c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$1,718,823
\$4,066,196

\$1,747,506 GF
\$4,153,214 NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,738,773,756".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,826,508,254".

Conference Report to House Bill 30

Explanation:

(This amendment adds funding for the fiscal impact of House Bill 680, 2022 Special Session I, which directs the Department of Medical Assistance Services to update the State Plan for Medical Assistance to include a provision for the payment of Medicaid targeted case management services for individuals with severe traumatic brain injury. It is the intent of the General Assembly that in the enrolling of this act, funding included in this item shall be allocated among appropriate items within the Department of Medical Assistance Services.)

Item 304 #4c

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% 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

Conference Report to House Bill 30

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)."

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 Tayler Hospitals that is consistent with the methodology used for private acute care providers.)

	Item 304 #5c		
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".

Conference Report to House Bill 30

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's treating physician to require general anesthesia and admission to a hospital or outpatient surgery facility to effectively and safely provide dental care to an enrollee age ten or younger. The department shall have the authority to implement this change effective July 1, 2022 and prior to the completion of any regulatory process to effect such 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, for Medicaid eligible children under age ten receiving dental services who require such services.)

Item 304 #6c

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$500,000	\$500,000	GF
	\$500,000	\$500,000	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,733,988,737".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,821,607,534".

Page 326, line 42, strike "\$3,850,000" and "\$3,850,000" and insert:

"\$4,350,000" and "\$4,350,000".

Page 326, line 43, strike "\$3,850,000" and "\$3,850,000" and insert:

"\$4,350,000" and "\$4,350,000".

Page 326, line 47, after "2021;" , strike "and".

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 #7c

Health and Human Resources	FY22-23	FY23-24	
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Conference Report to House Bill 30

Department of Medical Assistance	(\$13,014,050)	(\$13,014,050)	GF
Services	(\$13,014,050)	(\$13,014,050)	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 "\$3,978,050 the first year and \$7,956,100" and insert:
 "\$3,798,050".
 Page 316, line 53, strike "\$3,978,050 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. A companion amendment in this item provides rate increases to stabilize the provider network. After the provider network is stabilized and capacity exists to absorb additional slots, the General Assembly may consider adding the additional slots in the 2023 Session.)

Item 304 #8c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance	(\$1,062,185)	(\$1,385,199)	GF
Services	(\$12,544,924)	(\$17,857,653)	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 for".
 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:

Conference Report to House Bill 30

(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 #9c

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".

Explanation:

(This amendment provides funding to expand remote patient monitoring under Medicaid pursuant to Chapter 269, 2022 Acts of Assembly, 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 #10c

Health and Human Resources	
Department of Medical Assistance Services	Language

Language:

Page 331, line 55 strike "and" and insert ",".
Page 331, line 56 after "2022", insert "and 2023".
Page 331, line 57, strike "2022" and insert "2023".
Page 331, line 57, strike "cost-based" and insert "prospective".

Explanation:

(This amendment adds language to inflate specialized care facilities rates participating in the Medicaid program for one additional year in lieu of the normal annual rebasing. The Department of Medical Assistance Services has determined that they remain unable to rebase

Conference Report to House Bill 30

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 #11c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$43,431,625
\$47,203,255

\$42,476,217 GF
\$46,568,674 NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,823,623,617".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,909,652,425".

Page 338, line 22, strike "January 1, 2023" and insert "July 1, 2022".

Page 338, line 24, strike "1.6" and insert "7.5".

Explanation:

(This amendment provides \$43.4 million the first year and \$42.5 million the second year from the general fund and \$47.2 million the first year and \$46.6 million the second year in federal Medicaid matching funds to increase on July 1, 2022, the Medicaid reimbursement rates for personal care, respite and companion services by 7.5% for consumer-directed and agency-directed attendants.)

Item 304 #12c

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 develop a State Plan for Medical Assistance amendment to make supplemental payments to private hospitals and related health systems who intend to execute 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 would enter into an Interagency Agreement with the department for this purpose. The department shall develop a plan, that could take effect July 1, 2023, for making managed care directed payments or supplemental payments as follows: 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

Conference Report to House Bill 30

Commercial Rate for practice plans that are a component of the participating hospitals or health system. The plan shall identify the public entity who will transfer funds to the department, the amount and duration of such transfers, the purpose and amount of any supplemental payment or managed care direct payments made to private hospitals and related health systems, and the impact, if any, on other supplemental payment programs currently in effect. The plan shall also include the appropriate references that provide authority for such payments.

b. The Department of Medical Assistance Services shall report the plan to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by October 15, 2022."

Explanation:

(This amendment directs the Department of Medical Assistance Services develop an amendment to the State Plan for Medical Assistance and a plan to make supplemental payments to private hospitals and related health systems who would execute 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 #13c

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$354,404	\$383,110	GF
	\$767,695	\$784,878	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,734,110,836".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,821,775,522".

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 \$13.00 per 15 minutes for individuals and from \$2.70 to \$5.40 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 #14c

Conference Report to House Bill 30

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance	\$4,039,123	\$4,106,384	GF
Services	\$4,118,661	\$4,214,556	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 2019 level, which had been reduced in fiscal year 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 fiscal year 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 #15c

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance	(\$242,539,277)	(\$146,889,634)	GF
Services	\$905,626,216	\$156,523,850	NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$19,396,075,676".
 Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,830,241,750".

Explanation:

(This amendment captures savings of \$242.5 million the first year and \$146.9 million the second year from the general fund and reflects additional nongeneral funds as a result of the change in the federal match rate for Medicaid. The federal public health emergency was

Conference Report to House Bill 30

extended until July 2022, which results in the temporary 6.2 percentage point increase in the federal match rate continued until September 30, 2022. In addition, the regular match rate will increase from 50% on October 1, 2022, to 50.65% and to 51.28% (based on preliminary estimates) on October 1, 2023. 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%, which Virginia had received since 2004.)

Item 304 #16c

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 #17c

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 314, after line 48, insert:

"5. Effective 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

Conference Report to House Bill 30

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 304 #18c

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	(\$127,301,202) \$127,301,202	(\$149,559,890) \$149,559,890	GF NGF

Language:

Page 314, line 49. strike "\$498,801,500" and insert "\$626,102,702".
 Page 314, line 50. strike "\$504,001,500" and insert "\$653,561,390".

Explanation:

(This amendment reflects additional revenue to the Virginia Health Care Fund of \$127.3 million the first year and \$149.6 million the second year from managed care organization (MCO) repayments resulting from not meeting the medical loss ratio (MLR) requirement or for exceeding the profit caps that apply to Medicaid MCOs. The impact of the COVID-19 pandemic on health care utilization has resulted in increased profits and difficulty in meeting the MLR requirement for MCOs and therefore results in repayments to the Commonwealth. These repayments are deposited in the Health Care Fund, which is used as state match for Medicaid. Therefore, the increase in revenue results in a corresponding reduction in general fund appropriation for Medicaid.)

Item 304 #19c

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 2, strike "five" and insert "30".

Conference Report to House Bill 30

Explanation:

(This amendment provides \$40.5 million from the general fund and \$76.5 million from nongeneral funds the first year and \$37.0 million from the general fund and \$67.3 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 #20c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$3,991,691
\$4,239,723

\$3,991,691 GF
\$4,239,723 NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,741,220,151".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,828,838,948".

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% 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 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. The department shall have the authority to implement these changes effective July 1,

Conference Report to House Bill 30

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 8.89% to account for inflation since the last audited cost report of fiscal year 2018. The rate ceiling shall increase to \$460.89 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 increased 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 #21c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$3,598,845
\$3,972,952

\$3,687,567 GF
\$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% 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% 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

Conference Report to House Bill 30

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% 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 #22c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$0
\$56,640,476

\$43,489,163 GF
\$64,983,275 NGF

Language:

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,789,629,213".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,929,079,972".

Page 340, after line 10, insert:

"PPPP. Out of this appropriation, \$56,640,476 from nongeneral funds the first year and \$43,489,163 from the general fund and \$64,983,275 from nongeneral funds the second year shall be provided, effective July 1, 2022, for the Department of Medical Assistance Services to increase rates by 12.5%, relative to the rates in effect prior to July 1, 2021, for: (i) adult day health care; (ii) consumer-directed facilitation services; (iii) crisis supervision, crisis stabilization and crisis support services; (v) transition coordinator services; (vi) mental health and early intervention case management services; and (vii) community behavioral health and habilitation services. In addition to the funds included in this item, \$38,057,684 the first year is provided for the state match for this purpose in Item 486 out of the revenues received from federal distributions of the American Rescue Plan Act (ARPA) of 2021. However, if ARPA funds cannot be used for this purpose the department is authorized to use the available cash balance or excess revenue in the Health Care Fund that is in excess of the estimates included for the first year in this act or additional general fund dollars in excess of the Official Medicaid Forecast made available due to changes in the federal match rate. 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. In the first year, the state share will be funded from American Rescue Plan Act (ARPA) funds. A companion amendment in Item 486 appropriates \$38.1 million in ARPA funds for this purpose.)

Item 304 #23c

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 340, after line 10, insert:

"PPPP. Contingent on approval by the Centers for Medicare and Medicaid Services (CMS), the Department of Medical Assistance Services (DMAS) shall allow legally responsible individuals (parents of children under age 18 and spouses) to provide personal care/personal assistance services and 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 have the authority to implement these changes effective July 1, 2022 and prior to completion of any regulatory process to effect such change."

Explanation:

(This amendment adds language to extend the provision of Medicaid reimbursement of parents or 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 and approved by the federal government. Language also provides authority to the agency to promulgate emergency regulations to continue parents/spouses as personal care/personal assistance providers.)

Item 304 #24c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$12,500,000
\$12,622,500

\$25,000,000 GF
\$25,658,561 NGF

Language:

Conference Report to House Bill 30

Page 313, line 47, strike "\$18,732,988,737" and insert "\$18,758,111,237".

Page 313, line 47, strike "\$19,820,607,534" and insert "\$19,871,266,095".

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 \$12.5 million the first year and \$25.0 million the second year from the general fund and \$12.6 million the first year and \$25.7 million the second year from federal Medicaid matching funds for Medicaid's Value-based Purchasing (VBP) program for nursing homes. This amendment also adds language to specify that the non-metric portion of the 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 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. 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 help facilities get ready to meet the metrics and improve.)

Item 308 #1c

Health and Human Resources

FY22-23

FY23-24

Department of Medical Assistance
Services

\$250,000
\$250,000

\$0 GF
\$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 plan for 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. The workgroup shall make recommendations in the plan related to 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 include a rate methodology that supports institutional costs and waiver services.

Conference Report to House Bill 30

2. The department shall submit a report which outlines the recommendations for a neurobehavioral science unit, waiver program, and the service methodology to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by November 1, 2022."

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 plan for a neurobehavioral science unit and a waiver program for individuals with brain injury and neuro-cognitive disorders.)

Item 308 #2c

Health and Human Resources	FY22-23	FY23-24	
Department of Medical Assistance Services	\$0	(\$500,000)	GF
	\$0	(\$500,000)	NGF
	0.00	-5.00	FTE

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 Budget shall evaluate the impact of merging the Commonwealth Care Coordinated Plus and Medallion 4.0 managed care programs to identify administrative 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 administrative 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 #3c

Health and Human Resources	FY22-23	FY23-24
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Conference Report to House Bill 30

Department of Medical Assistance	(\$100,000)	\$0	GF
Services	(\$100,000)	\$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 #4c

Health and Human Resources	FY22-23	FY23-24
Department of Medical Assistance	(\$421,498)	\$0 GF
Services	\$311,858	\$0 NGF

Language:

Page 341, line 4, strike "\$296,394,443" and insert "\$296,284,803".

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 and provides \$1.5 million from the Medicaid expansion coverage assessment appropriation to reflect higher contractual costs. The first action was funded in the 2021 Appropriation Act, which 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. The second action provides \$1.5 million in coverage assessment appropriation to reflect higher contractual costs in fiscal year 2023 due to the increase in the Medicaid Expansion population resulting from the federal Public Health Emergency. Upon enrolling of House Bill 30, the appropriations will be allocated to the appropriate programs.)

Item 308 #5c

Health and Human Resources	
Department of Medical Assistance Services	Language

Language:

Conference Report to House Bill 30

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 #6c	
Health and Human Resources	FY22-23	FY23-24
Department of Medical Assistance	\$150,000	\$0 GF
Services	\$150,000	\$0 NGF

Language:

Page 341, line 4, strike "\$296,394,443" and insert "\$296,694,443".

Explanation:

(This amendment adds \$150,000 from the general fund and \$150,000 from matching federal Medicaid funds the first year for the fiscal impact of House Bill 1046, 2022 Special Session I, which directs the Department of Medical Assistance Services to study options for and develop a plan to implement a process that provides Medicaid recipients with payments that can be used to purchase over-the-counter medications and medical supplies. Currently, certain over-the-counter medications can be purchased more cheaply by a recipient than the amount charged to the Medicaid program.)

	Item 308 #7c	
Health and Human Resources	FY22-23	FY23-24
Department of Medical Assistance	\$3,500,000	\$3,500,000 NGF
Services	1.00	1.00 FTE

Language:

Page 341, line 4, strike "\$296,394,443" and insert "\$299,894,443".

Page 341, line 4, strike "\$289,464,200" and insert "\$292,964,200".

Page 345, line 50, strike "\$2,535,000" and "\$2,535,000" and insert: "\$6,035,000" and \$6,035,000".

Page 346, after line 19, insert:

"4. Out of the amounts appropriated in Q.1. of this item, \$3,500,000 the first year and \$3,500,000 the second year from special funds shall be used for a quality improvement program

addressing nursing facility capacity building. The program design may be based on the results of the Virginia Gold Quality Improvement Program pilot project, to include peer mentoring, job-related and interpersonal skills training, and work-related benefits. The Department of Medical Assistance Services shall seek approval from the Centers for Medicare & Medicaid Services (CMS) to implement the program."

Page 346, line 20, strike "4", insert "5".

Page 346, line 24, strike "5", insert "6".

Page 346, line 26, strike "6", insert "7".

Page 346, line 28, strike "7", insert "8".

Explanation:

(This amendment adds \$3.5 million from nongeneral funds and one position each year for a quality improvement program addressing nursing home capacity building. It adds language directing the Department of Medical Assistance Services to seek federal approval to design the quality improvement program. Funding for the program will come from civil monetary penalties received from nursing facilities that can be used to reinvest in nursing facility improvement projects. This is a recommendation of the Joint Commission on Health Care.)

Item 310 #1c

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 349, line 36, strike "balances" and insert "appropriation at yearend".

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 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 planned actions to achieve 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

Conference Report to House Bill 30

Appropriations Committees quarterly, with each report due 30 days after the end of each quarter."

Explanation:

(This amendment removes the carryforward language related to 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 310 #2c

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 July 1, 2023, 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 311 #1c

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:

Conference Report to House Bill 30

"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 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 #2c

Health and Human Resources	FY22-23	FY23-24	
Department of Behavioral Health and Developmental Services	(\$851,175) -11.00	(\$851,175) -11.00	GF 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".

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 and positions will be allocated to the appropriate items upon enrolling of the budget bill.)

Item 311 #3c

Health and Human Resources	FY22-23	FY23-24	
Department of Behavioral Health and Developmental Services	\$2,500,000	\$0	GF

Language:

Page 349, line 43, strike "\$129,085,840" and insert "\$131,585,840".
Page 354, after line 28, insert:

"II. Out of this appropriation, \$2,500,000 the first year from the general fund 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 by September 1, 2023."

Explanation:

(This amendment provides \$2.5 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 #4c

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.)

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 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 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 November 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 for the prior fiscal year 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.)

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 #7c

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 354, after line 28, insert:

"II. Effective July 1, 2023, 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. 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 October 15, 2023."

Explanation:

(This amendment transfers the authority and oversight of all rate setting for 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 #8c

Health and Human Resources

FY22-23

FY23-24

Department of Behavioral Health and Developmental Services

(\$900,000)

\$0 GF

Language:

Page 349, line 43, strike "\$129,085,840" and insert "\$128,185,840".

Page 353, line 48, strike "\$1,012,286 the first year and \$1,012,286" and insert: "\$900,000".

Page 353, line 50, strike "in each year" and insert "the second year".

Page 353, line 52, strike "Additionally, \$112,286 in".

Page 353, strike lines 53 through 55.

Explanation:

(This amendment delays funding for a statewide marijuana and cannabis use prevention campaign until fiscal year 2024. The amendment strikes language providing a new position in the Department of Behavioral Health and Developmental Services central office to monitor and

implement prevention strategies and programs. A companion amendment in this item eliminates the position and captures savings associated with its elimination.)

Item 311 #9c

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 collect, or survey, Community Services Boards (CSBs) and the Behavioral Health Authority (BHA) on compensation of their employees by position type, which shall include average salary and turnover and vacancy data, and any other relevant data the department determines as necessary to assist in developing a proposal to address compensation issues for consideration in the 2023 Session. The department shall report the data, by CSB and BHA, along with any findings and recommendations to address compensation issues to the Department of Planning and Budget and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by no later than October 15, 2022."

Explanation:

(This amendment directs the Department of Behavioral Health and Developmental Services to collect information from Community Services Boards and the Behavioral Health Authority on employee compensation to assist in developing a proposal to address compensation issues to be considered in the 2023 Session.)

Item 312 #1c

Health and Human Resources

Department of Behavioral Health and Developmental Services

Language

Language:

Page 356, line 17, after "L.", insert "1."

Page 356, after line 24, insert:

"2. The Department of Behavioral Health and Developmental Services shall monitor credentialed recovery homes for regulatory compliance and consult with the Virginia Association of Recovery Residences to keep the agency's public website's list of credentialed recovery homes up to date."

Explanation:

(This amendment adds budget language requiring the Department of Behavioral Health and

Conference Report to House Bill 30

Developmental Services to monitor credentialed recovery homes for regulatory compliance and consult with the Virginia Association of Recovery Residences to keep the agency's public website's list of credentialed recovery homes up to date.)

Item 312 #2c

Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	\$2,500,000	\$0 GF

Language:

Page 354, line 29, strike "\$76,272,531" and insert "\$78,772,531".

Page 357, after line 9, insert:

"Q. Out of this appropriation, \$2,500,000 the first year from the general fund shall be provided for one-time start-up costs for the Northwestern Crisis Response Center to provide crisis services for 23 hours per day, seven days per week to individuals with a mental illness."

Explanation:

(This amendment provides \$2.5 million the first year from the general fund for crisis response center services in northwest Virginia (Winchester). The crisis response center will be located at the Winchester Medical Center to provide a safe space necessary for oversight of patients having a mental health crisis while also keeping these patients out of the emergency department.)

Item 312 #3c

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:

"Q. 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 #4c

Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	\$2,500,000	\$0 GF

Language:

Page 354, line 30, strike "\$76,272,531" and insert "\$78,772,531".

Page 357, after line 9, insert:

"Q. Out of this appropriation, \$2,500,000 the first year from the general fund shall be provided for one-time start-up costs to establish a crisis receiving center in Southwest Virginia."

Explanation:

(This amendment provides \$2.5 million from the general fund the first year for start-up costs to establish a crisis receiving center (CRC) in Southwest Virginia for people with serious mental illness. CRCs provide a more comprehensive response than crisis assessment centers or crisis stabilization units, because they operate on a 23/7 basis to avert behavioral health crises thus decreasing the role of law enforcement and reducing overreliance on institutional care including state hospitals.)

Item 312 #5c

Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	\$2,500,000	\$0 GF

Language:

Page 354, line 30, strike "\$76,272,531" and insert "\$78,772,531".

Page 357, after line 9, insert:

"Q. Out of this appropriation, \$2,500,000 the first year from the general fund shall be provided for one-time start-up costs to establish a crisis receiving center in Prince William County."

Explanation:

(This amendment provides \$2.5 million from the general fund in fiscal year 2023 only to establish a crisis receiving center (CRC) in Prince William County. CRCs provide a more comprehensive response than crisis assessment centers or crisis stabilization units, because they operate on a 23/7 basis to avert behavioral health crises thus decreasing the role of law enforcement and reducing overreliance on institutional care including state hospitals.)

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 contract 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 contract after Chesapeake Regional Healthcare starts construction of the 20-bed acute, inpatient psychiatric unit. As part of the contracting 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 contract 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 contract and any state contribution that has been estimated."

Explanation:

(This amendment directs the Department of Behavioral Health and Developmental Services to enter into a contract 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 contract will not be executed until an appropriation is provided by the General Assembly.)

Health and Human Resources

FY22-23

FY23-24

Department of Behavioral Health and Developmental Services

(\$1,000,000)

(\$1,000,000) GF

Language:

Page 354, line 30, strike "\$76,272,531" and insert "\$75,272,531".
 Page 354, line 30, strike "\$80,881,947" and insert "\$79,881,947".
 Page 356, line 17, strike "\$2,700,000" and "\$2,700,000" and insert: "\$1,700,000" and "\$1,700,000".

Explanation:

Conference Report to House Bill 30

(This amendment reduces new funding contained in the introduced budget by \$1.0 million each year, providing an increase of \$1.2 million from the general fund each year for recovery residences.)

	Item 312 #8c	
Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	(\$1,431,100)	(\$1,431,100) GF

Language:

Page 354, line 30, strike "\$76,272,531" and insert "\$74,841,431".
Page 354, line 30, strike "\$80,881,947" and insert "\$79,450,847".
Page 355, line 41, strike "\$8,316,588" and "\$8,316,588" and insert: "\$6,885,488" and "\$6,885,488".

Explanation:

(This amendment reduces general funds in the introduced budget by \$1.4 million each year for the Virginia Mental Health Access Program, increasing overall funding for the initiative to \$6.9 million annually. This represents a 26 percent increase in funding for this program over the fiscal year 2022 appropriation.)

	Item 312 #9c	
Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	\$2,000,000	\$0 GF

Language:

Page 354, line 30, strike "\$76,272,531" and insert "\$78,272,531".
Page 355, line 30, after "appropriation," insert: "\$2,000,000 the first year and".
Page 355, line 34, strike "create" and insert: "implement".
Page 355, line 36, strike "The plan".
Page 355, strike lines 37 through 40.

Explanation:

(This amendment adds \$2.0 million from the general fund the first year to implement a program of alternative custody for individuals subject to a temporary detention order (TDO), who are awaiting transport to an inpatient bed.)

Item 313 #1c

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 restricts the use of medication assisted treatment to individuals with substance use disorders who are addicted to opioids. This will make this treatment option open to all individuals with substance use disorders.)

Item 313 #2c

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, strike "\$23,656,453" and "\$23,656,453" and insert: "\$26,556,453 " and "\$26,556,453".

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 #3c

Health and Human Resources

Grants to Localities

Language

Language:

Page 363, line 1, after "SS." insert "1".

Conference Report to House Bill 30

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) 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, including financial oversight, 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 313 #4c

Health and Human Resources

FY22-23

FY23-24

Grants to Localities

(\$22,245,501)

\$0 GF

Language:

Page 357, line 20, strike "\$611,269,088" and insert "\$589,023,587".

Page 362, line 8, after "LL.1.", insert:

"\$7,762,376 the first year from American Rescue Plan Act funds".

Page 362, line 8, after "LL.1., and", strike "\$10,962,376" and insert "\$3,199,999".

Page 362, line 14, after "first year" insert "from American Rescue Plan Act funds".

Page 362, line 16, after "first year" insert "from American Rescue Plan Act funds".

Page 362, line 18, after "first year" insert "from American Rescue Plan Act funds".

Page 362, line 22, after "first year" insert "from American Rescue Plan Act funds".

Explanation:

(This amendment replaces general fund support for STEP-Virginia with American Rescue Plan Act (ARPA) funds the first year, resulting in general fund savings of \$22.2 million in fiscal year 2023. This change only affects the fund source for STEP-Virginia and has no impact on implementation of the program. A companion amendment in Item 486 provides \$22.2 million in

ARPA funds for STEP-VA.)

Item 313 #5c

Health and Human Resources

Grants to Localities

Language

Language:

Page 361, line 18, strike "will be implemented at up to" and insert:

"may also be used for emergency client assistance resources and will be implemented in at least".

Explanation:

(This amendment expands use of \$3,700,800 in general fund appropriation provided each year for discharge planning at jails for individuals with serious mental illness to also include emergency client assistance resources. As such, this amendment allows the funds to be used for either new staff positions or for emergency client assistance resources. Additionally, this amendment permits the use of funding in additional jails meeting the criteria for funding.)

Item 318 #1c

Health and Human Resources

FY22-23

FY23-24

Mental Health Treatment Centers

\$0

(\$23,469,410)

GF

Language:

Page 364, line 20, strike "\$192,824,906" and insert "\$169,355,496".

Page 364, line 46, after "D.", insert "1."

Page 364, line 46, strike "\$71,474,792" and insert "48,005,382".

Page 364, line 47, strike "\$68,071,230" and insert "\$45,719,411".

Page 364, after line 49, insert:

"2. The Department of Behavioral Health and Developmental Services shall monitor and assess the effectiveness of the compensation actions in reducing vacancy and turnover rates across the state hospital system. If the department determines that such actions have not had the intended effect, then the department shall collaborate with the Department of Planning and Budget on a proposal for additional compensation changes to improve recruitment and retention of staff for consideration to be included in the Governor's budget bill to be introduced in the 2023 Session."

Explanation:

(This amendment adjusts the salary increase contained in House Bill 30 for direct care staff in mental health treatment centers. It reduces funding by \$23.5 million the second year from the general fund to adjust the salary increases from the 75th percentile of market to the 50th

Conference Report to House Bill 30

percentile of market, leaving more than \$48 million from the general fund for this purpose. Salary increases for direct care staff in state mental health treatment centers will average around 37 percent. A companion amendment in Item 486 provides funding in the first year from the federal American Rescue Act Plan.)

Item 323 #1c

Health and Human Resources	FY22-23	FY23-24	
Intellectual Disabilities Training Centers	\$0	(\$101,801)	GF

Language:

Page 365, line 34, strike "\$25,640,201" and insert "\$25,538,400".

Page 365, line 46, strike "\$1,050,377" and insert "\$948,576".

Page 366, line 1, strike "\$8,414,272" and insert "\$6,695,369".

Explanation:

(This amendment adjusts the salary increase contained in House Bill 30 for direct care staff in Intellectual Disabilities Training Centers. It reduces funding by \$101,801 from the general fund the second year to adjust the salary increases from the 75th percentile of market to the 50th percentile of market, leaving more than \$7.0 million in total funding for this purpose. Salary increases for direct care staff in state Intellectual Disabilities Training Centers will average approximately 40 percent. A companion amendment in Item 486 provides funding in the first year from the federal American Rescue Act Plan.)

Item 328 #1c

Health and Human Resources	FY22-23	FY23-24	
Virginia Center for Behavioral Rehabilitation	\$0	(\$1,901,338)	GF

Language:

Page 366, line 29, strike "\$21,389,552" and insert "\$19,488,214".

Page 366, line 33, strike "\$7,540,684" and insert "\$5,639,346".

Page 366, line 34, strike "\$7,181,604" and insert "\$5,370,806".

Explanation:

(This amendment adjusts the salary increase contained in House Bill 30 for direct care staff at the Virginia Center for Behavioral Rehabilitation. It reduces funding by \$1.9 million from the general fund the second year to adjust the salary increases from the 75th percentile of market to

Conference Report to House Bill 30

the 50th percentile of market, leaving more than \$5.6 million in total funding for this purpose. Salary increases for direct care staff at the Virginia Center for Behavioral Rehabilitation will average approximately 28 percent. A companion amendment in Item 486 adjusts funding in the first year from the federal American Rescue Act Plan.)

Item 330 #1c

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, strike "\$5,847,640" and "\$5,847,640" and insert: "\$6,697,640" and "\$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 to people with significant disabilities. This funding represents a 14.5 percent increase for these services over the fiscal year 2022 appropriation. Transition services includes youth transition services, services to people trying to transition from nursing facilities and other institutions, and services to prevent institutionalization.)

Item 330 #2c

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, strike "\$7,176,719" and "\$7,176,719" and insert: "\$7,746,719" and "\$7,746,719".
Page 369, line 12, strike "\$150,000" and "\$150,000" and insert: "\$720,000" and "\$720,000".

Explanation:

Conference Report to House Bill 30

(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 #3c

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 331 #1c

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 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."

Conference Report to House Bill 30

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 331 #2c	
Health and Human Resources	FY22-23	FY23-24	
Department for Aging and Rehabilitative Services	\$112,500	\$112,500	GF

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, strike "\$150,000" and "\$150,000" and insert:
"\$262,500" and "\$262,500".

Explanation:

(This amendment provides \$112,500 each year from the general fund to increase funds to provide an 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 the University of Virginia and the Alzheimer's Association.)

		Item 332 #1c	
Health and Human Resources	FY22-23	FY23-24	
Department for Aging and Rehabilitative Services	\$125,000	\$125,000	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 "\$22,144,603".

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 #1c

Health and Human Resources	FY22-23	FY23-24	
Department for Aging and Rehabilitative Services	\$450,000 4.00	\$450,000 4.00	GF FTE

Language:

Page 372, line 23, strike "\$8,432,584" and insert "\$8,882,584".
 Page 372, line 23, strike "\$8,357,584" and insert "\$8,807,584".
 Page 373, line 5, strike "\$769,943" and "\$769,943" and insert:
 "\$1,219,943" and "\$1,219,943".
 Page 373, line 6, strike "eight" and insert "12".
 Page 373, line 6, strike "one" and insert "two".

Explanation:

(This amendment provides \$450,000 each year and four positions from the general fund to increase staffing for the state’s Long-Term Care Ombudsman Program.)

Item 340 #1c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	(\$2,000,000)	(\$4,000,000)	GF

Language:

Page 374, line 40, strike "\$54,975,425" and insert "\$52,975,425".
 Page 374, line 40, strike "\$54,975,425" and insert "\$50,975,425".
 Page 376, strike lines 5 through 17, and insert:
 "I. Out of this appropriation, \$2,000,000 the first year from the general fund shall be provided to resettlement agencies to provide assistance to refugees that relocate to the Commonwealth."

Explanation:

(This amendment removes funding for a new initiative creating a public benefit navigator pilot program in the Office of New Americans and redirects \$2.0 million the first year from the general fund to support resettlement agencies in the Commonwealth.)

Item 341 #1c

Health and Human Resources	
Department of Social Services	Language

Conference Report to House Bill 30

Language:

Page 376, Line 52, strike "75,567,344" and insert "79,652,390".

Page 376, line 52, strike "47,806,445" and insert "49,119,392".

Page 376, line 52, strike "16,361,181" and insert "17,988,412".

Explanation:

(This technical amendment adjusts the Commonwealth's accumulated balance for authorized federal Temporary Assistance to Needy Families (TANF) block grant funds to reflect TANF spending included in the amendments to House Bill 30, 2022 Special Session I.)

	Item 341 #2c	
Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$529,949	\$602,856
	\$4,291,737	\$4,889,719
		GF NGF

Language:

Page 376, line 28, strike "\$149,665,798" and insert "\$154,487,484".

Page 376, line 28, strike "\$149,665,798" and insert "\$155,158,373".

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 five percent effective July 1, 2022."

Explanation:

(This amendment provides \$529,949 from the general fund and \$4.3 million from the Temporary Assistance to Needy Families (TANF) block grant the first year and \$602,856 from the general fund and \$4.9 million from the TANF block grant the second year for a 5% increase in the TANF standards of assistance. The 2021 Appropriation Act included language providing for annual increases for TANF until it was 50% of the federal poverty level.)

	Item 342 #1c	
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:

Conference Report to House Bill 30

(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 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 #1c

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, strike "\$1,350,000" and "\$1,350,000" and insert: "\$2,650,000" and "\$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 solicit applications for funding by August 1 of each year and shall award the funds by no later than October 1 of each year. Funding shall be awarded for evidence-based services. The department shall report on the allocation of these funds to 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 allocate the funding for these services in a timely manner.)

Item 345 #1c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$98,038	\$66,783	GF

Conference Report to House Bill 30

Language:

Page 381, line 22, strike "\$302,951,205" and insert "\$303,049,243".
 Page 381, line 22, strike "\$311,135,997" and insert "\$311,202,780".

Explanation:

(This amendment provides \$98,038 the first year and \$66,783 the second year from the general fund for the development of the iFoster Portal or an App with similar functionality to include Virginia and locality-specific resources available to individuals who are currently being served or have been served in the foster care system, as well as professionals serving the foster care population. The portal is a free internet resource that includes education assistance and workforce development options, as well as independent living resources geared for young adults who have experienced foster care.)

Item 345 #2c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	(\$3,031,396)	(\$2,129,213)	GF
	\$3,031,396	\$2,129,213	NGF

Language:

Explanation:

(This amendment reduces general fund spending for adoption assistance, foster care and the KinGAP programs and replaces it with an equal amount of federal funding due to changes in the federal medical assistance percentage (FMAP) beginning October 1, 2022 through fiscal year 2024.)

Item 345 #3c

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:

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

Conference Report to House Bill 30

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 Chapter 562, 2022 Acts of Assembly.)

Item 345 #4c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	(\$5,455,200)	(\$4,048,800)	GF

Language:

Page 381, line 22, strike "\$302,951,205" and insert "\$297,496,005".

Page 381, line 22, strike "\$311,135,997" and insert "\$307,087,197".

Page 383, after line 53, insert:

"S. Out of this appropriation, \$3,002,400 the first year and \$4,408,800 the second year from the general fund is provided to make relative maintenance payments."

Explanation:

(This amendment reduces by \$5.5 million the first year and \$4.0 million the second year from the general fund from the \$8.5 million provided each year in the introduced budget to provide support for relative maintenance payments. The introduced budget reflected a change in fund source from the Temporary Assistance to Needy Families (TANF) block grant to the general fund. In the 2021 Appropriation Act, this program was funded from TANF.)

Item 345 #5c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$66,521	\$66,575	GF

Language:

Page 381, line 22, strike "\$302,951,205" and insert "\$303,017,726".

Page 381, line 22, strike "\$311,135,997" and insert "\$311,202,572".

Explanation:

(This amendment adds \$66,521 the first year and \$66,575 the second year from the general fund for the administrative cost of providing short-term housing supports to youth between the ages of 18 and 21 pursuant to House Bill 349, 2022 Special Session I. A companion amendment in Item 114 provides funding for housing support services from the Department of Housing and Community Development.)

Conference Report to House Bill 30

Item 345 #6c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$100,000	\$100,000	GF

Language:

Page 381, line 22, strike "\$302,951,205" and insert "\$303,051,205".

Page 381, line 22, strike "\$311,135,997" and insert "\$311,235,997".

Explanation:

(This amendment adds \$100,000 from the general fund each year to fund the fiscal impact of House Bill 653, 2022 Special Session I, which establishes and implements a collaborative local board placement program to increase kinship placements and the number of locally approved foster homes. Funding will allow the Department of Social Services to contract with a facilitator to assist the local departments in developing collaborating partnerships and facilitating the approval of kinship foster parents.)

Item 345 #7c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$50,000	\$0	GF

Language:

Page 381, line 22, strike "\$302,951,205" and insert "\$303,001,205".

Page 383, after line 53, insert:

"S. Out of this appropriation, \$50,000 the first year from the general fund shall be provided to implement a public awareness campaign and outreach for the implementation of the Chapter 174, 2022 Acts of Assembly, that provides for the relinquishment of an infant, infant relinquishment locations, and support and resources for parents and the public. The Department of Social Services shall contract with the National Safe Haven Alliance to implement a toll-free 24-hour hotline as required by statute."

Explanation:

(This amendment provides language and funding to direct the Department of Social Services to implement the Commonwealth's safe haven legislation passed during the 2022 Regular Session. It directs the agency to contract with the National Safe Haven Alliance to implement the toll-free 24-hour hotline, which already provides this service in other states.)

Item 347 #1c

Conference Report to House Bill 30

Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$500,000	\$0 GF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$59,700,789".

Page 388, after line 40, insert:

"Z. Out of this appropriation, \$500,000 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 \$500,000 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 #2c

Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$5,000,000	\$0 GF

Language:

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% 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 #3c

Health and Human Resources	FY22-23	FY23-24
Department of Social Services	\$114,000	\$0 GF

Language:

Conference Report to House Bill 30

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 #4c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$1,500,000	\$1,500,000	NGF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$60,700,789".

Page 384, line 19, strike "\$59,200,789" and insert "\$60,700,789".

Page 384, line 48, strike "\$7,750,000" and "\$7,750,000" and insert: "\$9,250,000" and "\$9,250,000".

Explanation:

(This amendment adds \$1.5 million each year from the federal Temporary Assistance for Needy Families (TANF) block grant for support of Community Action Agencies, representing an increase of 19 percent over the fiscal year 2022 appropriation.)

Item 347 #5c

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 each year from the federal 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."

Conference Report to House Bill 30

Explanation:

(This amendment provides \$200,000 each year from the federal 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.)

Item 347 #6c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$500,000	\$500,000	NGF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$59,700,789".

Page 384, line 19, strike "\$59,200,789" and insert "\$59,700,789".

Page 385, line 28, after "G." insert: "1."

Page 385, after line 36: insert:

"2. In addition to the amounts in paragraph G. 1., \$500,000 the first year and \$500,000 the second year from the TANF block grant shall be provided out of the appropriation in this item to Northern Virginia Family Services to deploy a neighborhood-based, mobile service delivery and outreach program."

Explanation:

(This amendment provides \$500,000 each year from the federal Temporary Assistance to Needy Families block grant to Northern Virginia Family Services 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, helping community members by connecting them to tools and resources to improve financial well-being, and providing support through mini-grants and direct assistance.)

Item 347 #7c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$1,000,000	\$1,000,000	NGF

Language:

Page 384, line 18, strike "\$59,200,789" and insert "\$60,200,789".

Page 384, line 18, strike "\$59,200,789" and insert "\$60,200,789".

Page 385, line 38, strike "\$1,136,500" and "\$1,136,500" and insert:

Conference Report to House Bill 30

"\$2,136,000" and "\$2,136,500".

Explanation:

(This amendment adds \$1.0 million each year from the federal Temporary Assistance to Needy Families block grant to provide additional support for the existing 27 child advocacy centers (CACs). Currently, CACs serve almost 6,000 children and families and cover 82 percent of the state.)

Item 347 #8c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$500,000	\$500,000	NGF

Language:

Page 384, line 19, strike "\$59,200,789" and insert "\$59,700,789".

Page 384, line 19, strike "\$59,200,789" and insert "\$59,700,789".

Page 387, line 38, strike "\$750,000" and "\$750,000" and insert: "\$1,250,000" and "\$1,250,000".

Page 387, line 40, strike "program".

Page 387, line 42, after "County", strike "at the Center's residential facility for survivors".

Explanation:

(This amendment provides an additional \$500,000 each year from the federal Temporary Assistance to Needy Families (TANF) block grant to the Laurel Center for 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 #1c

Health and Human Resources	FY22-23	FY23-24	
Department of Social Services	\$698,034 2.00	\$187,708 2.00	GF FTE

Language:

Page 388, line 41, strike "\$15,097,815" and insert "\$15,795,849".

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

Conference Report to House Bill 30

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 #1c

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 350 #2c

Health and Human Resources

FY22-23

FY23-24

Department of Social Services

(\$2,621,038)
(\$12,313,962)

(\$8,469,600) GF
(\$23,495,400) NGF

Language:

Page 390, line 8, strike "\$146,532,625" and insert "\$131,597,625".

Page 390, line 8, strike "\$163,562,625" and insert "\$131,597,625".

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 355 #1c

Conference Report to House Bill 30

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, strike the first "141,163" and "\$141,163" and insert:
"266,163" and "\$266,363".

Explanation:

(This amendment adds \$125,000 each year from the general fund to increase funding for radio reading services for the blind and vision impaired. Funding is provided for a contract with five regional providers of these services.)

Item 363 #1c

Labor

Secretary of Labor

Language

Language:

Page 397, after line 30, insert:

"C. 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 (VEC) 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 directs 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 363 #2c

Labor

Secretary of Labor

Language

Language:

Page 397, strike lines 7 through 30.

Explanation:

(This amendment removes language from Chapter 552 of the 2021 Acts of Assembly, Special Session I that directs the Secretaries of Commerce and Trade and Labor to develop a training for procurement officers on current labor laws, and requires project managers on capital outlay projects complete this training by July 1, 2023. It also removes language creating an interagency taskforce to share data on substantiated findings of worker misclassification and wage theft.)

Item 364 #1c

Labor

Department of Labor and Industry

Language

Language:

Page 397, after line 40, insert:

"The Office of Registered Apprenticeship within the Department of Labor and Industry shall provide detailed registered apprenticeship data to the Office of Education and Labor Market Alignment in the Virginia Economic Development Partnership Authority on or before December 31, 2022, and quarterly following the date of the initial data delivery. To the extent possible, all data fields requested by the Office of Education and Labor Market Alignment shall be furnished by the Division of Registered Apprenticeship. Data fields shall include the start date of the apprenticeship, the end date of the apprenticeship, occupation, journeyman certifications issued, and other such elements deemed appropriate by the Office of Education and Labor Market Alignment. If federal apprenticeship regulation prohibits data sharing, the Department of Labor and Industry shall submit an explanatory statement including relevant federal regulatory citations to the Chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee on or before December 31, 2022, addressing its inability to comply with the provisions of this paragraph."

Explanation:

(This amendment directs the Office of Registered Apprenticeship to provide data to the Virginia Office of Education Economics on or before December 31, 2022.)

Conference Report to House Bill 30

Item 365 #1c

Labor	FY22-23	FY23-24	
Department of Labor and Industry	(\$1,098,063)	(\$542,063)	GF
	-5.00	-5.00	FTE

Language:

Page 397, line 41, strike "\$3,745,468" and insert "\$2,647,405".

Page 397, line 41, strike "\$2,589,468" and insert "\$2,047,405".

Explanation:

(This amendment removes proposed funding of \$1.6 million and five FTE to support a payroll certification requirement over the biennium. Legislation codifying this requirement failed to advance in the 2022 General Assembly.)

Item 369 #1c

Labor

Department of Professional and Occupational Regulation

Language

Language:

Page 399, strike line 51.

Page 400, strike lines 1 through 4.

Explanation:

(This amendment removes outdated language that provided clarification on Phase 3 and subsequent COVID-19 guidelines for Personal Care and Grooming Services.)

Item 370 #1c

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

"I. The Virginia Employment Commission (VEC) shall establish and maintain, at a minimum, two dedicated full-time employees to serve in the Office of the Unemployment Compensation Ombudsman. The Commission shall submit an initial summary report of facts, findings, and outcomes of the Office of the Unemployment Compensation Ombudsman to the House Commerce and Energy Committee, the Senate Commerce and Labor Committee, the

Conference Report to House Bill 30

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:

(This amendment directs the Virginia Employment Commission to maintain at least two positions in the new Office of the Unemployment Compensation Ombudsman. The JLARC Report, "Operations and Performance of the Virginia Employment Commission," from November 2021 recommends the creation of this Office in Recommendation 20.)

Item 370 #2c

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

"I. The Virginia Information Technologies Agency (VITA) shall facilitate the audit of the Virginia Employment Commission's (VEC) 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 directs the Virginia Employment Commission (VEC) to work with the Virginia Information Technologies Agency to provide 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 #3c

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

"I. The Virginia Employment Commission (VEC) 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, 2024. The Virginia Information Technologies Agency shall advise the Chairs of the House Appropriations and Senate Finance and Appropriations Committee on the timing of

Conference Report to House Bill 30

the transfer of the VEC's IT systems to the state's central IT Infrastructure by November 1, 2022."

Explanation:

(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 #4c

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 #5c

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

"I. The Virginia Employment Commission (VEC) shall regularly collect feedback on the usability of the new Unemployment Insurance benefits information technology system from

Conference Report to House Bill 30

claimants and employers and make regular improvements to the system that address such feedback. The VEC shall submit an initial plan to the House Committee on Commerce and Energy, the Senate Committee on Commerce and Labor, the Commission on Unemployment Compensation, and the Governor on how it will collect and report this information to the General Assembly on or before November 1, 2022. The VEC shall provide a summary of user feedback and planned and completed system 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 November 1, 2023 and at the end of each quarter. 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 #6c

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 #7c

Labor

Virginia Employment Commission

Language

Language:

Page 401, after line 13, insert:

"I. 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 instructs the Virginia Employment Commission to exclude the Unemployment Insurance (UI) fund builder tax from an employer's 2023 UI tax rate.)

Item 374 #1c

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" and "\$7,591,091" and insert: "\$11,691,091" and "\$11,691,091".

Page 403, line 20, strike "\$6,209,091" and insert "\$9,809,091".

Page 403, line 21, strike "\$6,209,091" and insert "\$9,809,091".

Explanation:

(This amendment provides \$3.6 million from the general fund each year to increase administrative and operations funding for Soil and Water Conservation Districts.)

Item 374 #2c

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."

Conference Report to House Bill 30

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 the 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 from the general fund each year to the Department of Conservation and Recreation to develop and implement a statewide environmental literacy plan, and to provide assistance to community organizations related to environmental literacy education.)

Item 374 #3c

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, line 7, strike "\$44,610,000" and insert "\$40,610,000".

Page 404, line 24, after "producers;" strike remainder of line.

Page 404, strike line 25.

Page 404, line 26, strike:

"contracting and construction of nutrient removal technologies;"

Page 404, line 26, strike "\$2,000,000" and insert "\$1,000,000".

Page 404, line 38, after "treatment." strike remainder of line.

Page 404, line 39, strike "Item 373".

Page 404, line 39, strike "\$38,364,600" and insert "\$15,895,679".

Page 404, line 41, strike "\$230,038,400" and insert "\$256,507,321".

Page 404, line 46, strike "\$146,216,645" and insert "\$164,744,889".

Page 404, line 48, strike "\$62,664,276" and insert "\$70,604,953".

Page 404, strike lines 57 through 59.

Page 405, strike lines 1 through 9.

Explanation:

(This amendment removes a proposed supplemental deposit in the Natural Resources Commitment Fund totaling \$26.5 million in general funds the second year. The amendment

Conference Report to House Bill 30

increases the first year deposit to the Natural Resources Commitment Fund by \$26.5 million from the general fund in the first year to ensure the agricultural best management practices needs assessment for the 2022-2024 Biennium is fully-funded in the first year.)

Item 374 #4c

Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$25,000,000	\$0 NGF

Language:

Page 402, line 47, strike "\$464,854,272" and insert "\$489,854,272".

Page 406, after line 36, insert:

"R. Out of the appropriation in this item, \$25,000,000 the first year from the unobligated balances of the Community Flood Preparedness Fund (09037) is provided for deposit in the Resilient Virginia Revolving Loan Fund."

Explanation:

(This amendment provides \$25.0 million the first year from unobligated special fund balances to capitalize the Resilient Virginia Revolving Loan Fund established pursuant to House Bill 1309.)

Item 374 #5c

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 "\$454,854,272".

Page 406, line 27, strike "\$20,732,147" and insert "\$10,732,147".

Explanation:

(This amendment reduces the deposit of new funds in Dam Safety, Flood Prevention and Protection Assistance Fund to a total of \$10.0 million the first year from the general fund. A companion amendment in Central Appropriations provides \$10 million in federal ARPA funds for an identical purpose.)

Item 374 #6c

Conference Report to House Bill 30

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" and "\$7,591,091" and insert: "\$7,747,091" and "\$7,347,091".

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" and "\$312,000" and insert: "\$468,000" and "\$468,000".

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 amendment also expands the use of funding for remote monitoring to include all district-owned dams.)

Item 374 #7c

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, 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 from the general fund from the proposed funding for the Small Herd Initiative for a study of Harmful Algal Blooms occurring in Lake Anna.)

Natural and Historic Resources

Department of Conservation and Recreation

Language

Language:

Page 408, after line 22, insert:

"L. The Department of Conservation and Recreation, in consultation with the Dahlgren Railroad Heritage Trail Association, shall review the properties of the Dahlgren Railroad Heritage Trail, consisting of approximately 15.7 miles in King George County, Virginia, and make recommendations to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by October 1, 2022, on the Trail's suitability as a recreational area for incorporation into Caledon State Park, to preserve the historical trail and enhance Caledon State Park facilities, the Trail, and recreational opportunities for the citizens of King George County and visitors to Caledon State Park. In its review, DCR shall consider (i) any one-time and/or ongoing expenses associated with the Trail's acquisition and incorporation into Caledon State Park; ii) management of the area or park by a combination of public and private entities; (iii) potential user activities at the area or park including but not limited to camping, hiking, bird watching, equestrian activities, and biking; and (iv) operation of the area or park with only those improvements minimally necessary for activities listed herein and consistent with the preservation and protection of the property's conservation values and natural resources."

Explanation:

(This amendment directs the Department of Conservation and Recreation to review the properties of the Dahlgren Railroad Heritage Trail for suitability as a recreational area for incorporation in Caledon State Park.)

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:

Conference Report to House Bill 30

(This amendment provides \$466,500 from the general fund 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 #3c	
Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$3,515,971	\$4,218,971 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$106,997,481".

Page 406, line 37, strike "\$81,230,426" and insert "\$85,449,397".

Page 406, line 41, strike "\$54,832,783" and "\$54,581,984" and insert: "\$58,348,754" and "\$58,800,955".

Explanation:

(This amendment provides \$3.5 million the first year and \$4.2 million the second year from the general fund for State Park management and operations, to provide for a nine percent increase in general fund support for State Park operations.)

	Item 375 #4c	
Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	(\$4,000,000)	\$6,000,000 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$99,481,510".

Page 406, line 37, strike "\$81,230,426" and insert "\$87,230,426".

Page 406, line 51, strike "\$20,000,000" and insert "\$16,000,000".

Page 406, line 52, strike "\$10,000,000" and insert "\$16,000,000".

Explanation:

(This amendment increases the base budget for the Virginia Land Conservation Foundation from \$10.0 million to \$16.0 million each year.)

	Item 375 #5c	
Natural and Historic Resources	FY22-23	FY23-24

Conference Report to House Bill 30

Department of Conservation and Recreation	(\$276,000)	\$0	GF
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Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$103,205,510".

Explanation:

(This amendment removes \$276,000 from the general fund provided the first year to provide a one-time bonus to law enforcement officers employed by the Department of Conservation and Recreation.)

Item 375 #6c

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 lines 20 through 22.

Explanation:

(This amendment removes \$12.0 million the first year for the proposed acquisition of land by federal recognized Tribes.)

Item 375 #7c

Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$9,000,000	\$0 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$112,481,510".
Page 408, after line 22, insert:

"L. Included in the amounts for this item is \$9,000,000 the first year from the general fund provided to the City of Chesapeake to support the expansion of the Dr. Clarence V. Cuffee Community Center."

Explanation:

(This amendment provides \$9.0 million from the general fund in fiscal year 2023 to the City of Chesapeake to support the expansion of the Dr. Clarence V. Cuffee Community Center by

Conference Report to House Bill 30

adding an indoor aquatic facility.)

Item 375 #8c

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$167,776 2.00	\$167,776 2.00	GF FTE

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$103,649,286".

Page 406, line 37, strike "\$81,230,426" and insert "\$81,398,202".

Page 408, after line 22, insert:

"L. Included in the amounts for this item, \$167,776 the first year and \$167,776 the second year from the general fund to hire chief ranger and park ranger positions at Powhatan State Park."

Explanation:

(This amendment provides \$168,000 from the general fund each year and two positions to hire a chief ranger and park ranger at Powhatan State Park.)

Item 375 #9c

Natural and Historic Resources	FY22-23	FY23-24	
Department of Conservation and Recreation	\$816,253 4.00	\$613,253 4.00	GF FTE

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$104,297,763".

Page 406, line 37, strike "\$81,230,426" and insert "\$81,843,679".

Page 408, after line 22, insert:

"L. Included in the amounts for this item is \$816,253 the first year and \$613,253 the second year from the general fund for startup and operational costs at Sweet Run State Park."

Explanation:

(This amendment provides \$1.4 million from the general fund and four FTE to commence operations of Sweet Run State Park in Loudoun County.)

Item 375 #10c

Natural and Historic Resources	FY22-23	FY23-24
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Conference Report to House Bill 30

Department of Conservation and Recreation	\$6,600,000	\$0 GF
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Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$110,081,510".

Page 408, after line 22, insert:

"L. Included in the amounts for this item is \$6,600,000 the first year from the general fund to the City of Virginia Beach for improvements to boat ramps owned and operated by the City."

Explanation:

(This amendment provides \$6.6 million from the general fund in fiscal year 2023 to the City of Virginia Beach for maintenance and improvements at two boat ramps owned and operated by the City.)

Item 375 #11c

	FY22-23	FY23-24
Natural and Historic Resources		
Department of Conservation and Recreation	\$500,000	\$0 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$103,981,510".

Page 408, after line 22, insert:

"L. Included in the amount for this item is \$500,000 the first year from the general fund to address maintenance needs at First Landing State Park."

Explanation:

(This amendment provides \$500,000 from the general fund the first year to address maintenance needs at First Landing State Park.)

Item 375 #12c

	FY22-23	FY23-24
Natural and Historic Resources		
Department of Conservation and Recreation	\$260,000	\$0 GF

Language:

Page 406, line 37, strike "\$103,481,510" and insert "\$103,741,510".

Page 408, after line 22, insert:

"L. Out of the amounts in this item, \$260,000 the first year from the general fund to complete design and construction of an Americans with Disabilities Act compliant walking path and

Conference Report to House Bill 30

fishing area along Big Cedar Creek in the Pinnacle Natural Area Preserve."

Explanation:

(This amendment provides \$260,000 from the general fund in fiscal year 2023 for the construction of an ADA compliant walking path and fishing area along Big Cedar Creek in the Pinnacle Natural Area Preserve.)

Item 375 #13c

Natural and Historic Resources

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 377 #1c

Natural and Historic Resources

Department of Environmental Quality

Language

Language:

Page 409, after line 11, insert:

"C. Notwithstanding the provisions of § 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

Conference Report to House Bill 30

respectively. The Department of Environmental Quality shall conduct a 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 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 the phased prohibition on the use of polystyrene containers by five years, until July 1, 2028 and 2030, respectively. The amendment further requires the Department of Environmental Quality to conduct a recycling economic and environmental impact assessment related to the use of polystyrene containers.)

Item 377 #2c

Natural and Historic Resources	FY22-23	FY23-24
Department of Environmental Quality	\$2,000,000	\$0 GF

Language:

Page 408, line 38, strike "\$30,278,763" and insert "\$32,278,763".

Page 409, after line 11, insert:

"C.1. The Department shall provide technical assistance to the City of Bristol in resolving ongoing health, environmental, and quality of life issues with its landfill and to facilitate a long-term plan for the operational status of the landfill following the completion of mitigation efforts.

2. Out of the amounts in this item, \$2,000,000 the first year from the general fund is provided for the City of Bristol to begin resolving ongoing environmental issues at the Bristol Landfill."

Explanation:

(This amendment directs the Department of Environmental Quality to provide technical assistance to the City of Bristol regarding ongoing health, environmental, and quality of life issues stemming from the operations of the City's landfill, and provides \$2.0 million the first year to support the City's efforts to begin resolving the aforementioned issues.)

Item 378 #1c

Natural and Historic Resources	FY22-23	FY23-24
Department of Environmental Quality	(\$250,000)	(\$250,000) GF

Language:

Page 409, line 12, strike "\$56,201,232" and insert "\$55,951,232".

Conference Report to House Bill 30

Page 409, line 12, strike "\$56,201,232" and insert "\$55,951,232".

Explanation:

(This amendment removes \$250,000 each year proposed in the introduced budget for two additional solar permitting positions.)

Item 378 #2c		
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 from the general fund in fiscal year 2023 to allow for continued surveillance of groundwater and surface water for PFAS.)

Natural and Historic Resources

Department of Environmental Quality

Language

Language:

Page 410, line 17, strike "equipment through" and insert "equipment."

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 #1c

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 #1c

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 quarterly grant disbursements covering each quarter of the current fiscal year and the next fiscal year thereafter. The Department shall compile the grantee-supplied forecasts of projected quarterly grant disbursements and compare expected disbursements to available appropriations to provide advance notice of any potential shortfall. The Department shall submit each forecast to the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee on a quarterly 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 quarterly needs assessment to be submitted to the Chairs of the House Appropriations and the Senate Finance and Appropriations Committees.)

Conference Report to House Bill 30

Item 380 #2c

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 lines 23 through 28.

Explanation:

(This amendment removes two proposed earmarks totaling \$3.3 million general fund in fiscal year 2023 for the Town of Occoquan and the Town of Dumfries to support required local water quality enhancement projects. A companion amendment to Item 486 provides support for these projects from federal ARPA funds.)

Item 382 #1c

Natural and Historic Resources	FY22-23	FY23-24	
Department of Wildlife Resources	\$200,000	\$200,000	GF
	2.00	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 from the general fund over the biennium to support two additional staff at the Department of Wildlife Resources for the development and implementation of a statewide mussel restoration plan.)

Item 386 #1c

Natural and Historic Resources	FY22-23	FY23-24
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Conference Report to House Bill 30

Folklore Society to provide cultural education and enrichment through the arts to explore and express the human 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 #4c

Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$226,000	\$226,000	GF
	1.00	1.00	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 #5c

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" and "\$150,000" and insert: "\$250,000" and "\$250,000".

Explanation:

(This amendment provides an additional \$100,000 from the general fund annual increase in

Conference Report to House Bill 30

funding for the care and preservation of historical African American graves and cemeteries.)

Item 386 #6c

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 from the general fund in fiscal year 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 #7c

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" and "\$1,000,000", and insert: "\$4,500,000" and "\$5,250,000".

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.

3. From the amounts in this item, \$2,500,000 the first year and \$2,250,000 the second year shall be granted to the battlefield organization that manages the Shenandoah Valley Battlefields National Historic District in order that they may effectively promote heritage tourism, increase

Conference Report to House Bill 30

public access to preserved lands, and improve the visitor experience at already preserved battlefield sites throughout the Shenandoah Valley. Such improvements when completed shall result in the development of seven new battlefield parks across four counties. Improvements shall include highway signage, parking facilities, trailheads, restroom facilities, trails, interpretive signage, environmental protections, fencing, the completion of the Shenandoah Valley Civil War Museum, and the creation of the New Market History and Education Center. Such grants shall be exempt from the matching fund and easement recordation requirements of § 10.1-2202.4, Code of Virginia."

Explanation:

(This amendment provides an increase of \$7.8 million from the general fund over the biennium to the Virginia Battlefield Preservation Fund, increasing the Commonwealth's investment to a total of \$9.8 million over the biennium. Of these amounts, \$3.0 million from the general fund is dedicated to battlefield preservation organizations donating land to the Department of Conservation and Recreation at the proposed Culpeper Battlefields State Park. A further \$4.8 million from the general fund is provided to support improvements in the Shenandoah Valley Battlefields National Historic District.)

Item 386 #8c

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 from the general fund in fiscal year 2023 to support necessary renovations, accessibility improvements, and educational outreach at the Woodrow Wilson Presidential Library.)

Item 386 #9c

Natural and Historic Resources	FY22-23	FY23-24
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Conference Report to House Bill 30

Item 386 #12c

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$25,000	\$0 GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$20,866,048".

Page 418, after line 46, insert:

"V. Out of the amounts in this item, \$25,000 the first year from the general fund is provided to the City of Virginia Beach for restoration activities at the Pleasant Ridge School."

Explanation:

(This amendment provides \$25,000 the first year from the general fund to support restoration activities at the Pleasant Ridge School in Virginia Beach.)

Item 386 #13c

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$2,000,000	\$0 GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$22,841,048".

Page 418, after line 46, insert:

"V. Out of the amounts in this item, \$2,000,000 the first year from the general fund is provided to the City of Chesapeake to support Phase III projects at the Historic Village at Great Dismal Swamp."

Explanation:

(This amendment provides \$2.0 million from the general fund the first year to Chesapeake to support a historic attraction commemorating the Underground Railroad.)

Item 386 #14c

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$650,000	\$0 GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$21,491,048".

Page 418, after line 46, insert:

"V. Out of the amounts in this item, \$650,000 the first year from the general fund is provided to

Conference Report to House Bill 30

the City of Chesapeake for preservation activities at the Jolliff Landing Fort site."

Explanation:

(This amendment provides \$650,000 from the general fund the first year to support preservation activities at the Jolliff Landing Fort site.)

Item 386 #15c

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$327,840	\$0 GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$21,168,888".

Page 418, after line 46, insert:

"V. Out of the amounts in this item, \$327,840 the first year from the general fund is provided to the County of Campbell for renovations and repairs at the Rosenwald Community Center-Campbell County Training School."

Explanation:

(This amendment provides \$327,840 from the general fund in fiscal year 2023 to support repairs to the grounds of the Rosenwald Community Center-Campbell County Training School, including removing existing pavement and concrete, repairing water work lines, excavation, grading, and asphalt paving.)

Item 386 #16c

Natural and Historic Resources	FY22-23	FY23-24
Department of Historic Resources	\$75,000	\$0 GF

Language:

Page 416, line 2, strike "\$20,841,048" and insert "\$20,916,048".

Page 418, after line 46, insert:

"V. Out of the amounts in this item, \$75,000 the first year from the general fund is provided to the City of Richmond for preservation of Moore Street School."

Explanation:

(This amendment provides \$75,000 from the general fund in fiscal year 2023 for preservation and planning of the historic Moore Street School in Richmond City.)

Item 388 #1c

Conference Report to House Bill 30

Natural and Historic Resources	FY22-23	FY23-24
Marine Resources Commission	\$3,000,000	\$0 GF

Language:

Page 419, line 16, strike "\$23,948,122" and insert "\$26,948,122".

Page 420, after line 9, insert:

"H. Out of the amounts in this item, \$3,000,000 the first year from the general fund is included to support the removal of derelict boats from Virginia waterways."

Explanation:

(This amendment provides \$3.0 million from the general fund the first year to support the removal of derelict boats from Virginia waterways.)

Item 388 #2c

Natural and Historic Resources	FY22-23	FY23-24
Marine Resources Commission	(\$225,000)	\$0 GF

Language:

Page 419, line 16, strike "\$23,948,122" and insert "\$23,723,122".

Explanation:

(This amendment removes \$225,000 from the general fund the first year included in the introduced budget to provide one-time bonuses to marine resource officers.)

Item 392 #1c

Public Safety and Homeland Security

Secretary of Public Safety and Homeland Security

Language

Language:

Page 422, after line 29, insert:

"D. The Secretary of Public Safety and Homeland Security, or his designee, shall convene a work group to examine the costs and feasibility of the implementation of Senate Bill 134, 2022 Session of the General Assembly. The work group shall include representatives from the Department of Juvenile Justice, the Office of the Executive Secretary, Court Service Units, Juvenile Detention Centers, Juvenile and Domestic Relations District Courts, the Department of Corrections, the Department of Behavioral Health and Developmental Services, the Department of Planning and Budget, appropriate staff from the House Appropriations and Senate Finance and Appropriations Committees, and other appropriate stakeholders. The work group shall

Conference Report to House Bill 30

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. In conducting this assessment, the work group shall review the experience of other states that have implemented similar legislation. 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 October 1, 2022."

Explanation:

(This amendment establishes a work group to examine the costs and associated efforts related to the implementation of Senate Bill 134, introduced during the 2022 Session of the General Assembly, which would raise the maximum age for juvenile delinquency matters from less than 18 years of age to less than 21 years of age.)

		Item 396 #1c	
Public Safety and Homeland Security	FY22-23	FY23-24	
Virginia Alcoholic Beverage Control Authority	\$10,806,241	\$10,806,241	NGF

Language:

Page 423, line 37, strike "\$974,496,390" and insert "\$985,302,631".
 Page 423, line 37, strike "\$1,029,025,723" and insert "\$1,039,831,964".

Explanation:

(This technical amendment adjusts the operating budget of the Alcoholic Beverage Control Authority to account for its base information technology budget.)

		Item 397 #1c	
Public Safety and Homeland Security	FY22-23	FY23-24	
Virginia Cannabis Control Authority	(\$3,643,088) -36.00	(\$10,535,769) -67.00	GF FTE

Language:

Page 424, line 25, strike "\$11,843,088" and insert "\$8,200,000".
 Page 424, line 25, strike "\$21,735,769" and insert "\$11,200,000".
 Page 424, line 29, strike "\$11,843,088" and "\$21,735,769" and insert: "\$8,200,000" and "\$11,200,000".
 Page 424, line 31, after "Authority. " strike the remainder of the line and insert: "Included in these amounts, \$3,000,000 the second year from the general fund is provided for

Conference Report to House Bill 30

low-interest and zero-interest loans to assist applicants and licensees, to be distributed by the Authority consistent with existing law."
Page 424, strike line 32.

Explanation:

(This amendment reduces by \$3.6 million the first year and \$10.5 million the second year from the general fund the amounts included in the introduced budget for the establishment of the Virginia Cannabis Control Authority. A total of \$8.2 million the first year and \$11.2 million the second year from the general fund is provided for establishment of the Authority, including \$3.0 million the second year for low-interest loans to applicants and licensees.)

Item 399 #1c

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, strike "\$2,314,430" and "\$2,777,317" and insert:
"\$1,967,265" and "\$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.)

Item 399 #2c

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 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

Conference Report to House Bill 30

officer.)

Item 399 #3c

Public Safety and Homeland Security

FY22-23

FY23-24

Department of Corrections

\$3,337,051

\$3,640,419 GF

Language:

Page 425, line 2, strike "\$115,439,477" and insert "\$118,776,528".

Page 425, line 2, strike "\$116,585,956" and insert "\$120,226,375".

Page 425, after line 37, insert;

"E.1. Included in the appropriation for this item, \$3,337,051 the first year and \$3,640,419 the second year from the general fund is provided for a \$3,000 per year salary increase for probation and parole officers, including senior officers and supervisors, effective July 10, 2022.

2. The Department shall conduct a review of its probation and parole officer staffing levels, including vacancies, rates of staff turnover and recruitment statistics, employment conditions, and employee compensation at the Department. The Department shall deliver a report containing such data and information to the Governor and the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee by October 1, 2022."

Explanation:

(This amendment provides \$3.3 million from the general fund the first year and \$3.6 million from the general fund the second year to provide a \$3,000 salary increase for probation and parole officers effective July 10, 2022 for the August 1, 2022 payday, and adds language directing the Department of Corrections to review staffing and compensation for probation and parole officers and deliver a report containing such information to the Governor and the Chairs of House Appropriations and Senate Finance and Appropriations Committees by October 1, 2022.)

Item 400 #1c

Public Safety and Homeland Security

Department of Corrections

Language

Language:

Page 426, line 19, after "shall", strike the remainder of the line and insert:

"(i) submit to the Department of General Services (DGS) as soon as is practicable after Board approval, but no later than August 1, the completed forms DGS-30-199 (CR-1) Project Planner, DGS-30-224 (BCS) Building Cost Summary (for all estimates), and a DGS-30-212 Summary of

Conference Report to House Bill 30

Value Engineering Recommendations (VE-1), and any existing design documents for each project, the detailed list of the Board-approved costs, and any other information requested by DGS to perform a design and cost review; and (ii) submit to the Department of Planning and Budget by no later than October 1, a summary of the project and a detailed list of the Board-approved costs. Using the project information provided by the Department of Corrections and the localities, DGS shall provide a cost review of the Board-approved project no later than October 1 and shall inform the Department of Planning and Budget and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees of the outcome of its review."

Page 426, strike lines 20 and 21.

Explanation:

(This language amendment directs all local and regional jail construction and renovation projects approved by the Board of Local and Regional Jails for which state funding is utilized, to be submitted to the Department of General Services for cost review in accordance with standard cost review processes. At present, only the Department of Corrections reviews such project requests.)

			Item 402 #1c
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 "\$2,853,230" and insert:
"\$2,021,037" and "\$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.)

			Item 402 #2c
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	(\$15,480,210)	(\$13,109,970)	GF

Conference Report to House Bill 30

Language:

Page 427, line 41, strike "\$881,880,159" and insert "\$866,399,949".
Page 427, line 41, strike "\$884,462,162" and insert "\$871,352,192".
Page 429, line 44, strike "\$41,552,847" and insert "\$26,072,637".
Page 429, line 45, strike "\$43,630,489" and insert "\$30,520,519".
Page 429, line 47, after "majors" insert "effective July 10, 2022".

Explanation:

(This amendment adjusts funding in the introduced budget providing a targeted salary increase to DOC correctional officers. The introduced budget included funding to increase the starting salary for DOC correctional officers up to \$44,000, and increase the starting salary for deputy sheriffs and regional jail officers to \$42,000. This amendment adjusts the funding to set the new starting pay at \$42,000 equal to the level for deputy sheriffs and regional jails. This is consistent with § 15.2-1609.2 of the Code of the Virginia which states deputy sheriff pay shall be no less than that of correctional officers. The \$42,000 salary increase still results in a 19.8% increase in starting pay for correctional officers. The amendment also adjusts funding to reflect a July 10, 2022 effective date.)

Item 402 #3c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	\$1,500,000	\$1,500,000	GF

Language:

Page 427, line 41, strike "\$881,880,159" and insert "\$883,380,159".
Page 427, line 41, strike "\$884,462,162" and insert "\$885,962,162".

Explanation:

(This amendment provides \$1.5 million each year from the general fund to the Department of Corrections to fund the annual inflation adjustment included in the contract for the Lawrenceville Correctional Center, which is managed by a third-party vendor. The adjustment is contractually obligated and tied to the consumer price index.)

Item 404 #1c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	\$400,000	\$0	GF

Language:

Page 430, line 39, strike "\$193,106,836" and insert "\$193,506,836".

Conference Report to House Bill 30

Page 433, line 22, strike "\$100,000" and insert "\$500,000".

Page 433, strike lines 27 through 30 and insert:

- "1. House Bill 434 -- \$50,000
- 2. House Bill 451 -- \$50,000
- 3. House Bill 496 and Senate Bill 687 -- \$50,000
- 4. House Bill 740 and Senate Bill 729 -- \$50,000
- 5. House Bill 993 and Senate Bill 440 -- \$50,000
- 6. House Bill 763 and Senate Bill 403 -- \$50,000
- 7. House Bill 1332 and Senate Bill 700 -- \$50,000
- 8. House Bill 1306 -- \$50,000
- 9. Senate Bill 227 -- \$50,000
- 10. Senate Bill 249 -- \$50,000".

Explanation:

(This amendment provides an additional \$400,000 from the general fund for the required deposit to the Corrections Special Reserve Fund, pursuant to § 30-19.1:4, Code of Virginia, to reflect the indeterminate bedspace impact of House and Senate bills that were adopted.)

Item 404 #2c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	(\$74,692)	(\$89,195)	GF
	-1.00	-1.00	FTE

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 reduces by \$163,887 from the general fund and one position the funding proposed in the introduced budget for Medicaid enrollment positions at the Department of Corrections, providing three instead of four new positions to help facilitate enrollment for individuals being released from prisons and jails, as well as individuals under community supervision.)

Item 404 #3c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	\$0	(\$532,086)	GF

Language:

Conference Report to House Bill 30

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 #4c	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Corrections	(\$243,061) -2.00	(\$243,061) -2.00	GF FTE

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 reduces by \$243,061 from the general fund each year and two positions the funding proposed in the introduced budget for information technology specialists at the Department of Corrections, providing nine instead of eleven new positions.)

		Item 406 #1c	
Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	\$232,898	\$232,898	GF

Language:

Page 434, line 53, strike "\$1,471,073" and insert "\$1,703,971".

Page 434, line 53, strike "\$2,993,323" and insert "\$3,226,221".

Page 435, after line 24, insert:

"F. Included within the appropriation for this item is \$232,898 the first year and \$232,898 the second year from the general fund to provide an online human trafficking recognition training course to hotel employees consistent with the provisions of §§ 9.1-102 and 35.1-15.1, Code of Virginia."

Explanation:

Conference Report to House Bill 30

(This amendment provides \$232,898 from the general fund each year for the Department of Criminal Justice Services to provide online human trafficking recognition training to hotel employees pursuant to Chapter 751, 2022 Acts of Assembly.)

Item 408 #1c

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:

"\$446,547 the first year and \$446,547 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 #2c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	\$22,500,000	\$22,500,000	GF

Language:

Page 435, line 32, strike "\$167,416,051" and insert "\$189,916,051".

Page 435, line 32, strike "\$163,416,051" and insert "\$185,916,051".

Page 437, line 50, strike "\$4,700,000" and "\$4,700,000" and insert:

"\$27,200,000" and "\$27,200,000".

Page 437, line 53, after "Virginia." insert:

"Notwithstanding the provisions of § 9.1-110, Code of Virginia, and subsection 3 of this section, the Department shall waive all matching requirements for grant recipients awarded funds the first year."

Explanation:

Conference Report to House Bill 30

(This amendment provides an additional \$22.5 million each year from the general fund for School Resource Officer Incentive Grants.)

Item 408 #3c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	\$1,400,000	\$1,400,000	GF

Language:

Page 435, line 32, strike "\$167,416,051" and insert "\$168,816,051".

Page 435, line 32, strike "\$163,416,051" and insert "\$164,816,051".

Page 436, line 48, after "Fund," insert:

"established pursuant to § 9.1-116.1, Code of Virginia,".

Page 436, line 49, after "special revenue fund", insert:

", and \$1,400,000 the first year and \$1,400,000 the second year from the general fund,".

Page 436, line 50, after "victims of domestic violence." insert:

"Of this amount, at least \$500,000 the first year and at least \$500,000 the second year is provided to support sexual assault service providers and hospitals as described in clause (iii) of § 9.1-116.1 B, Code of Virginia, as amended by the 2022 Session of the General Assembly."

Explanation:

(This amendment provides \$1.4 million each year from the general fund to support the Virginia Sexual and Domestic Violence Victim Fund. Chapter 210, 2022 Acts of Assembly expanded the purposes of the Fund to include costs associated with sexual assault forensic examiners and sexual assault nurse examiners. This amendment includes at least \$500,000 each year for sexual assault service providers and hospitals for such purposes.)

Item 408 #4c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Criminal Justice Services	\$400,000	\$400,000	GF

Language:

Page 435, line 32, strike "\$167,416,051" and insert "\$167,816,051".

Page 435, line 32, strike "\$163,416,051" and insert "\$163,816,051".

Page 440, after line 7, insert:

"R. Included in the appropriation for this item is \$400,000 the first year and \$400,000 the second year from the general fund to support the Virginia Victim Assistance Network."

Conference Report to House Bill 30

Explanation:

(This amendment provides \$400,000 from the general fund each year to support the Virginia Victim Assistance Network (VVAN). VVAN provides direct services to victims of crimes, as well as victim/witness advocacy programs.)

	Item 408 #5c	
Public Safety and Homeland Security	FY22-23	FY23-24
Department of Criminal Justice Services	(\$8,470,109)	(\$5,970,109) GF

Language:

Page 435, line 32, strike "\$167,416,051" and insert "\$158,945,942".

Page 435, line 32, strike "\$163,416,051" and insert "\$157,445,942".

Page 439, line 38, strike "two" and insert "four".

Page 439, strike lines 40 through 42 and insert:

"N.1.a. There is hereby created in the state treasury a special nonreverting fund to be known as the Virginia Firearm Violence Intervention and Prevention Fund (the Fund). The Fund shall be established on the books of the Comptroller. All moneys accruing to the Fund, including funds appropriated for such purpose and any gifts, donations, grants, bequests, and other funds received on its behalf, shall be paid into the state treasury and credited to the Fund. Interest earned on moneys in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund. Moneys in the Fund shall be used for the purpose of supporting gun violence intervention and prevention programs. Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by the Comptroller upon written request signed by the Director of the Department.

b. The Firearm Violence Intervention and Prevention Fund shall be administered by the Department, and the Department shall adopt guidelines and make funds available to agencies of local government, community-based organizations, and hospitals for the purpose of supporting implementation of evidence-informed gun violence intervention and prevention efforts, including street outreach, hospital-based violence intervention, and other 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. The Department shall establish a grant procedure to govern funds awarded for this purpose.

c. Out of the amounts appropriated for this item, \$4,000,000 the first year and \$4,000,000 the second year from the general fund shall be deposited into the Firearm Violence Intervention and Prevention Fund. At least \$1,500,000 each year shall be provided to localities with

Conference Report to House Bill 30

disproportionate firearm-related homicides to support crime intervention and prevention through community engagement, including youth programs, to include at least \$500,000 the first year for the City of Portsmouth and at least \$1,000,000 the first year for the City of Norfolk.

2.a. There is hereby created in the state treasury a special nonreverting fund to be known as the Operation Ceasefire Grant Fund (the Fund) and managed by the Department. The Fund shall be established on the books of the Comptroller. All moneys appropriated by the General Assembly for the Fund, and from any other sources, public or private, shall be paid into the state treasury and be credited to the Fund. Interest earned on moneys in the Fund shall remain in the Fund and be credited to it. Any moneys remaining in the Fund, including interest thereon, at the end of each fiscal year shall not revert to the general fund but shall remain in the Fund. Expenditures and disbursements from the Fund shall be made by the State Treasurer on warrants issued by the Comptroller upon written request of the Director of the Department.

b. 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. For the purposes of subsection N.2. of this item, "group violence intervention" means comprehensive law enforcement, prosecutorial, and community-based initiatives, substantially similar to Operation Ceasefire as implemented in Boston, Massachusetts and the Gang Reduction Programs implemented in Richmond and Los Angeles, California, which are documented by the Department of Justice and are carried out between members of law enforcement, members of the community, and social services providers. The Department shall establish an application process for awarding grants from the Fund, including criteria and procedures for determining the amount of a grant.

c. Out the amounts appropriated for this item, \$2,500,000 the first year and \$2,500,000 the second year from the general fund shall be deposited into the Operation Ceasefire Grant Fund.

3. Out of the amounts in section N of this item, the Director, Department of Criminal Justice Services, is authorized to expend no more than three percent per year for state administration of these programs. The Department shall submit an annual report that details the amounts awarded and evaluates the implementation and effectiveness of each grant recipient's program to the Governor, Secretary of Public Safety and Homeland Security, Director of the Department of Planning and Budget, and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by November 1, 2022 and November 1, 2023."

Explanation:

(This amendment provides \$13.0 million from the general fund for grants supporting violence intervention and prevention, including \$2.5 million each year for the Operation Ceasefire Grant Fund and \$4.0 million each year for the Firearm Violence Intervention and Prevention Grant Fund. Included in the amount is \$3.0 million designated for crime prevention through

Conference Report to House Bill 30

community engagement in localities with disproportionate rates of firearm violence, with at least \$500,000 for the City of Portsmouth and \$1.0 million for the City of Norfolk.)

Item 408 #6c

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, strike "\$4,286,144" and "\$4,286,144" and insert: "\$3,786,144" and "\$3,786,144".

Explanation:

(This amendment reduces the proposed increase in the introduced budget for pre-release and post-incarceration services (PAPIS) from \$1.0 million to \$500,000 each year.)

Item 408 #7c

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 "\$167,916,051".
 Page 435, line 32, strike "\$163,416,051" and insert "\$163,916,051".
 Page 437, line 20, strike "\$27,690,378" and "\$27,690,378" and insert: "\$28,190,378" and "\$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 #8c

Public Safety and Homeland Security	FY22-23	FY23-24	
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Conference Report to House Bill 30

Department of Criminal Justice Services	\$500,000	\$0	GF
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Language:

Page 435, line 32, strike "\$167,416,051" and insert "\$167,916,051".
 Page 440, line 6, strike "\$1,500,000" and insert "\$2,000,000".

Explanation:

(This amendment provides an additional \$500,000 from the general fund the first year for the Big Heros of Minority in Every Society (Big H.O.M.I.E.S) program, a community-based nonprofit that focuses on reducing gun violence in the City of Portsmouth and Hampton Roads. The program's focus is the promotion of positive relationships, extracurricular activities, community services, sports activities, and the operation of a safe house for community youth.)

Item 410 #1c

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" and "\$191,746,081" and insert: "\$210,797,081" and "\$219,650,081".

Explanation:

(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 included in the introduced budget, not accounting for tax proposals, of 4.9 percent in fiscal year 2022, 4.8 percent in fiscal year 2023, and 4.2 percent in fiscal year 2024. § 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 #1c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of Emergency Management	\$0	(\$418,121)	GF

Conference Report to House Bill 30

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 positions supporting the Virginia Emergency Support Team with COVID-19 recovery activities. A companion amendment in Central Appropriations increases the American Rescue Plan Act appropriation for these positions by a corresponding amount.)

Item 413 #2c

Public Safety and Homeland Security

FY22-23

FY23-24

Department of Emergency
Management

(\$13,000,000)

(\$21,074,301) GF

Language:

Page 442, line 32, strike "\$46,396,273" and insert "\$33,396,273".
Page 442, line 32, strike "\$46,814,394" and insert "\$25,740,093".
Page 443, line 24, after "appropriation," strike "\$21,074,301" and insert:
"\$8,074,301".
Page 443, line 24, after "first year" strike the remainder of the line.
Page 443, line 30, strike "and \$1,087,635 the second year".
Page 443, line 34, strike "and \$865,000 the second year".
Page 443, line 43, after "proposed use of the" insert "remaining".
Page 443, line 44, strike "appropriated in future fiscal years".

Explanation:

(This amendment removes \$13.0 million the first year and \$21.0 million the second year from the general fund proposed for COVID-19 related expenses at the Virginia Department of Emergency Management. The \$13.0 million in general funds removed the first year equates to the estimated set-aside of funds for the non-federal match for Hazard Mitigation Grants provided by the United States Federal Emergency Management Agency, for which the Governor is authorized to provide a sum sufficient by Item 59 of House Bill 30 and other provisions of law.)

Item 422 #1c

Public Safety and Homeland Security

Department of Forensic Science

Language

Language:

Page 449, after line 3, insert:

"F. Included in the appropriation for this item is \$641,200 the first year and \$641,200 the second year from the general fund for four additional toxicology positions and associated equipment and supplies to support the Department's tetrahydrocannabinol (THC) data collection initiative. Of the four positions, no fewer than one shall be assigned to the Western Laboratory in the City of Roanoke."

Explanation:

(This amendment sets out funding included in the introduced budget for four toxicology positions, and specifies that of the four positions at least one must be assigned to the Western Laboratory in Roanoke.)

Item 428 #1c

Public Safety and Homeland Security

Department of Juvenile Justice

Language

Language:

Page 453, after line 27, insert:

"B. The Department of Juvenile Justice shall conduct a review of staffing levels, including vacancies, rates of staff turnover and recruitment statistics, employment conditions, employee health and safety, and employee compensation at the Department. The review shall include an analysis of the impact reductions in census levels have on the Department's staffing requirements. The Department shall deliver a report containing such data and information to the Governor and the Chairs of the House Appropriations Committee and Senate Finance and Appropriations Committee by October 1, 2022."

Explanation:

(This amendment includes language directing the Department of Juvenile Justice to conduct a review of its agency staffing, compensation, recruitment and retention statistics, and census information and prepare and deliver a report containing such information to the Governor and the Chairs of House Appropriations and Senate Finance and Appropriations Committees by October 1, 2022.)

Item 429 #1c

Public Safety and Homeland Security

Department of State Police

Language

Language:

Conference Report to House Bill 30

Page 455, after line 9, insert:

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

Explanation:

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

Item 430 #1c

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".

Page 457, after line 54, insert:

"S. Included in this appropriation is \$2,170,965 the first year and \$1,573,157 the second year from the general fund to establish the Office of the Gaming Enforcement Coordinator and regional support consistent with the provisions of § 52-54 and § 18.2-340.35, Code of Virginia."

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 Chapters 768 and 553, 2022 Acts of Assembly, which require the Virginia State Police to establish the Office of the Gaming Enforcement Coordinator and assist the Virginia Department of Agriculture and Consumer Services with investigations related to illegal gaming.)

Item 431 #1c

Public Safety and Homeland Security	FY22-23	FY23-24	
Department of State Police	(\$1,968,750)	\$0	GF

Conference Report to House Bill 30

Language:

Page 458, line 1, strike "\$36,192,493" and insert "\$34,223,743".
 Page 458, line 47, strike "\$23,625,000" and insert "\$21,656,250".
 Page 458, line 49, after "employees" insert "effective July 10, 2022".

Explanation:

(This amendment adjust funding included in the introduced budget for state police compensation to reflect a July 10, 2022 effective date.)

Item 433 #1c

Public Safety and Homeland Security	FY22-23	FY23-24	
Virginia Parole Board	\$66,555 1.00	\$66,555 1.00	GF FTE

Language:

Page 459, line 17, strike "\$2,667,280" and insert "\$2,733,835".
 Page 459, line 17, strike "\$2,667,280" and insert "\$2,733,835".

Explanation:

(This amendment provides \$66,555 the first year and \$66,555 the second year from the general fund and one position for the fiscal impact of Chapters 25 and 26, 2022 Acts of Assembly, which provide that individual votes of Virginia Parole Board members are public records, subject to the Freedom of Information Act.)

Item 435 #1c

Transportation	FY22-23	FY23-24	
Virginia Commercial Space Flight Authority	(\$268,520)	(\$662,970)	NGF

Language:

Page 463, line 18, strike "\$23,649,386" and insert "\$23,380,866".
 Page 463, line 18, strike "\$22,511,542" and insert "\$21,848,572".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$0.9 million from the nongeneral fund 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. The

Conference Report to House Bill 30

conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 436 #1c

Transportation	FY22-23	FY23-24	
Department of Aviation	(\$402,780)	(\$994,455)	NGF

Language:

Page 463, line 27, strike "\$33,151,475" and insert "\$32,748,695".

Page 463, line 27, strike "\$33,151,475" and insert "\$32,157,020".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$1.4 million from the nongeneral fund 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. The conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 440 #1c

Transportation	FY22-23	FY23-24	
Department of Motor Vehicles	(\$268,520)	(\$662,970)	NGF

Language:

Page 465, line 17, strike "\$219,513,692" and insert "\$219,245,172".

Page 465, line 17, strike "\$219,513,692" and insert "\$218,850,722".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$0.9 million from the nongeneral fund 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. The conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 440 #2c

Transportation

Department of Motor Vehicles

Language

Language:

Page 466, strike line 52.

Page 467, strike lines 1 through 3.

Page 467, after line 3, insert;

"O. Notwithstanding the provisions of Title 46.2 of the Code of Virginia, only entities that both (i) provide commercial motor vehicle training to the general public and (ii) are not Virginia governmental entities shall be required to be licensed or certified by the Department of Motor Vehicles to provide entry-level driver training in accordance with Subparts F and G of Part 380 of Title 49 of the Code of Federal Regulations in the Commonwealth of Virginia. Such entities shall be required to comply with the provisions of Chapter 17 of Title 46.2 of the Code of Virginia. No other person as defined in § 1-230 shall be required to be licensed or certified by the Department of Motor Vehicles to provide entry-level driver training in the Commonwealth."

Explanation:

(This amendment waives the requirement for certain entities to be licensed or certified by the Department of Motor Vehicles to provide Entry-level Driver Training to commercial drivers.)

Item 440 #3c

Transportation

Department of Motor Vehicles

Language

Language:

Page 467, after line 3, insert:

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

Explanation:

(This amendment authorizes the Department of Motor Vehicles to pursue options to increase the automation of customer services and to enter into multi-state agreements to improve customer services across state lines.)

Item 445 #1c

Transportation	FY22-23	FY23-24	
Virginia Passenger Rail Authority	(\$1,872,927)	(\$4,624,216)	NGF

Language:

Page 468, line 40, strike "\$343,140,000" and insert "\$341,267,073".

Page 468, line 40, strike "\$278,700,000" and insert "\$274,075,784".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$6.5 million from the nongeneral fund 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. The conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 447 #1c

Transportation	FY22-23	FY23-24	
Department of Rail and Public Transportation	(\$5,867,162)	(\$14,485,895)	NGF

Language:

Page 469, line 8, strike "\$750,895,958" and insert "\$745,028,796".

Page 469, line 8, strike "\$766,145,958" and insert "\$751,660,063".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$20.4 million from the nongeneral fund 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. The conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 448 #1c

Conference Report to House Bill 30

Transportation	FY22-23	FY23-24
Department of Rail and Public Transportation	(\$133,924)	(\$330,656) NGF

Language:

Page 470, line 24, strike "\$88,098,869" and insert "\$87,964,945".

Page 470, line 24, strike "\$88,098,869" and insert "\$87,768,213".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$0.46 million from the nongeneral fund 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. The conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 449 #1c

Transportation	FY22-23	FY23-24
Department of Rail and Public Transportation	(\$315,847)	(\$779,818) NGF

Language:

Page 470, line 42, strike "\$22,407,322" and insert "\$22,091,475".

Page 470, line 42, strike "\$22,407,322" and insert "\$21,627,504".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$1.1 million from the nongeneral fund 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. The conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 451 #1c

Transportation	Language
Department of Transportation	

Conference Report to House Bill 30

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 #1c

Transportation	FY22-23	FY23-24	
Department of Transportation	(\$44,999,020)	(\$111,101,595)	NGF

Language:

Page 472, line 2, strike "\$4,575,045,286" and insert "\$4,530,046,266".

Page 472, line 2, strike "\$4,595,073,941" and insert "\$4,483,972,346".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$156.1 million from the nongeneral fund 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. The conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 452 #2c

Transportation	FY22-23	FY23-24	
Department of Transportation	(\$155,700,000)	\$110,000,000	GF
	3.00	3.00	FTE

Language:

Page 472, line 2, strike "\$4,575,045,286" and insert "\$4,419,345,286".

Conference Report to House Bill 30

Page 472, line 2, strike "\$4,595,073,941" and insert "\$4,705,073,941".

Page 473, strike lines 39 to 43 and insert:

I.1 Included in these amounts, \$41,500,000 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 \$7,000,000 in the first year and \$7,000,000 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. Funds may be awarded through a competitive solicitation conducted by the Board.

2. Prior to July 15, 2022, up to \$800,000 of these amounts shall be transferred to Item 451 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.

K. Up to \$5,000,000 from the general fund in the first year from this item is provided for deposit to the special structures share of the Transportation Trust Fund to expedite the replacement of the Robert O. Norris Bridge.

L. Up to \$110,000,000 from the general fund in the second year shall be transferred to Item 452 to improve Interstate 64 between Exit 205 and Exit 234 with priority given to enhancements that provide long-term traffic flow improvements for the full 29-mile corridor."

Explanation:

(This amendment provides \$51.5 million from the general fund in fiscal year 2023 for transportation earmarks, including \$41.5 million to support multi-use trails and \$110.0 million from the general fund in fiscal year 2024 to support improvements for I-64 between Richmond and Hampton Roads.)

Item 453 #1c

Transportation

Department of Transportation

Language

Conference Report to House Bill 30

Language:

Page 474, after line 10, insert:

"E. Out of the amounts appropriated for this item, the Department shall authorize the fabrication and installation of highway markers and directional signs in support of the Lewis and Clark Legacy Trail during this first year of the biennium."

Explanation:

(This amendment requires VDOT to support the fabrication and installation of four highway markers which provide historical information and four directional signs in support of the Lewis and Clark Legacy Trail. The efforts to promote the trail in recent years has been successful in promoting tourism in the localities on the trail.)

Item 453 #2c

Transportation

FY22-23

FY23-24

Department of Transportation

(\$15,000,000)

(\$15,000,000) NGF

Language:

Page 473, line 45, strike "\$2,180,233,529" and insert "\$2,165,233,529".

Page 473, line 45, strike "\$2,102,068,806" and insert "\$2,087,068,806".

Page 473, line 47, strike "\$804,078,408" and "\$738,596,407" and insert: "789,078,408" and "\$723.596.407".

Explanation:

(This amendment is one of a series of amendments to transfer \$15.0 million from the nongeneral fund annually from the account for statewide primary system maintenance to the account for financial assistance for city road maintenance.)

Item 456 #1c

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:

Conference Report to House Bill 30

(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 456 #2c

Transportation	FY22-23	FY23-24	
Department of Transportation	\$15,000,000	\$15,000,000	NGF

Language:

Page 474, line 24, strike "\$526,727,128" and insert "\$541,727,128".
 Page 474, line 24, strike "\$533,996,955" and insert "\$548,996,955".
 Page 474, line 26, strike "\$433,496,577" and "\$439,342,072" and insert:
 "\$448,496,577" and "\$454,342,072".

Explanation:

(This amendment is one of a series of amendments to transfer \$15.0 million from the nongeneral fund in each year from the account for statewide primary system maintenance to the account for financial assistance for city road maintenance.)

Item 458 #1c

Transportation	FY22-23	FY23-24	
Department of Transportation	(\$165,000)	\$0	GF

Language:

Page 478, line 3, strike "\$305,527,913" and insert "\$305,362,913".
 Page 480, strike lines 1 through 3.

Explanation:

(This amendment strikes \$165,000 from the general fund which was provided in the introduced budget for renovations to the childcare center in the VDOT building on the Capitol Complex. The childcare center has been relocated and the funding is not needed.)

Item 464 #1c

Transportation	FY22-23	FY23-24	
Virginia Port Authority	(\$671,300)	(\$1,657,425)	NGF

Language:

Conference Report to House Bill 30

Page 481, line 32, strike "\$121,738,924" and insert "\$121,067,624".

Page 481, line 32, strike "\$127,538,924" and insert "\$125,881,499".

Explanation:

(This amendment reduces Commonwealth Transportation Fund revenues by \$2.3 million from the nongeneral fund 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. The conference report includes companion amendments to adjust funding across the Secretariat to reflect the tax reduction.)

Item 465 #1c

Transportation	FY22-23	FY23-24	
Virginia Port Authority	(\$2,000,000)	(\$2,000,000)	GF

Language:

Page 483, line 38, strike "\$11,112,325" and insert "\$9,112,325".

Page 483, line 38, strike "\$11,112,325" and insert "\$9,112,325".

Page 483, line 46, strike "Of the amounts in this item" and insert:
"Of the amounts authorized in Item 113 A.1."

Page 483, line 47, strike "shall" and insert "may".

Explanation:

(This amendment removes \$2.0 million from the general fund each year that is proposed for the Port Economic Development Zone Grant Funds and replaces it with authorization to utilize a like amount from the Commonwealth Development Opportunity Fund should appropriate projects eligible for these grants come available. The amendment restores the language to what was included in the 2020-22 biennium budget.)

Item 465 #2c

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" and "\$1,500,000" and insert:

Conference Report to House Bill 30

"\$4,000,000" and "\$4,000,000".

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 watermen who contribute to the economies of coastal Virginia. In 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 #1c

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".

Page 487, line 34, strike "State" and insert "Virginia".

Page 487, line 36, after "projects in", insert "communities with".

Explanation:

(This amendment reduces from \$10.0 million the first year to \$5.0 million the first year the general fund deposit to the Virginia Military Community Infrastructure Program, established pursuant to House Bill 354 and Senate Bill 315.)

Item 468 #2c

Veterans and Defense Affairs	FY22-23	FY23-24
Secretary of Veterans and Defense Affairs	\$350,000	\$350,000 GF

Language:

Page 486, line 10, strike "\$13,075,543" and insert "\$13,425,543".

Page 486, line 10, strike "\$3,075,543" and insert "\$3,425,543".

Page 487, after line 21, insert:

"6. Included in this appropriation is \$350,000 the first year and \$350,000 the second year from

Conference Report to House Bill 30

the general fund for encroachment mitigation activities in the vicinity of Joint Base Langley Eustis."

Explanation:

(This amendment provides \$350,000 from the general fund each year to support encroachment mitigation land purchases in the vicinity of the construction of a new access control point at Joint Base Langley Eustis.)

Item 470 #1c

Veterans and Defense Affairs

Department of Veterans Services

Language

Language:

Page 489, line 7, after "veterans.", insert:

"The Department shall coordinate with the Department of Health, Department of Behavioral Health and Developmental Services, and Department of Criminal Justice Services, where applicable, to promote the use of evidence-based practices and alignment with other suicide and opiate misuse prevention and intervention programs administered by the Commonwealth."

Explanation:

(This amendment directs the Department of Veterans Services to coordinate with the Department of Health, Department of Behavioral Health and Developmental Services, and Department of Criminal Justice Services as it establishes and implements the new suicide and opiate addiction prevention and intervention program.)

Item 470 #2c

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 for 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 #3c

Veterans and Defense Affairs	FY22-23	FY23-24	
Department of Veterans Services	\$2,500,000 20.00	\$3,750,000 20.00	GF FTE

Language:

Page 488, line 4, strike "\$33,602,661" and insert "\$36,102,661".

Page 488, line 4, strike "\$32,560,462" and insert "\$36,310,462".

Page 489, after line 13, insert:

“G. Out of the appropriation for this item, \$2,500,000 the first year and \$3,750,000 the second year from the general fund to expand services, including but not limited to opening additional veterans benefits offices in areas where the need for services is greatest, hiring of benefits staff in both new and established offices, and for additional positions in the Virginia Veteran and Family Support Services and Veterans Education, Transition, and Employment Services program areas as needed. The Department shall submit a report on how the funding was allocated and the additional services provided, as well as planned funding allocations and how those expenditures contribute to the Department's strategic goals and desired outcomes, to the Governor, the Chairs of the House Appropriations and Senate Finance and Appropriations Committees, the Secretary of Finance, and the Director, Department of Planning and Budget, by October 1, 2022.”

Explanation:

(This amendment provides additional general fund funding to expand programming by the Department of Veterans Services for direct services to veterans.)

Item 470 #4c

Veterans and Defense Affairs

Department of Veterans Services

Language

Language:

Page 489, after line 13, insert:

“G. In purchasing and maintaining a new customer relationship management system, the Department shall consider functionality available through the integrated e-referral system managed by the Virginia Department of Health in order to leverage existing systems and avoid duplication to the maximum extent practicable.”

Explanation:

(This amendment directs the Department of Veterans Services to consider functionality

Conference Report to House Bill 30

available through the integrated e-referral system managed by the Department of Health as it purchases and maintains its new customer relationship management system.)

Item 475 #1c

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 each year the proposed increase in the introduced budget for the National Guard State Tuition Assistance Program, maintaining an increase of \$500,000 each year. The program has had unexpended year-end balances in recent years. House Bill 857 and Senate Bill 71 change the program to a reimbursement payment model with the goal of improving program performance.)

Item 479 #1c

Veterans and Defense Affairs	FY22-23	FY23-24	
Department of Military Affairs	(\$500,000)	\$0	GF

Language:

Page 491, line 19, strike "\$10,731,113" and insert "\$10,231,113".

Page 491, strike lines 33 through 53.

Page 492, strike lines 1 through 6.

Page 492, line 7, strike "D." and insert "C."

Page 492, line 10, strike "E." and insert "D."

Explanation:

(This amendment removes \$500,000 from the general fund the first year and associated language providing for the payment of the employer portion of health insurance premiums for members of the Virginia National Guard on state active duty events under a declaration of a state emergency lasting more than 14 days. Such payments shall instead be provided for on a sum sufficient basis consistent with House Bill 642 and Senate Bill 719 of the 2022 Session of the General Assembly.)

Item 482 #1c

Central Appropriations

Central Appropriations

Language

Language:

Page 495, after line 11, insert:

"E. The Virginia Foundation for Healthy Youth shall provide or develop additional educational materials, resources, and professional development webinars as necessary for the Department of Education to comply with the eighteenth and nineteenth enactments of Chapter 550 of the 2021 General Assembly, Special Session I."

Explanation:

(This amendment directs the Virginia Foundation for Healthy Youth to provide resources as necessary for the Department of Education to comply with educational requirements related to the harms of marijuana and substance abuse as required by legislation passed in 2021. A companion amendment in Item 129 directs the Department of Education to collaborate with the Foundation.)

Item 483 #1c

Central Appropriations

FY22-23

FY23-24

Central Appropriations

(\$12,751,533)

\$0 GF

Language:

Page 495, line 12, strike "\$293,357,683" and insert "\$280,606,150".

Page 496, line 32, strike "\$12,751,533 the first year".

Page 496, line 33, strike "and".

Explanation:

(This amendment eliminates funding included in fiscal year 2023 for a premium increase for the state employee health plan. There are significant balances in the health insurance fund which make the premium increase in the first year unnecessary. Funding of \$28.0 million would remain in the budget in fiscal year 2024 to support a premium increase in the second year if needed.)

Item 483 #2c

Central Appropriations

FY22-23

FY23-24

Central Appropriations

\$25,309,001

\$55,100,000 GF

Language:

Conference Report to House Bill 30

Page 495, line 12, strike "\$293,357,683" and insert "\$318,666,684".

Page 495, line 12, strike "\$591,271,634" and insert "\$646,371,634".

Page 504, after line 4, insert:

"X. On or before June 30, 2023, the State Comptroller shall deposit \$25,309,001 from the general fund into the Virginia Retirement System trust fund to address the unfunded liabilities for the retiree health care plans. The Virginia Retirement System shall allocate these funds in the following manner in an effort to address the unfunded liabilities associated with the plans:

1. An amount estimated at \$24,318,170 to the health insurance credit plan for state employees; and
2. An amount estimated at \$990,831 to the health insurance credit plan for local social services employees.

Y. On or before June 30, 2024, the State Comptroller shall deposit \$55,100,000 from the general fund into the Virginia Retirement System trust fund to address the unfunded liabilities for the retiree health care plans. The Virginia Retirement System shall allocate these funds in the following manner in an effort to address the unfunded liabilities associated with the plans:

1. An amount estimated at \$52,800,000 to the health insurance credit plan for state employees;
2. An amount estimated at \$1,576,017 to the health insurance credit plan for Constitutional Officers and their employees; and
3. An amount estimated at \$723,983 to the health insurance credit plan for local social services employees."

Explanation:

(This amendment provides \$80.4 million from the general fund in over the biennium to VRS to increase the funded status for the retiree health credit plans for state employees, employees of the constitutional offices and local social service departments up to 30%.)

	Item 483 #3c	
Central Appropriations	FY22-23	FY23-24
Central Appropriations	(\$41,442,524)	(\$18,679,862) GF

Language:

Page 495, line 12, strike "\$293,357,683" and insert "\$251,915,159".

Page 495, line 12, strike "\$591,271,634" and insert "\$572,591,772".

Page 501, strike line 49 and insert;

"S.1. Out of the appropriation for this item, \$169,565,843 the first year and \$390,105,610 the second year from the general fund is provided to increase the base salary of the following employees by five percent on July 10, 2022, except those employees who will be receiving a

Conference Report to House Bill 30

targeted salary increase at or above 7.5 percent in fiscal year 2023 based on funding authorized in this act and are not employees of the Department of Behavioral Health and Developmental Services shall receive a 2.5 percent increase on July 10, 2022, and an additional five percent increase on June 10, 2023:

a. Full-time and other classified employees of the Executive Department subject to the Virginia Personnel Act;

b. Full-time employees of the Executive Department not subject to the Virginia Personnel Act, except officials elected by popular vote;

c. Any official whose salary is listed in § 4-6.01 of this act, subject to the ranges specified in the agency head salary levels in § 4-6.01 c;

d. Full-time staff of the Governor's Office, the Lieutenant Governor's Office, the Attorney General's Office, Cabinet Secretaries' Offices, including the Deputy Secretaries, the Virginia Liaison Office, and the Secretary of the Commonwealth's Office;

e. Heads of agencies in the Legislative Department;

f. Full-time employees in the Legislative Department, other than officials elected by popular vote;

g. Legislative Assistants as provided for in Item 1 of this act;

h. Judges and Justices in the Judicial Department;

i. Heads of agencies in the Judicial Department;

j. Full-time employees in the Judicial Department;

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

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

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

b. Salary increases authorized in this paragraph for employees in the Judicial and Legislative Departments, employees of Independent agencies, and employees of the Executive Department not subject to the Virginia Personnel Act shall be consistent with the provisions of this paragraph, as determined by the appointing or governing authority. However, notwithstanding anything herein to the contrary, the governing authorities of those state institutions of higher education with employees not subject to the Virginia Personnel Act may implement salary increases for such employees that may vary based on performance and other employment-

Conference Report to House Bill 30

related factors. The appointing or governing authority shall certify to the Department of Human Resource Management that employees receiving the awards are performing at levels at least comparable to the eligible employees as set out in subparagraph 2.a. of this paragraph.

3. The Department of Human Resource Management shall increase the minimum and maximum salary for each band within the Commonwealth's Classified Compensation Plan by five percent on July 10, 2022 and on June 10, 2023. No salary increase shall be granted to any employee as a result of this action. The department shall develop policies and procedures to be used in instances when employees fall below the entry level for a job classification due to poor performance. Movement through the revised pay band shall be based on employee performance.

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

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

5. The base rates of pay, and related employee benefits, for wage employees may be increased by up to five percent no earlier than July 10, 2022 and an additional five percent no earlier than June 10, 2023. The cost of such increases for wage employees shall be borne by existing funds appropriated to each agency.

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

T.1. The appropriations in this item include funds to increase the base salary of the following employees by five percent on August 1, 2022, except those employees who will be receiving a targeted salary increase at or above 7.5 percent in fiscal year 2023 based on funding authorized in this act shall receive a 2.5 percent increase on August 1, 2022, and by an additional five percent on July 1, 2023, provided that the governing authority of such employees use such funds to support salary increases for the following listed employees.

- a. Locally-elected constitutional officers;

Conference Report to House Bill 30

- b. General Registrars and members of local electoral boards;
- c. Full-time employees of locally-elected constitutional officers and,
- d. Full-time employees of Community Services Boards, Centers for Independent Living, secure detention centers supported by Juvenile Block Grants, juvenile delinquency prevention and local court service units, local social services boards, local pretrial services act and Comprehensive Community Corrections Act employees, and local health departments where a memorandum of understanding exists with the Virginia Department of Health.

2. Out of the appropriation for Supplements to Employee Compensation is included \$44,556,991 the first year and \$113,435,166 the second year from the general fund to support the costs associated with the salary increases provided in this paragraph.

U. Included in the appropriation for this item is \$6,591,337 the first year and \$14,740,641 the second year from the general fund to provide a five percent increase in base pay effective July 10, 2022 and an additional five percent effective June 10, 2023 for adjunct faculty at Virginia two-year and four-year public colleges and higher education institutions.

V. Included in the appropriation for this item is \$2,371,941 the first year and \$5,304,518 the second year from the general fund to a five percent increase in base pay effective July 10, 2022 and an additional five percent effective June 10, 2023 for graduate teaching assistants at Virginia two-year and four-year public colleges and higher education institutions."

Page 502, strike lines 1 through 48.

Page 503, strike lines 1 through 47.

Page 504, strike lines 1 through 4.

Explanation:

(This amendment adjusts funding included in the introduced budget for employee compensation to provide a five percent salary increase in each year of the biennium for state employees, university faculty including adjunct faculty and graduate teaching assistants, and state supported local employees. Certain employee groups receiving a separate, targeted compensation adjustment equal to or greater than 7.5 percent in the first year will receive a 2.5 percent salary increase in the first year and a five percent salary increase in the second year. The total cost of the across the board salary adjustments is \$223.1 million from the general fund in fiscal year 2023 and \$523.6 million from the general fund in fiscal year 2024.)

	Item 483 #4c	
Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$66,517,107	\$0 GF

Language:

Page 495, line 12, strike "\$293,357,683" and insert "\$359,874,790".

Conference Report to House Bill 30

Page 504, after line 4, insert:

"X.1. In addition to the amounts provided for the compensation actions authorized in paragraphs T.1., V., and W., up to \$66,517,107 the first year from the general fund shall be used to provide a one-time bonus payment of \$1,000 on December 1, 2022 to all classified employees of the Executive Branch and other full-time employees of the Commonwealth, except elected officials, who were employed on or before August 10, 2022 and remained employed until at least November 10, 2022.

2. Employees in the Executive Department subject to the Virginia Personnel Act shall receive the bonus payment authorized in this paragraph only if they have attained an equivalent rating of at least "Contributor" on their performance evaluation and have no active written notices under the Standards of Conduct within the preceding twelve-month period."

Explanation:

(This amendment provides \$66.5 million from the general fund in fiscal year 2023 for a one-time bonus payment of \$1,000 to state employees on December 1, 2022. The funding amount reflects the state's general fund share of the bonus.)

	Item 484 #1c	
Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$264,600	\$529,200 GF

Language:

Page 504, line 6, strike "\$38,842,271" and insert "\$39,106,871".
Page 504, line 6, strike "\$39,246,644" and insert "\$39,775,844".
Page 504, line 23, strike "\$30,592,797" and "\$30,106,340" and insert:
"\$30,857,397" and "\$30,635,540".

Explanation:

(This amendment provides \$264,600 from the general fund the first year and \$529,200 from the general fund the second year for the general fund portion of agency costs resulting from the increased rates charged to participating agencies for additional security staff for the Virginia Information Technologies Agency.)

	Item 484 #2c	
Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$10,000,000	\$5,000,000 GF

Language:

Conference Report to House Bill 30

Page 504, line 6, strike "\$38,842,271" and insert "\$48,842,271".

Page 504, line 6, strike "\$39,246,644" and insert "\$44,246,644".

Page 505, after line 4, insert:

“K. Included in the appropriation for this item is \$10,000,000 the first year and \$5,000,000 the second 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 no later than September 1, 2022. The Department of Planning and Budget is authorized to allot the funds 30 days following submission of the report. Of the amount provided in the first year, there is hereby reappropriated any unexpended balances remaining at the close of business on June 30, 2023.”

Explanation:

(This amendment provides \$10.0 million in the first year and \$5.0 million in the second year from the general fund 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 #1c	
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 506, line 40, strike "Any" and insert:

"Out of this appropriation, \$1,000,000 the first year from the general fund is provided for the City of Richmond for the Slavery and Freedom Heritage Site in Richmond, Virginia. These funds and any".

Explanation:

(This amendment provides an additional \$1.0 million to the City of Richmond for the Slavery and Freedom Heritage Site.)

	Item 485 #2c	
Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$0	(\$5,898,901) GF

Language:

Conference Report to House Bill 30

Page 505, line 6, strike "\$110,101,901" and insert "\$104,203,000".

Page 507, strike lines 13 through 16.

Page 507, line 17, strike "K." and insert "J."

Explanation:

(This amendment removes \$5.9 million from the general fund in fiscal year 2024 related to reimbursement to localities for 2024 presidential primary expenses.)

Item 485 #3c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$10,000,000	\$0 GF

Language:

Page 505, line 6, strike "\$9,203,000" and insert "\$19,203,000".

Page 507, after line 21 insert:

“L.1. Out of this appropriation, \$10,000,000 the first year from the general fund shall be available for transfer to state agencies to implement government transformation initiatives identified by the Chief Transformation Officer and approved by the Governor. Prior to the transfer of any funds, the Chief Transformation Officer shall submit a plan detailing the intended use of the funds to the Governor and the chairs of the House Appropriations and Senate Finance and Appropriations Committees.

2. The Secretary of Finance, in consultation with the Chief Transformation Officer, shall authorize the transfer of amounts from this item in support of the transformation initiatives identified pursuant to the preceding subparagraph.

3. The Chief Transformation Officer shall provide quarterly program updates, to include the status of projects and amounts expended per project to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees beginning October 1, 2022.”

Explanation:

(This amendment provides \$10,000,000 from the general fund in the first year for government transformation initiatives identified by the Office of Chief Transformation Officer. The Chief Transformation Officer must (i) submit a plan with the intended use of the funds prior to their transfer, and (ii) provide quarterly status updates on the program beginning October 1, 2022.)

Item 485 #4c

Central Appropriations	FY22-23	FY23-24
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Conference Report to House Bill 30

Central Appropriations (\$5,403,000) (\$403,000) GF

Language:

Page 505, line 6, strike "\$9,203,000" and insert "\$3,800,000".
 Page 505, line 6, strike "\$110,101,901" and insert "\$109,698,901".
 Page 507, line 10, strike "\$7,903,000" and insert "\$2,500,000".
 Page 507, line 11, strike "\$2,903,000" and insert "\$2,500,000".

Explanation:

(This amendment reduces funding by \$5,403,000 the first year and \$403,000 the second year from the general fund proposed for language access. After this reduction, there remains \$2,500,000 in new general fund appropriation for this purpose.)

Item 485 #5c

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 eliminates \$100.0 million from the general fund the second year for unidentified behavioral health services based on a study included in the introduced budget. A companion amendment in Item 311 eliminates funding and language for the study. The newly created Behavioral Health Commission with full-time staff will have the opportunity to assess behavioral health issues and make recommendations for the General Assembly's consideration during 2022.)

Item 485 #6c

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$250,000	\$250,000	GF

Language:

Page 505, line 6, strike "\$9,203,000" and insert "\$9,453,000".
 Page 505, line 6, strike "\$110,101,901" and insert "\$110,351,901".
 Page 507, after line 21, insert:
 "L. Out of this appropriation, \$250,000 the first year and \$250,000 the second year from the general fund is provided for distribution to state agencies for the general fund share of costs

Conference Report to House Bill 30

related to increased rates for the Department of General Services to perform lease administration services."

Explanation:

(This amendment provides \$250,000 each year from the general fund for distribution to state agencies to cover the general fund portion of increased expenses related to increased lease administrative rates. A companion amendment increases the administrative rate charged by the Department of General Services to reflect increased agency personnel costs for the lease program.)

Item 485 #7c

Central Appropriations

Central Appropriations

Language

Language:

Page 507, after line 21, insert:

"L. From such general fund revenues as are collected for fiscal year 2022 in excess of the official fiscal year 2022 revenue estimate included in the final 2020-2022 biennial appropriation act adopted in the 2022 Special Session I, the first \$585,000,000, or portion thereof, that is not required to meet a Constitutionally-mandated deposit to the Revenue Stabilization Fund or the Water Quality Improvement Fund Part A deposit, shall be reserved by the Comptroller in the Committed Fund Balance for the following purposes in priority order during the first year: \$250,000,000 for a lump sum payment to the Virginia Retirement System to address the unfunded liability for the statewide plans; \$150,000,000 for a deposit to the highway share of the Transportation Fund to improve Interstate 64 between exit 205 and exit 234; \$50,000,000 for deposit to the Virginia Business Ready Sites Program Fund; \$100,000,000 for allocation to the 2022 Capital Supplement Pool (Item C-69.60 of the 2020-2022 Appropriation Act); and \$35,500,000 for deposit to the Major Headquarters Workforce Grant Fund."

Explanation:

(This amendment earmarks up to \$585.0 million of undesignated 2022 fiscal year end surplus funds for five high priority budget items.)

Item 486 #1c

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".

Conference Report to House Bill 30

Page 507, line 22, strike "\$129,019,679" and insert "\$136,852,055".

Page 511, after line 22, 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
(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 #2c

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 the second year from the American Rescue Plan Act State and Local Recovery Fund 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 #3c

Conference Report to House Bill 30

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 the second year from the American Rescue Plan Act State and Local Recovery Fund to continue funding for COVID-19 recovery positions at the Department of Emergency Management. A companion amendment removes the general fund appropriation included in the introduced budget for these positions.)

Item 486 #4c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$75,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$819,761,272".

Page 510, after line 29, insert:

“7) \$75,000,000 in the first year to the Department of Criminal Justice Services (140) to make one-time grants to state and local law enforcement agencies located in the Commonwealth, including colleges and universities, local and regional jails for the purpose of training and purchasing equipment and supplies to support law enforcement related activities, excluding equipment for which one-time equipment grants were appropriated from the general fund in Item 406, Chapter 552, 2021 Acts of Assembly. Of the amount provided, no less than \$60,000,000 shall be provided for the support of local law enforcement agencies. Of the amount provided, the Director, Department of Criminal Justice Services, is authorized to recover reasonable, one-time costs related to administering this grant program. Any distribution made to a local law enforcement agency shall not require a local match. The Department shall report on the distributions made to the Governor, the Chairs of the House Appropriations and the Senate Finance and Appropriations Committees, and the Secretary of Finance by November 1, 2023.”

Explanation:

(This amendment provides American Rescue Plan Act (ARPA) from the nongeneral fund funding for one-time grants to state and local law enforcement agencies for training and equipment.)

Conference Report to House Bill 30

Item 486 #5c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$3,300,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$748,061,272".

Page 508, line 37, strike "\$68,600,000" and insert "\$71,900,000".

Page 508, line 39, after "Wachapreague" insert ", Accomac, Parksley,"

Page 508, line 42, strike "\$3,600,000" and "\$5,000,000" and insert: "\$2,400,000" and "\$3,500,000".

Page 508, line 42, after "\$5,000,000;" insert:

"the Town of Accomac is to receive \$4,500,000; the Town of Parksley is to receive \$1,500,000;"

Explanation:

(This amendment adds the Towns of Accomac and Parksley to the list of localities receiving allocation from federal American Recovery Plan Act funds for sewer projects.)

Item 486 #6c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$34,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$778,761,272".

Page 510, after line 11, insert:

"10) \$34,000,000 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 \$34.0 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 #7c

Conference Report to House Bill 30

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$6,000,000	\$3,000,000 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$750,761,272".

Page 507, line 22, strike "\$129,019,679" and insert "\$132,019,679".

Page 510, after line 14, insert:

"2) \$6,000,000 the first year and \$3,000,000 the second year to the Department of Criminal Justice Services (140) 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:

(This amendment provides \$6.0 million the first year and \$3.0 million the second 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 #8c

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 32, insert:

"n. Education

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."

Explanation:

(This amendment provides \$3.5 million from the nongeneral fund 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 #9c

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 32, insert:

"n. 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."

Explanation:

(This amendment provides \$4.0 million from the nongeneral fund 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 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 #10c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$10,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$754,761,272".

Page 510, after line 32, insert:

"n. Education

1) \$10,000,000 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 desiring 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. The Department of Education shall report the August 15, 2022 instructional vacancy data to the

Conference Report to House Bill 30

Secretary of Education and the General Assembly by October 1, 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 January 5, 2023, the Department of Education shall report to the House Appropriations Committee and the Senate Finance and Appropriations Committee 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."

Explanation:

(This amendment provides \$10.0 million from the nongeneral fund 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. Incentive 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 #11c

Central Appropriations

Central Appropriations

Language

Language:

Page 510, line 13, strike "Department of Forensic Science (778)" and insert: "Department of State Police (156)".

Explanation:

(This amendment transfers \$75,000 from the nongeneral fund in American Rescue Plan Act

Conference Report to House Bill 30

funding that was previously allocated to the Department of Forensic Science to the Virginia State Police for the same purpose. A companion amendment to House Bill 29 transfers the corresponding fiscal year 2022 appropriation.)

Item 486 #12c

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 32, insert:

"n. Education

1) \$3,500,000 in the first year to the Department of Education, Central Office Operations (201), for the provision of a contract to assist public school divisions with outreach and support for disengaged, chronically absent, or struggling students in response to the COVID-19 pandemic. The statewide program shall be contracted with a provider that has experience in providing state-wide attendance recovery to at-risk students and can scale to provide multi-modal outreach and academic coaching support to over 15,000 students by the end of calendar year 2023."

Explanation:

(This amendment provides \$3.5 million from the nongeneral fund the first year from the federal State and Local Recovery Fund (SLRF) pursuant to the American Rescue Plan Act of 2021 to assist public school divisions with outreach and support for disengaged, chronically absent, or struggling students in response to the COVID-19 pandemic.)

Item 486 #13c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$0	\$5,138,000 NGF

Language:

Page 507, line 22, strike "\$129,019,679" and insert "\$134,157,679".

Page 510, after line 32, insert:

"n. Education

1) \$5,138,000 in the second year to the Department of Education (201) to support the provision of a statewide Learning Management System to all local public school divisions in Virginia."

Explanation:

(This amendment provides \$5.1 million the second year in American Rescue Plan Act SLFR

Conference Report to House Bill 30

funds to support the statewide Learning Management System. A companion amendment in Item 133 eliminates \$5.1 million in general fund support for this initiative.)

Item 486 #14c

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$0	\$5,000,000	NGF

Language:

Page 507, line 22, strike "\$129,019,679" and insert "\$134,019,679".

Page 510, after line 32, insert:

"n. Education

1) \$5,000,000 in the second year to the Department of Education (201) for continued support of the through-year growth assessment system for grades three through eight, pursuant to the provisions of Chapter 443 and Chapter 444, 2021 Special Session I."

Explanation:

(This amendment provides \$5.0 million the second year in American Rescue Plan Act SLFR funds to support through-year growth assessments. A companion amendment in Item 131 eliminates \$5.0 million in general fund support for this initiative.)

Item 486 #15c

Central Appropriations	FY22-23	FY23-24	
Central Appropriations	\$200,000	\$0	NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$744,961,272".

Page 510, after line 14, insert:

"2) \$200,000 in the first year to the Department of Criminal Justice Services (140) for 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 in nongeneral funds to the City of Chesapeake for a machine to help process ballistic evidence more effectively and efficiently by enabling the entry of information into an Integrated Ballistic Identification System network.)

Item 486 #16c

Conference Report to House Bill 30

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$7,175,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$751,936,272".

Page 507, line 25, strike "\$603,012,513" and insert "\$610,187,513".

Page 510, after line 11, insert:

"10) \$7,175,000 the first year to the Eastern Virginia Medical School for HVAC renovations at Lewis Hall."

Explanation:

(This amendment allocates \$7,175,000 in federal American Rescue Plan Act (ARPA) funds for HVAC renovations at Lewis Hall at the Eastern Virginia Medical School (EVMS). Lewis Hall was built in 1967 and was the school's first academic building. The HVAC and several mechanical systems at Lewis Hall are original to the building and thus past their useful life. This project qualifies for use of federal ARPA funds.)

Item 486 #17c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	(\$25,881,520)	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$718,879,752".

Page 507, line 25, strike "\$603,012,513" and insert "\$577,130,993".

Page 508, line 50, strike "\$68,071,230" and insert "\$45,719,411".

Page 509, line 3, strike "\$8,414,272" and insert "\$6,695,369".

Page 509, line 6, strike "\$7,181,604" and insert "\$5,370,806".

Explanation:

(This amendment adjusts ARPA funding provided to DBHDS facilities for salary actions for direct care staff to fund salary actions to reflect the adopted proposal to increase compensation to the market median.)

Item 486 #18c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$3,325,000	\$0 NGF

Language:

Conference Report to House Bill 30

Page 507, line 22, strike "\$744,761,272" and insert "\$748,086,272".

Page 508, after line 48, insert:

"5) \$325,000 the first year to the Department of Environmental Quality (440) for a grant to the Town of Occoquan for outfall sediment removal projects and for stormwater dredging activities.

6) \$3,000,000 the first year to the Department of Environmental Quality (440) for a grant to the Town of Dumfries to support Municipal Separate Storm Sewer System permit activities."

Explanation:

(This amendment provides \$3.3 million from federal ARPA funds the first year to support water quality improvements in the Town of Occoquan and the Town of Dumfries.)

Item 486 #19c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$3,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$747,761,272".

Page 508, after line 48, insert:

"5) \$3,000,000 the first year to the Department of Environmental Quality (440) for a grant to the County of Prince William to assist with the connection of Bristow Manor to the Prince William County wastewater collection system."

Explanation:

(This amendment provides \$3.0 million from federal ARPA funds to support the connection of Bristow Manor to the Prince William County wastewater collection system.)

Item 486 #20c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$250,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$745,011,272".

Page 509, after line 31, insert:

"3) \$250,000 in the first year to the Department of Health (601) to contract with the Carilion Clinic for a pilot program to study, operationalize, determine barriers, and report on Opioid Education and Naloxone Distribution in the emergency department (ED) to high-risk opioid use disorder and opioid overdose patients who present in the ED."

Conference Report to House Bill 30

Explanation:

(This amendment provides \$250,000 the first year from the American Rescue Plan Act of 2021 to the Virginia Department of Health to contract with the Carilion Clinic for a pilot program on Opioid Education and Naloxone Distribution in the emergency department.)

Item 486 #21c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$124,673,566	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$869,434,838".

Page 510, after line 32, insert:

"n. Education

1) \$124,673,566 to Direct Aid to Public Education (197) to provide a one-time pandemic bonus payment of \$1,000 on December 1, 2022, for funded SOQ instructional and support positions, as a provision of government services pursuant to the State and Local Fiscal Recovery Funds from the American Rescue Plan Act of 2021. These funds cover the entire cost of the \$1,000 bonus for funded SOQ instructional and support positions. The funds for which a division is eligible to receive shall require no match by the local government. Localities are encouraged to use additional available funds to provide pandemic bonuses to other eligible school instructional and support positions."

Explanation:

(This amendment provides \$124.7 million from the nongeneral fund the first year from the federal State and Local Recovery Fund (SLRF), pursuant to the American Rescue Plan Act of 2021, to provide a \$1,000 bonus per funded SOQ instructional and support position. These funds cover the entire cost for the bonus and require no local match.)

Item 486 #22c

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 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".

Conference Report to House Bill 30

Page 508, line 42, strike "and".

Page 508, line 43, strike "\$17,000,000." and insert:

"\$17,000,000; and the City of Falls Church is to receive \$4,000,000."

Explanation:

(This amendment provides \$4.0 million from the nongeneral fund in federal American Rescue Plan Act funds to the City of Falls Church for stormwater improvements.)

Item 486 #23c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$8,820,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$753,581,272".

Page 510, after line 29, insert:

"7) \$8,820,000 in the first year to the Department of Corrections (799) for air conditioning installation and associated costs in correctional facilities."

Explanation:

(This amendment provides \$8.8 million the first year from the American Rescue Plan Act State and Local Recovery Fund for air conditioning installation at several adult correctional facilities.)

Item 486 #24c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$5,700,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$750,461,272".

Page 508, after line 48, insert:

"5) \$5,700,000 in the first year to the Department of Environmental Quality (440) for grants to the Town of Colonial Beach for water and sewer improvements."

Explanation:

(This amendment provides \$5.7 million in federal American Rescue Plan Act funds for sewer system upgrades in the Town of Colonial Beach.)

Item 486 #25c

Conference Report to House Bill 30

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$10,000,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$754,761,272".

Page 508, after line 48, insert:

"5) \$10,000,000 in the first year to the Department of Conservation and Recreation (199) for improvements to identified high hazard water impounding structures consistent with the provisions of the Dam Safety, Flood Prevention, and Protection Assistance Fund established pursuant to § 10-1-603.17, Code of Virginia."

Explanation:

(This amendment provides \$10.0 million in federal American Rescue Plan Act funds to the Department of Conservation and Recreation for improvements to privately owned high-hazard dams across the Commonwealth.)

Item 486 #26c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$150,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$744,911,272".

Page 508, after line 48, insert:

"4) \$150,000 in the first year to the Department of Health (601) for the Town of Goshen for repairs to their water storage tank."

Explanation:

(This amendment provides \$150,000 from federal American Rescue Plan Act funds for a water storage tank for the Town of Goshen.)

Item 486 #27c

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 508, after line 26, insert:

"2) \$3,500,000 in the first year to the Department of Social Services (765) for the Virginia

Conference Report to House Bill 30

Federation of Food Banks for the purchase of food to be distributed through food banks across the Commonwealth."

Explanation:

(This amendment adds \$3.5 million from federal American Rescue Plan Act funds to expand the purchase of food to be distributed to food banks across the Commonwealth.)

Item 486 #28c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$600,000	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$745,361,272".

Page 510, after line 32, insert:

"2) \$600,000 in the first year for the Secretary of Finance to engage internal or third-party assistance for additional administrative oversight of executive branch agency Coronavirus State and Local Fiscal Recovery Fund expenditures."

Explanation:

(This amendment provides \$600,000 from the nongeneral fund in fiscal year 2023 to support the cost recovery for the Office of the Secretary of Finance to engage internal or third-party assistance in providing risk analysis and administrative oversight of executive branch agency expenditures of American Rescue Plan Act funds. A companion amendment in Item 257 includes language for the Secretary of Finance for this purpose.)

Item 486 #29c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$22,245,501	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$767,006,773".

Page 509, after line 25, insert:

"9) \$22,245,501 in the first year to Grants to Localities (790) for the continued support of STEP-VA community-based mental health services."

Explanation:

(This amendment provides \$22.2 million in American Rescue Plan Act funding in fiscal year 2023 and supplants \$22.2 million from the general fund for the final phase-in of support of STEP-VA, community-based mental health services provided through Community Services

Conference Report to House Bill 30

Boards and a Behavioral Health Authority. A companion amendment in Item 313 reduces the general fund amount for the program in fiscal year 2023. Funding for the program is provided through the general fund in fiscal year 2024.)

Item 486 #30c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$38,057,684	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$782,818,956".

Page 510, after line 29, insert:

"m. Health Care Safety Net

1) \$38,057,684 in the first year to the Department of Medical Assistance Services (602) to continue a 12.5 percent increase in rates for certain Medicaid home and community-based services that was implemented in fiscal year 2022 and is set out Item 304."

Page 510, line 30, strike "m" and insert "n".

Explanation:

(This amendment adds \$38.1 million from federal American Rescue Plan Act funds to continue a 12.5 percent increase in the rates for certain Medicaid home and community-based services which was implemented in fiscal year 2022. A companion amendment in Item 304 provides the general fund amount in fiscal year 2024 and the nongeneral fund matching amounts in fiscal years 2023 and 2024 to continue the rate increase.)

Item 486 #31c

Central Appropriations	Language
Central Appropriations	

Language:

Page 510, line 44, after "Assembly", insert: "to protect the public health".

Explanation:

(This amendment ensures that the Governor's flexibility to utilize remaining unappropriated ARPA funds is limited to activities to protect the public health.)

Item 486 #32c

Central Appropriations	FY22-23	FY23-24
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Conference Report to House Bill 30

Central Appropriations	\$1,000,000	\$0 NGF
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Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$745,761,272".

Page 507, after line 47, insert:

"2) \$1,000,000 in the first year to the Department of Agriculture and Consumer Services (301) to support the business operations of 4-H Educational Centers across the Commonwealth."

Explanation:

(This amendment provides \$1.0 million in federal ARPA funding in the first year 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 486 #33c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$9,718,539	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$754,479,811".

Page 510, after line 11, insert:

"10) \$9,718,539 in the first year to the Department of Medical Assistance Services (602) to reimburse local government-owned nursing homes for unreimbursed expenses and lost revenue due to the impact of COVID-19."

Explanation:

(This technical amendment provides one-time funding of \$9.7 million the first year from federal ARPA funds to address unreimbursed costs for pandemic related expenses. Government-owned nursing homes were deemed ineligible to receive pandemic Paycheck Protection Program (PPP) loans available to many other private providers, which were forgiven if employment levels were maintained.)

Item 486 #34c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$3,075,000	(\$3,075,000) NGF

Language:

Conference Report to House Bill 30

Page 507, line 22, strike "\$744,761,272" and insert "\$747,836,272".

Page 507, line 22, strike "\$129,019,679" and insert "\$125,944,679".

Page 510, line 2, strike "\$1,925,000", and insert "\$5,000,000".

Page 510, line 2, strike "and \$3,075,000 in the second year".

Page 510, line 5, strike " also will", and insert "may".

Page 510, line 5, after "activities", insert:

", make information technology system changes, and to support overtime costs at local departments of social services".

Explanation:

(This amendment moves second year funding to the first year provided in the introduced budget for the Department of Medical Assistance Services for operational backlogs and clarifies that the funding may be used for information technology system changes and to support overtime costs at local departments of social services.)

Item 486 #35c

Central Appropriations

FY22-23

FY23-24

Central Appropriations

\$5,100,000

\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$749,861,272".

Page 507, line 25, strike "\$603,012,513" and insert "\$608,112,513".

Page 508, line 4, strike "\$22,500,000" and insert "\$27,600,000".

Page 508, line 18, after "investment." insert:

"Included in these amounts \$2,600,000 is hereby directed to an eligible grantee for a community revitalization project. An eligible grantee for the purposes of this paragraph is a locality in the Crater Planning District Commission awarded a grant during the 2022 Industrial Revitalization Fund grant round, announced in October of 2021. As a condition of the release of these funds, the eligible grantee must enter into a Memorandum of Understanding (MOU) with the Department of Housing and Community Development that guarantees a lien against the property equivalent to the total amount of state grants and awards used to demolish or renovate the structures associated with this project and further testify to its legal authority to demolish or renovate the structures associated with the project."

Explanation:

(This amendment deposits \$27.6 million of remaining American Rescue Plan Act Funds into the Industrial Revitalization Fund.)

Item 486 #36c

Conference Report to House Bill 30

Central Appropriations	FY22-23	FY23-24
Central Appropriations	(\$100,000,000)	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$644,761,272".
 Page 507, line 25, strike "\$603,012,513" and insert "\$503,012,513".
 Page 507, strike line 48.
 Page 508, strike lines 1 through 2.

Explanation:

(This amendment transfers \$100.0 million of proposed funding for the Rebuild Virginia program to House Bill 29 to ensure the program continues until all funds are distributed for remaining Rebuild Virginia applications.)

Item 486 #37c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$29,551,500	\$0 NGF

Language:

Page 507, line 22, strike "\$744,761,272" and insert "\$774,312,772".
 Page 507, line 25, strike "\$603,012,513" and insert "\$632,564,013".
 Page 508, after line 48, insert:
 "5) \$29,551,500 the first year to the Department of Environmental Quality (440) for grants to the City of Petersburg for water and wastewater upgrades at Poor Creek Pump Station."

Explanation:

(This amendment provides \$29.6 million from remaining American Rescue Plan Act funds for the City of Petersburg to complete water and wastewater upgrades at Poor Creek Pump Station.)

Item 487.10 #1c

Central Appropriations	FY22-23	FY23-24
Central Appropriations	\$350,000	\$0 GF

Language:

Page 512, after line 53, insert:

"487.10 D-Hub Planning	\$350,000	\$0
Fund Sources: General	\$350,000	\$0 "

Conference Report to House Bill 30

A. Out of this appropriation, \$350,000 the first year from the general fund is designated to evaluate the need for a regional Data Science Innovation Hub by higher education research institutions in the Hampton Roads and Tidewater area.

B. The State Council of Higher Education for Virginia shall convene a workgroup comprised of the College of William and Mary in Virginia, Old Dominion University, Norfolk State University, Christopher Newport University and Jefferson Labs for the expressed purpose of assessing need and, potentially, developing a plan for a Data Science Innovation Hub and the possible roles for the specific institutions.

C. The Director, Department of Planning and Budget shall transfer from this item, \$350,000 the first year from the general fund to the Council for costs associated with this planning."

Explanation:

(This amendment provides funding for a needs assessment relating to a regional Data Science Innovation Hub by higher education research institutions in the Hampton Roads and Tidewater region.)

	FY22-23	FY23-24
Central Appropriations		Item 487.50 #1c
Central Appropriations	\$16,000,000	\$17,000,000 GF

Language:

Page 512, after line 53, insert:

"CENTRAL APPROPRIATIONS

Central Appropriations (995)

487.50 Miscellaneous Undistributed Appropriations	\$16,000,000	\$17,000,000
Fund Sources: General	\$16,000,000	\$17,000,000 "

A. Out of this appropriation, \$16,000,000 the first year and \$17,000,000 the second year from the general fund is designated for workforce development training. Oversight ahead of all funding transfers outlined below shall be coordinated and released by the Secretary of Education, the Secretary of Finance, the director of the Department of Planning and Budget, the director of the State Council of Higher Education for Virginia, the staff directors of the House Appropriation and Senate Finance and Appropriations Committees, and the director of the Virginia Economic Development Partnership. Additionally, the designated reviewers shall collaborate with the Superintendent of Public Instruction before approving spending plans supporting the Direct Aid to Public Education (197) funding area. Upon approval, on July 1 of each fiscal year, the Department of Planning and Budget shall transfer to each agency the

Conference Report to House Bill 30

following amounts for this purpose:

Institution	Fiscal Year 2023	Fiscal Year 2024
State Council for Higher Education of Virginia (245)	\$3,000,000	\$10,000,000
Virginia Community College System (260)	10,000,000	4,500,000
Direct Aid to Public Education (197)	3,000,000	0
Virginia Economic Development Partnership (310)	0	2,500,000
Total	\$16,000,000	\$17,000,000

B. 1. Out of the above appropriation, \$3,000,000 the first year and \$10,000,000 the second year from the general fund supports the Innovative Internship Fund and Program, § 23.1-903.4, Code of Virginia. This funding is designated to expand paid or credit-bearing student internships and other work-based learning experiences 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.

2.a. Out of the above appropriation, \$8,000,000 the first year from the general fund is designated for G3 Innovation Grants.

b. The Virginia Community College System (VCCS), in collaboration with the Office of Education and Labor Market Alignment within the Virginia Economic Development Partnership Authority System, and in accordance with § 23.1-2911.2 D., shall award grants to community colleges in order to increase the capacity and responsiveness of colleges to meet regional labor market needs of employers, unemployed and underemployed workers, and incumbent workers.

3. Out of the above appropriation, \$2,000,000 the first year and \$2,000,000 the second year from the general fund is designated for the Virginia Community College System to support the Network2Work program, connecting job seekers to training and career resources.

4. Out of the above appropriation, \$2,500,000 the second year from the general fund is designated for economic development programming under the Hampton Roads Skilled Trades Rapid On-ramp Network for Growth (STRONG) initiative, as funded under VCCS. The Virginia Community College System shall collaborate with the Hampton Roads Workforce Council to support career access and training opportunities in the naval shipbuilding, offshore wind, and road and tunnel construction industries.

5.a. Out of the above appropriation, \$2,500,000 the second year from the general fund is designated for the Advanced Manufacturing Talent Investment Program and Fund pilot, as established by Chapter 499 and Chapter 500, 2022 Acts of Assembly. These funds shall be allocated in accordance with provisions established in § 23.1-1244 and shall be used to increase the number of trained individuals entering advanced manufacturing careers. Moneys in the Fund shall be used to support this effort and to improve the readiness of graduates to be employed in identified advanced manufacturing fields.

Conference Report to House Bill 30

b. The pilot shall be limited to existing programs that serve advanced manufacturing needs in the Hampton Roads and Southwest Virginia regions. Such programs may be operated by one or more of the following: (i) a comprehensive community college; (ii) a career and technical education program operated by a local school board or a group of school boards; (iii) the Institute of Advanced Learning and Research; (iv) the New College Institute; (v) Richard Bland College; (vi) the Roanoke Higher Education Center; (vi) the Southern Virginia Higher Education Center; or (vii) the Southwest Virginia Higher Education Center. Program applicants shall be encouraged to partner with regional businesses and industries on program development and implementation.

c. The existing capacity of current eligible credential programs and awards shall not duplicate underutilized existing programs within the same region.

d. Recipients of program funding under the pilot shall submit reports on the progress of their programming to the Governor, the Chairs of the House Appropriations Committee and the Senate Finance and Appropriations Committee, and relevant staff no later than June 30, 2024.

6. Out of this appropriation, \$3,000,000 the first year from the general fund is provided for competitive grants to school divisions to increase the teaching of students in skilled trades that lead to earning industry-recognized certifications or credentials. These grants shall provide one-time assistance to divisions to establish, expand, or restore such programs in middle or high school. These grants shall support programs offering industry-recognized certifications or credentials that are in demand by regional employers and lead to employment. Funds shall be used to support equipment, curriculum development and instructor training. The Department of Education shall establish application guidelines, including a requirement for school divisions to provide an operational plan to maintain the program after the funds are disbursed."

Explanation:

(This amendment provides \$16.0 million the first year and \$17.0 million the second year from the general fund to support workforce development programming across Virginia.)

Item 493 #1c

Independent Agencies	FY22-23	FY23-24	
State Corporation Commission	\$0	\$20,000,000	GF

Language:

Page 516, line 1, strike "\$29,010,485" and insert "\$49,010,485".

Page 516, after line 20, insert:

"C. Out of this appropriation, \$20,000,000 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 \$20.0 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 occurred on May 17, 2022.)

Item 493 #2c

Independent Agencies

State Corporation Commission

Language

Language:

Page 516, after line 20, insert:

"C. 1. The State Corporation Commission (Bureau of Insurance) shall study and analyze the Commonwealth's options for potential implementation in 2025 of a new Essential Health Benefit (EHB) benchmark plan for individual and small group health insurance coverage 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 to the Health Insurance Reform Commission, and the Chairs of the House Committee on Appropriations and Senate Committee on Finance and Appropriations by November 1, 2022.

2. Until the Commonwealth makes a determination to select a new Essential Health Benefit benchmark plan, no qualified health plan shall be required to provide any state-mandated health benefit that is not provided in the essential health benefits package."

Explanation:

(This amendment provides direction to the State Corporation Commission's Bureau of Insurance to analyze Essential Health Benefits (EHB) benchmark plan models for consideration when the Commonwealth begins operating its State Health Benefit Exchange. The SCC's Bureau of Insurance is required to report its findings to the Health Insurance Reform Commission, and the Chairs of the House Committee on Appropriations and Senate Committee on Finance and Appropriations by November 1, 2022 for their consideration. Language is also added to clarify that qualified health plans are not required to provide state-mandated health benefits that are not part of the current essential health benefits package until a determination is made about the composition of those benefits.)

Item 494 #1c

Conference Report to House Bill 30

Independent Agencies	FY22-23	FY23-24	
Virginia Lottery	39.00	39.00	FTE

Language:

Explanation:

(This amendment provides an additional 39.0 FTE positions in each year of the biennium for the Virginia Lottery to provide sufficient oversight of casino operations.)

Item 494 #2c

Independent Agencies

Virginia Lottery

Language

Language:

Page 517, after line 8, insert:

"E. Notwithstanding the provisions of § 58.1-4030 and § 58.1-4037, Code of Virginia, a permit holder, through the first 12 months of sports betting activity, may exclude from adjusted gross revenue the value of allowable bonuses or promotions provided to bettors as an incentive to place or as a result of their having placed Internet sports betting wagers. After the first 12 months of sports betting activity, a permit holder is prohibited from excluding from adjusted gross revenue any bonuses or promotions provided to bettors as an incentive to place or as a result of their having placed Internet sports betting wagers. The provisions of this paragraph begin the first month a permit holder collects wagers related to sports betting, as defined in § 58.1-4030, Code of Virginia."

Explanation:

(This amendment prohibits sports betting operators from excluding bonuses or promotions used to encourage betting from their adjusted gross revenue 12 months after they begin sports betting activity in Virginia. This change that will positively impact general fund revenues.)

Item 494 #3c

Independent Agencies

Virginia Lottery

Language

Language:

Page 517, after line 8, insert:

"Notwithstanding § 58.1-4123, Code of Virginia, for any eligible host city that has not passed a referendum on casino gaming prior to July 1, 2022, the department shall not grant any initial license to operate a gaming operation unless a referendum is held on or after November 1, 2023

Conference Report to House Bill 30

on the question of whether casino gaming shall be permitted in such city and is approved by the voters of such city."

Explanation:

(This language amendment provides that the Virginia Lottery shall not grant an initial casino license for any host city without a referendum approved prior to July 1, 2022, unless a referendum on casino gaming is held on or after November 1, 2023, and approved by the voters of such city.)

	Item 497 #1c	
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, line 2, strike "\$10,000,000" and "\$10,000,000" and insert "\$0" and "\$0".

Page 518, line 5, strike "\$15,335,774" and "\$16,447,584" and insert: "\$17,335,774" and "\$18.447.584".

Page 518, line 17, after "scholarships.", insert:

"As part of its ongoing review of access and affordability of higher education in Virginia, the Joint Legislative Audit and Review Commission (JLARC) is hereby directed to review (i) evidence of the effectiveness of the SOAR Virginia program and other Virginia College Savings Plan access and affordability efforts involving financial aid-related grants and scholarships, and (ii) whether the net operating revenue of Virginia College Savings Plan can best support higher education access and affordability through SOAR or other state access and affordability programs."

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.

G. Out of this appropriation, \$2,867,245 the first year and \$4,552,156 the second year from nongeneral funds is for enhanced operations within the Virginia College Savings Plan related to cybersecurity, information technology, and customer service."

Explanation:

Conference Report to House Bill 30

(This amendment removes funding and a new service area established for a proposed expanded access and affordability program at the Virginia College Savings Plan and provides language directing the Joint Legislative and Audit Review Commission (JLARC) to incorporate review of the SOAR program and agency net operating revenue into its ongoing statewide review of access and affordability of higher education in Virginia. Additionally, this amendment also continues existing budget language pertaining to the new state-facilitated IRA savings program and includes language regarding approved expenditures for additional operating appropriation provided in both years.)

Item 498 #1c

Independent Agencies	FY22-23	FY23-24	
Virginia Retirement System	\$500,000	\$514,000	NGF

Language:

Page 518, line 38, strike "\$19,038,287" and insert "\$19,538,287".
 Page 518, line 38, strike "\$19,131,202" and insert "\$19,645,202".

Explanation:

(This amendment provides \$500,000 from the nongeneral fund the first year and \$514,000 from the nongeneral fund the second year for the VRS to fund the impact of House Bill 473/Senate Bill 70, which instruct the VRS to calculate two separate rates for employers participating in the hybrid plan, a rate for the defined benefit component and a separate rate for the defined contribution component.)

Item 498 #2c

Independent Agencies	FY22-23	FY23-24	
Virginia Retirement System	\$250,000	\$0	NGF

Language:

Page 518, line 38, strike "\$19,038,287" and insert "\$19,288,287".
 Page 520, after line 2, insert:

"I. The Virginia Retirement System shall conduct a review of Virginia's current return to work provisions. The review shall include an overview of the Internal Revenue Service laws and regulations regarding return to work, an analysis of Virginia's return to work provisions comparative to those of other public employee pension plans, and an actuarial analysis of potential modifications to the return to work provisions. The Virginia Retirement System shall complete the review and report its findings to the Chairs of the House Appropriation and Senate Finance and Appropriations Committees by December 15, 2022."

Explanation:

(This amendment requires the VRS to conduct a review of Virginia's return to work policy regarding individuals who have retired and wish to return to work in a VRS covered position and compare it to policies in other states. The amendment includes \$250,000 from the nongeneral fund to support costs incurred in conducting the review.)

Item C-0 #1c

General Conditions

General Conditions

Language

Language:

Page 524, strike lines 36 through 37 and insert:

“The following authorizations to construct, purchase, lease or exchange a capital asset by means of an alternative financing mechanism, such as the Public Private Education Infrastructure Act, or similar statutory authority, are continued until revoked. Projects in this section shall be consistent with the guidelines of the Department of General Services and comply with Treasury Board Guidelines issued pursuant to § 23.1-1106 C.1.d, Code of Virginia. Further, projects in this section shall be submitted for comment to the Six-Year Capital Outlay Plan Advisory Committee, established under § 2.2-1516, Code of Virginia.”

Page 527, after line 36, insert:

"10. Richard Bland College

a. Subject to the provisions of this act, the General Assembly authorizes Richard Bland College to enter into a ground lease, of 186 acres adjacent to the main campus, with a Foundation of the College, which may include the Richard Bland College Foundation, for the purpose of economic development or the development of campus-needed facilities, including but not limited to office, student services, auxiliary activities, athletics, and residential housing.

b. Richard Bland College is further authorized to enter into written agreements with a Foundation of the College to support facilities development. The support may include agreements to: (i) manage the operation and maintenance of the developed facilities, including collection of rental fees for occupied College-owned real estate; (ii) restrict construction of competing projects; (iii) seek to obtain police power over the facilities as provided by law; and (iv) otherwise support the facilities consistent with law, provided that the College shall not be required to take any action that would constitute a breach of the College's obligations under any documents or other instruments constituting or securing bonds or other indebtedness of the College or the Commonwealth of Virginia."

Page 529, strike lines 26 and 27.

Conference Report to House Bill 30

Explanation:

(This amendment clarifies requirements for projects using alternative financing mechanisms and authorizes Richard Bland College to enter into a ground lease and other written agreements with a Foundation of the College to support facilities development and expand the size of the main campus. In addition, the amendment removes the proposed material cost volatility pool from the list of capital pools cited in general conditions. A separate amendment to the fiscal year 2022 budget eliminates the proposed material volatility pool and establishes the 2022 Capital Supplement Pool.)

	Item C-2 #1c	
Administration	FY22-23	FY23-24
Department of General Services	\$22,500,000	\$0 GF

Language:

Page 529, line 39, strike "\$0" and insert "\$22,500,000".

Page 529, strike lines 39 through 43 and insert:

"A. Out of the amounts appropriated to this item, \$4,000,000 in the first year from the general fund is provided to supplement planning funds for the capital project titled "New Construction/Renovation: Commonwealth Courts Building" (18537), originally authorized in Item C-1.30, Chapter 552, 2021 Acts of Assembly, Special Session I. The planning scope for this project is hereby amended to include space to accommodate the expanded Virginia Court of Appeals. The scope of this capital project includes demolition and new construction of the Pocahontas Building east tower and renovation of the west tower.

B. Out of the amounts appropriated to this item, \$18,500,000 the first year from the general fund is provided to support costs related to the relocation of the Virginia Commonwealth University computer center located in the Pocahontas Building at 900 East Main Street. The funds are provided to the Department of General Services to provide financial support to the university for costs associated with hardware, software, network infrastructure, cabling, and other information technology infrastructure needs to have a new computer center on the university campus operational by December 2023. The university is responsible for all other costs associated with the relocation and shall be fully vacated from the Pocahontas Building by December 31, 2023 to enable the renovation of the facility into the future site of the Virginia Supreme Court and Virginia Court of Appeals."

Explanation:

(This amendment provides \$22,500,000 in the first year from the general fund for an existing project to renovate the Pocahontas Building as the future site for the Virginia Supreme Court and Virginia Court of Appeals. Of the funding provided, \$4,000,000 is to address the amended planning scope related to the recent expansion of the Virginia Court of Appeals and

Conference Report to House Bill 30

\$18,500,000 is to assist Virginia Commonwealth University with the relocation of its data center from the Pocahontas Building to another location on university property. This amendment also renames the project to better reflect that the future facility will house both the Virginia Supreme Court and Virginia Court of Appeals.)

Item C-2.20 #1c

Administration	FY22-23	FY23-24
Department of General Services	\$5,800,000	\$0 GF

Language:

Page 529, after line 43, insert:

"C-2.20 Improvements: Replace Windows at DBHDS State Facilities	\$5,800,000	\$0
Fund Sources: General	\$5,800,000	\$0 "

Explanation:

(This amendment appropriates funding in the first year for the Department of General Services to manage an umbrella project to replace windows at facilities owned by the Department of Behavioral Health and Developmental Services (DBHDS). A companion amendment removes the funding for this umbrella project from DBHDS.)

Item C-2.30 #1c

Administration	FY22-23	FY23-24
Department of General Services	\$7,029,000	\$0 GF

Language:

Page 529, after line 43, insert:

"C-2.30 Improvements: Replace Access Control and Security Systems at DBHDS State Facilities	\$7,029,000	\$0
Fund Sources: General	\$7,029,000	\$0 "

Explanation:

(This amendment appropriates funding in the first year for the Department of General Services to manage an umbrella project to replace access control and security systems at facilities owned by the Department of Behavioral Health and Developmental Services (DBHDS). A companion amendment removes the funding for this umbrella project from DBHDS.)

Conference Report to House Bill 30

Item C-2.40 #1c

Administration	FY22-23	FY23-24
Department of General Services	\$6,810,000	\$0 GF

Language:

Page 529, after line 43, insert:

"C-2.40 Improvements: Replace Fire Alarms at DBHDS Facilities	\$6,810,000	\$0
Fund Sources: General	\$6,810,000	\$0 "

Explanation:

(This amendment appropriates funding in the first year for the Department of General Services to manage an umbrella project to replace fire alarms at facilities owned by the Department of Behavioral Health and Developmental Services (DBHDS). A companion amendment removes the funding for this umbrella project from DBHDS.)

Item C-3.10 #1c

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 "

It is the intent of the General Assembly that the acquisition and improvements 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-Robinson State Forest that is west of Pageland Lane and between Manassas Battlefield National Park and Conway-Robinson State Forest and any improvements within the State Forest. These funds are contingent upon a matching land transfer from Prince William County or private land donations.)

Item C-7 #1c

Education: Higher Education	FY22-23	FY23-24
George Mason University	(\$7,387,000)	\$0 NGF

Language:

Page 530, line 28, strike "\$7,387,000" and insert "\$0".

Page 530, strike lines 27 through 31 and insert "Omitted."

Explanation:

(This amendment defers planning for the proposed Interdisciplinary Science and Engineering Building at George Mason University.)

Item C-9 #1c

Education: Higher Education	FY22-23	FY23-24
George Mason University	(\$2,037,000)	\$0 NGF

Language:

Page 530, line 37, strike "\$2,037,000" and insert "\$0".

Page 530, strike lines 36 through 40 and insert "Omitted."

Explanation:

(This amendment defers planning for the proposed Student Innovation Factory Building at George Mason University.)

Item C-13 #1c

Education: Higher 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 through 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 defers construction of a residential housing facility at Norfolk State University.)

Item C-14 #1c

Education: Higher 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 through 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 defers the construction of a new dining facility at Norfolk State University.)

Item C-15.5 #1c

Education: Higher Education	FY22-23	FY23-24
Old Dominion University	\$4,500,000	\$0 NGF

Language:

Page 531, after line 35, insert:

"C-15.5 Improvements: Renovate Public Safety Building	\$4,500,000	\$0
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Fund Sources:	Higher Education Operating	\$4,500,000	\$0 "
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Explanation:

(This amendment provides \$4.5 million nongeneral funds for Old Dominion University to renovate an underutilized building to serve as the new public safety headquarters. This renovation will facilitate a needed relocation of its police personnel into adequate operational space.)

Item C-19 #1c

Education: Higher Education	FY22-23	FY23-24
University of Virginia	(\$11,108,000)	\$0 NGF

Language:

Page 532, line 15, strike "\$11,108,000" and insert "\$0".

Conference Report to House Bill 30

Page 532, strike lines 14 through 20 and insert "Omitted."

Explanation:

(This amendment defers planning for the proposed Center for the Arts at the University of Virginia.)

Item C-20 #1c

Education: Higher Education

Virginia Military Institute

Language

Language:

Page 532, line 29, after "constructing", insert "the auxiliary portion of".

Explanation:

(This amendment clarifies language relating to the Virginia Military Institute's capital project to Construct a Center for Leadership and Ethics Facility, Phase II.)

Item C-21 #1c

Education: Higher Education

Virginia Military Institute

FY22-23

(\$32,300,000)
\$1,000,000

FY23-24

\$0 GF
\$0 NGF

Language:

Page 532, line 31, strike "\$32,300,000" and insert "\$1,000,000".

Page 532, after line 32, insert:

"The Virginia Military Institute shall undergo an analysis of the cost and timeline for a project to replace windows throughout its campus. The institute shall be reimbursed for the designated nongeneral funds used in this item for detailed planning when the project is funded to move into the construction phase."

Explanation:

(This amendment defers funding proposed in the first year for an improvement project at the Virginia Military Institute to replace facility windows. This amendment authorizes \$1.0 million nongeneral funds for the agency to develop a timeline and plan for the improvement project.)

Item C-22.10 #1c

Education: Higher Education

FY22-23

FY23-24

Conference Report to House Bill 30

Virginia Military Institute	\$2,110,000	\$0 GF
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Language:

Page 532, after line 40, insert:

"C-22.10 Planning: Construct Moody Hall	\$2,110,000	\$0
Fund Sources: General	\$2,110,000	\$0 "

Explanation:

(This amendment provides \$2.1 million from the general fund the first year for detailed planning for the construction of Moody Hall at the Virginia Military Institute.)

Item C-25 #1c

	FY22-23	FY23-24
Education: Higher Education		
Virginia Polytechnic Institute and State University	(\$6,003,000)	\$0 NGF

Language:

Page 533, line 10, strike "\$6,003,000" and insert "\$0".
 Page 533, strike lines 8 through 14 and insert "Omitted."

Explanation:

(This amendment defers planning for a proposed expansion of the Virginia Tech-Carilion School of Medicine and Fralin Biomedical Research Institute.)

Item C-25.10 #1c

	FY22-23	FY23-24
Education: Higher Education		
Virginia Cooperative Extension and Agricultural Experiment Station	\$500,000	\$0 GF

Language:

Page 533, after line 19, insert:

"§ 2-12.20 Virginia Cooperative Extension and Agricultural Experiment Station (229)

C-25.10 Planning: Relocate Hampton Roads Agricultural Research and Extension Center	\$500,000	\$0
Fund Sources: General	\$500,000	\$0 "

"Out of this appropriation, \$500,000 the first year from the general fund is designated to begin planning the relocation of the Hampton Roads Agricultural Research and Extension Center. The

Conference Report to House Bill 30

Virginia Cooperative Extension and Agricultural Experiment Station shall report to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees by December 15, 2022, on a plan to relocate the Hampton Roads Agricultural Research and Extension Center including timeline, suitable location requirements, and building and moving costs."

Explanation:

(This amendment provides \$500,000 the first year from the general fund to initiate the process to relocate the Hampton Roads Agricultural Research and Extension Center.)

Item C-33 #1c

Education: Other Education	FY22-23	FY23-24
Virginia Museum of Natural History	(\$720,000)	\$0 GF

Language:

Page 534, line 8, strike "\$720,000" and insert "\$0".
Page 534, strike lines 8 through 10 and insert "Omitted".

Explanation:

(This amendment defers improvements for proposed exhibits at the Virginia Museum of Natural History.)

Item C-37 #1c

Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	(\$5,800,000)	\$0 GF

Language:

Page 534, line 33, strike "\$5,800,000" and insert "\$0".
Page 534, strike lines 33 through 35 and insert "Omitted".

Explanation:

(This amendment transfers funding proposed in the first year for a project to replace access control and security systems at Department of Behavioral Health and Developmental Services state facilities to the Department of General Services. A companion amendment under the Department of General Services appropriates the funding for this project.)

Item C-38 #1c

Conference Report to House Bill 30

Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	(\$7,029,000)	\$0 GF

Language:

Page 534, line 36, strike "\$7,029,000" and insert "\$0".

Page 534, strike lines 36 through 38 and insert "Omitted."

Explanation:

(This amendment transfers funding proposed in the first year for a window replacement umbrella project at the Department of Behavioral Health and Developmental Services state facilities to the Department of General Services. A companion amendment under the Department of General Services appropriates the funding for this project.)

Item C-39 #1c

Health and Human Resources	FY22-23	FY23-24
Department of Behavioral Health and Developmental Services	(\$6,810,000)	\$0 GF

Language:

Page 535, line 1, strike "\$6,810,000" and insert "\$0".

Page 535, strike lines 1 through 3 and insert "Omitted."

Explanation:

(This amendment transfers funding proposed in the first year for a fire alarm umbrella project at the Department of Behavioral Health and Developmental Services state facilities to the Department of General Services. A companion amendment under the Department of General Services appropriates the funding for this project.)

Item C-42.10 #1c

Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	\$45,000,000	\$0 GF

Language:

Page 535, after line 24, insert:

"C-42.10 Maintenance Reserve: State Park Deferred Maintenance	\$45,000,000	\$0
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Conference Report to House Bill 30

Fund Sources: General \$45,000,000 \$0 "

Out of this appropriation, 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 \$45.0 million from the general fund 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 to better assist with managing and maintaining the park area.)

Item C-44 #1c

Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	(\$10,000,000)	\$0 GF

Language:

Page 535, line 33, strike "\$20,000,000" and insert "\$10,000,000".

Explanation:

(This amendment defers funding for revenue-generating state park facilities managed by the Department of Conservation and Recreation by \$10.0 million general fund the first year, maintaining \$10.0 million general fund for this purpose.)

Item C-49 #1c

Natural and Historic Resources	FY22-23	FY23-24
Department of Conservation and Recreation	(\$6,564,000)	\$0 GF

Language:

Page 536, line 5, strike "\$6,564,000" and insert "\$0".
 Page 536, strike lines 4 through 6 and insert "Omitted."

Explanation:

(This amendment defers construction of new facilities at an inland location at Westmoreland State Park.)

Item C-50 #1c

Natural and Historic Resources

Department of Conservation and Recreation

Language

Language:

Page 536, line 12, after "Kiptopeke", insert:

"Caledon, New River Trail, Natural Bridge, Mayo River, Clinch River,".

Page 536, line 13, after "Historical State Parks.", strike the remainder of the line.

Page 536, strike line 14.

Explanation:

(This amendment makes technical changes to the authority of the Department of Conservation and Recreation related to state park land acquisitions.)

Item C-51.10 #1c

Natural Resources

FY22-23

FY23-24

Department of Conservation and Recreation

Language:

Page 536, after line 22, insert:

"C-51.10 Acquisition: Culpeper Battlefields State Park

\$0

\$0

A. The Department of Conservation and Recreation shall accept the donation of at least 1,700 acres of real property currently owned by land preservation organizations in Culpeper County hereafter to be known as Culpeper Battlefields State Park. It is the intent of this item that user activities at the park will include heritage tourism, camping, fishing, boating, equestrian activities, biking and historical and military education. Local organizations shall continue to provide for public access to the park through June 30, 2024. The Department of Conservation and Recreation shall open the park for public visitation on July 1, 2024. and provide for only those improvements minimally necessary for activities listed herein and consistent with the preservation and protection of existing historic, cultural, archaeological, and natural resources.

B. As soon as practicable, the Department shall accept the donation from battlefield

Conference Report to House Bill 30

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 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.

C. 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 provides for the acceptance of up to 2,500 acres of donated land in Culpeper County from land preservation organizations. The property will hereafter be known as 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 facilitate the administration of the park by the Department of Conservation and Recreation. Local land preservation organizations shall maintain park land and trails at current levels at no charge until December 31, 2027.)

		Item C-52.10 #1c	
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 in nongeneral fund appropriation each year for maintenance reserve projects at facilities owned by the Department of Wildlife Resources.)

		Item C-52.20 #1c	
Natural and Historic Resources		FY22-23	FY23-24
Department of Wildlife Resources		\$1,000,000	\$1,000,000 NGF

Language:

Conference Report to House Bill 30

Page 536, after line 33, insert:

"C-52.20 Improvements: Improve Wildlife Management Areas (18103)	\$1,000,000	\$1,000,000
Fund Sources:		
Dedicated Special Revenue	\$250,000	\$250,000
Federal Trust	\$750,000	\$750,000 "

Explanation:

(This amendment provides \$1.0 million in nongeneral fund appropriation each year for improvements to Wildlife Management Areas.)

Item C-52.30 #1c

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
Fund Sources:		
Dedicated Special Revenue	\$2,000,000	\$2,000,000 "

Explanation:

(This amendment provides \$2.0 million in nongeneral fund appropriation each year from dedicated special revenue at the Department of Wildlife Resources for repairs and upgrades to dams.)

Item C-52.40 #1c

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
Fund Sources:		
Dedicated Special Revenue	\$250,000	\$250,000

Conference Report to House Bill 30

Page 537, line 11, strike "\$3,854,750" and insert "\$0".

Page 537, strike lines 11 through 13 and insert "Omitted".

Explanation:

(This amendment defers the general fund appropriation proposed in the first year for a project to acquire, renovate, and expand the Farmville probation and parole office.)

Item C-64 #1c

Transportation

Virginia Port Authority

Language

Language:

Page 538, after line 18, insert:

"A.1. Prior to the distribution or expenditure of any appropriation from this item, the Virginia Port Authority shall submit a report to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees detailing the salaries and total compensation for Virginia Port Authority staff. This report shall be submitted no later than August 1, 2022.

2. After confirmation by the Director, Department of Planning and Budget, of the receipt of this report by the Chairs of the House Appropriations and Senate Finance and Appropriations Committees, the funding provided in this item shall be released to the Virginia Port Authority."

Explanation:

(This amendment requires a report to the Chairs of House Appropriations and Senate Finance and Appropriations Committees by the Virginia Port Authority detailing the salaries and total compensation for Virginia Port Authority staff.)

Item C-65 #1c

Transportation

FY22-23

FY23-24

Virginia Port Authority

(\$17,000,000)

\$0 GF

Language:

Page 538, line 19, strike "\$17,000,000" and insert "\$0".

Page 538, after line 20, insert:

"Pursuant to Item C-72 of Chapter 552, 2021 Acts of Assembly, Special Session I, bond proceeds are authorized to finance a project at the Portsmouth Marine Terminal of the Virginia Port Authority consisting of the expansion, renovation, and improvement of infrastructure to support the location of a turbine and turbine generator manufacturing company at the Portsmouth Marine Terminal, approved by the MEI Project Approval Commission."

Conference Report to House Bill 30

Explanation:

(This amendment removes duplicative funding proposed for a project for which bond proceeds are already authorized. Pursuant to Item C-72 of Chapter 552, 2021 Acts of Assembly, Special Session I, bond proceeds were authorized in fiscal year 2021 to finance a project at the Portsmouth Marine Terminal (PMT) of the Virginia Port Authority consisting of the expansion, renovation, and improvement of infrastructure to support the location of a turbine and turbine generator manufacturing company at PMT, approved by the MEI Commission).

	Item C-66.1 #1c	
Transportation	FY22-23	FY23-24
Virginia Port Authority	\$5,000,000	\$0 GF

Language:

Page 538, after line 27, insert:

"C-66.1 Improvements: Dredging Projects	\$5,000,000	\$0
Fund Sources: General	\$5,000,000	\$0 "

"Funding included in this item is designated for shovel-ready shallow-draft dredging projects in the following localities: Accomack County, Gloucester County, Mathews County, Middle Peninsula Municipal Dredging Program, Middlesex County, Northampton County."

Explanation:

(This amendment provides \$5,000,000 in the first year from the general fund to the Virginia Port Authority to distribute for local shovel-ready shallow-draft dredging projects in specified localities.)

	Item C-71 #1c	
Veterans and Defense Affairs	FY22-23	FY23-24
Department of Military Affairs	(\$250,000)	(\$250,000) GF

Language:

Page 539, line 16, strike "\$250,000" and insert "\$0".
Page 539, line 16, strike "\$250,000" and insert "\$0".
Page 539, strike lines 16 through 18 and insert "Omitted".

Explanation:

(This amendment defers the general fund appropriation proposed in both years for undesignated planning for the Department of Military Affairs.)

Conference Report to House Bill 30

Item C-72 #1c

Central Appropriations

FY22-23

FY23-24

Central Capital Outlay

\$1,200,000

\$0 GF

Language:

Page 539, line 28, strike "\$177,000,000" and insert "\$178,200,000".

Page 539, line 30, strike "\$177,000,000" and insert "\$178,200,000".

Page 539, strike lines 33 through 45 and insert:

"Agency Name/Code	Project Code	FY2023	FY2024
Department of Military Affairs (123)	10893	\$2,679,641	\$3,362,320
Department of Emergency Management (127)	15989	\$101,115	\$67,154
The Science Museum of Virginia (146)	13634	\$969,081	\$957,819
Department of State Police (156)	10886	\$660,197	\$563,743
Department of General Services (194)	14260	\$18,432,172	\$15,257,017
Department of General Services (194) on behalf of the Fort Monroe Authority	18644	\$4,062,709	\$3,391,440
Department of Conservation and Recreation (199)	16646	\$3,611,508	\$3,734,257
The Library of Virginia (202)	17423	\$186,236	\$147,458
Wilson Workforce and Rehabilitation Center (203)	10885	\$626,193	\$601,344
The College of William and Mary (204)	12713	\$3,707,638	\$4,451,715
University of Virginia (207)	12704	\$15,923,093	\$15,805,672
Virginia Polytechnic Institute and State University (208)	12707	\$17,462,174	\$17,678,767
Virginia Military Institute (211)	12732	\$1,819,682	\$1,743,200
Virginia State University (212)	12733	\$4,608,602	\$4,556,591
Norfolk State University (213)	12724	\$4,304,699	\$4,105,715
Longwood University (214)	12722	\$1,942,384	\$1,750,737

Conference Report to House Bill 30

University of Mary Washington (215)	12723	\$2,085,758	\$2,093,078
James Madison University (216)	12718	\$5,012,314	\$5,012,314
Radford University (217)	12731	\$2,359,758	\$2,263,561
Virginia School for the Deaf and the Blind (218)	14082	\$765,047	\$754,972
Old Dominion University (221)	12710	\$4,409,529	\$4,346,103
Virginia Commonwealth University (236)	12708	\$10,983,722	\$11,976,549
Virginia Museum of Fine Arts (238)	13633	\$1,564,889	\$1,542,658
Frontier Culture Museum of Virginia (239)	15045	\$606,690	\$533,565
Richard Bland College (241)	12716	\$547,238	\$524,213
Christopher Newport University (242)	12719	\$1,704,133	\$1,905,864
University of Virginia's College at Wise (246)	12706	\$781,393	\$734,502
George Mason University (247)	12712	\$5,927,380	\$5,281,542
Virginia Community College System (260)	12611	\$18,046,684	\$18,779,326
Virginia Institute of Marine Science (268)	12331	\$846,886	\$773,195
Eastern Virginia Medical School (274)	18190	\$2,408,013	\$1,186,113
Department of Agriculture and Consumer Services (301)	12253	\$421,967	\$377,111
Marine Resources Commission (402)	16498	\$102,603	\$73,409
Department of Energy (409)	13096	\$111,725	\$99,435
Department of Forestry (411)	13986	\$1,039,914	\$1,252,290
Gunston Hall (417)	12382	\$175,253	\$144,367
Jamestown-Yorktown Foundation (425)	13605	\$1,687,911	\$1,465,138
Department for the Blind and Vision Impaired (702)	13942	\$399,356	\$361,610
Department of Behavioral Health and Developmental Services (720)	10880	\$8,899,255	\$8,957,456

Conference Report to House Bill 30

Department of Juvenile Justice (777)	15081	\$1,351,905	\$1,369,389
Department of Forensic Science (778)	16320	\$590,505	\$551,526
Department of Corrections (799)	10887	\$22,155,192	\$24,857,488
Institute for Advanced Learning and Research (885)	18044	\$335,675	\$222,934
Department of Veterans Services (912)	17073	\$101,115	\$67,154
Roanoke Higher Education Authority (935)	17916	\$406,181	\$373,127
Southern Virginia Higher Education Center (937)	18131	\$306,956	\$203,861
New College Institute (938)	18132	\$306,956	\$203,861
Virginia Museum of Natural History (942)	14439	\$334,753	\$295,078
Southwest Virginia Higher Education Center (948)	16499	\$326,220	\$242,263
Total		\$178,200,000	\$177,000,000".

Page 540, strike lines 1 through 55.

Page 541, strike lines 1 through 17.

Page 542, line 25, after "environment.", insert:

"Fort Monroe may also use a portion of its annual maintenance reserve allocation for the removal of an elevated water tank, as well for the removal of non-historic temporary warehouse buildings."

Page 542, after line 30, insert:

"M. Out of the amounts provided in this item for project 18190, up to \$1,200,000 the first year is provided for security upgrades at the Eastern Virginia Medical School."

Explanation:

(This amendment reallocates the allocations to effectuate a more gradual transition to the utilization of the new calculation methodology upon which the amounts were originally calculated by using a weighted proportion in the first year based two-thirds on the base fiscal year 2022 allocation, and one-third on the new allocation methodology based on facility conditions. Adjustments were then made to the first year allocation to ensure that no state agency receives less funding than that which was provided in fiscal year 2022. In the second year, the allocation is more generally an average of the fiscal year 2022 allocation and the new allocation methodology. Finally, this amendment also provides an additional one-time supplement of \$1,200,000 general fund in the first year for security upgrades at Eastern Virginia Medical School, and authorizes use of maintenance reserve funding for projects at Fort Monroe

Conference Report to House Bill 30

to remove structures that no longer meet safety standards.)

Item C-74 #1c

Central Appropriations	FY22-23	FY23-24	
Central Capital Outlay	(\$76,282,000)	\$0	GF
	(\$1,533,000)	\$0	NGF

Language:

Page 543, line 2, strike "\$77,815,000" and insert "\$0".
 Page 543, strike lines 1 through 53 and insert "Omitted".
 Page 544, strike lines 1 through 5.

Explanation:

(This amendment defers funding proposed to initiate planning on projects to decrease outstanding obligations on the Commonwealth for construction.)

Item C-75 #1c

Central Appropriations	FY22-23	FY23-24	
Central Capital Outlay	\$456,372,611	(\$500,000,000)	GF
	\$19,266,000	(\$19,266,000)	NGF

Language:

Page 544, line 7, strike "\$423,948,000" and insert "\$899,586,611".
 Page 544, line 7, strike "\$519,266,000" and insert "\$0".
 Page 544, line 10, strike "\$413,948,000" and "\$10,000,000" and insert:
 "\$870,320,611" and "\$29,266,000".
 Page 544, line 11, after "year" strike the remainder of the line.
 Page 544, line 12, strike:
 "\$19,266,000 from nongeneral fund resources the second year".
 Page 544, strike lines 17 and 18.
 Page 544, strike lines 26 through 29.
 Page 544, strike lines 32 through 37.
 Page 544, strike lines 40 through 50.
 Page 544, after line 18, insert:

"208	Virginia Polytechnic Institute and State University	Replace Randolph Hall (18502)
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Page 544, after line 19, insert:

Conference Report to House Bill 30

"215

University of Mary
Washington

Construct Fine and
Performance Arts
Center (18544)".

Page 544, after line 50, insert:

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

Agency No.	Project No.	Initial Authorization	Amount
207	18348	Items 478.20 and C-52.10, Chapter 780, 2016 Acts of Assembly	\$16,882,776".

C. The Department of Planning and Budget, in collaboration with the Department of General Services, shall submit to the Six-Year Capital Outlay Plan Advisory Committee (§ 2.2-1516, "Advisory Committee") documentation prior to any project receiving construction funding authorization (CO-8). Such documentation shall detail the availability of funding authorized in the pool and the estimated total project cost. An authorization may only be effectuated if (i) the Director of the Department of Planning and Budget, in collaboration with the Department of General Services, provides documentation to the Advisory Committee to authorize the CO-8, and (ii) no member of the Advisory Committee, or their designee, objects, in writing or via email, to the CO-8 within 14 days of receiving such notice. If an objection is received, the Advisory Committee may discuss the project authorization at its next meeting and authorize the CO-8 upon approval by all members of the Advisory Committee. The project, "Reconstruct Templin Hall Auditorium, Hampton Campus, Virginia Peninsula CC" is exempt from the requirements of this paragraph."

Explanation:

(This amendment reallocates funding in the 2022 Public Educational Institution Construction Pool to the first year. The amendment also reprioritizes authorization to include two projects that were previously planned and defers other projects for which planning still needs to occur. Finally, this amendment adds language to require notice to the Six-Year Capital Outlay Plan Advisory Committee prior to any of these projects receiving construction funding authorization.)

Item C-76 #1c

Central Appropriations

FY22-23

FY23-24

Central Capital Outlay

\$50,000,000

\$0 GF

Language:

Conference Report to House Bill 30

Page 544, line 51, strike "\$111,700,000" and insert "\$161,700,000".

Page 545, line 1, strike "\$111,700,000" and insert "\$161,700,000".

Page 545, after line 9, insert:

"156 Department of State Police

Replace Training Academy
(18541)

194 Department of General Services

Renovate Eastern State
Hospital".

Page 545, strike lines 22 and 23.

Explanation:

(This amendment adds to the 2022 State Agency Construction Pool the replacement of the Department of State Police Training Academy. Additionally, this amendment transfers authority for oversight of the Eastern State Hospital Renovation from the Department of Behavioral Health and Developmental Services to the Department of General Services.)

Item C-78 #1c

Central Appropriations

FY22-23

FY23-24

Central Capital Outlay

(\$15,540,000)

\$0 GF

Language:

Page 545, line 32, strike "\$16,600,000" and insert "\$1,060,000".

Page 545, line 33, strike "\$16,600,000" and insert "\$1,060,000".

Page 545, line 35, strike "\$16,600,000" and insert "\$1,060,000".

Page 545, line 35, strike "to support a scope".

Page 545, line 36, strike "change".

Explanation:

(This amendment revises the supplemental general fund provided for a project administered by the Department of General Services to construct an addition to the current state records center building and repurpose workspace in the facility. This revised amount reflects updated cost estimates to complete the initial phase of this project.)

Item C-79 #1c

Central Appropriations

FY22-23

FY23-24

Central Capital Outlay

(\$50,000,000)

(\$50,000,000) GF

Language:

Conference Report to House Bill 30

Page 545, line 40, strike "\$50,000,000" and insert "\$0".

Page 545, line 40, strike "\$50,000,000" and insert "\$0".

Page 545, strike lines 40 through 47 and insert "Omitted".

Explanation:

(This amendment eliminates general fund appropriation proposed in both years for a supplemental funding pool to augment pre-authorized construction projects. A companion amendment to House Bill 29 provides \$350.0 million general fund in fiscal year 2022 for construction supplements.)

Item C-80 #1c

Central Appropriations	FY22-23	FY23-24
Central Capital Outlay	(\$75,000,000)	\$0 GF

Language:

Page 545, line 48, strike "\$100,000,000" and insert "\$25,000,000".

Page 546, line 1, strike "\$100,000,000" and insert "\$25,000,000".

Explanation:

(This amendment adjusts the general fund appropriation proposed for local water quality and supply projects to continue funding at the level provided in fiscal year 2022. These funds are designated for deposit to the Stormwater Local Assistance Fund.)

Item 3-1.01 #1c

Transfers

Interfund Transfers

Language

Language:

Page 555, after line 41, insert:

"II. No later than July 31, 2022, the Virginia Resources Authority shall execute a one-time transfer totaling \$25.0 million from the unobligated balances of the Community Flood Preparedness Fund (09037) to the Resilient Virginia Revolving Loan Fund, established pursuant to § 10.1-603.29, Code of Virginia."

Explanation:

(This amendment directs the Virginia Resources Authority to transfer \$25.0 million from the unobligated balances of the Community Flood Preparedness Fund to the Resilient Virginia Revolving Loan Fund, established pursuant to House Bill 1309 of the 2022 Session of the

General Assembly.)

Item 3-1.01 #2c

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 #3c

Transfers

Interfund Transfers

Language

Language:

Page 555, after 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 Garey 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 requests language related to the funding for the defeasance of debt associated with the Eastern Shore Farmers Market.)

Item 3-1.01 #4c

Transfers

Interfund Transfers

Language

Language:

Page 551, line 6, strike "\$120,900,000" and insert "\$112,082,813".

Page 551, line 6, strike "\$123,800,000" and insert "\$115,960,429".

Explanation:

(This amendment reduces the transfer of the Alcoholic Beverage Control Authority net profits to the general fund by \$8.8 million the first year and \$7.8 million the second year to reflect the impact of compensation actions on the operating expenses of the Authority.)

Item 3-5.06 #1c

Adjustments and Modifications to Tax Collections

Accelerated Sales Tax

Language

Language:

Page 559, strike lines 2 through 4.

Explanation:

(This amendment deletes language from the introduced budget eliminating the accelerated sales tax (AST) in fiscal year 2023. A companion amendment in House Bill 29 eliminated the AST in fiscal year 2022 and therefore the language is no longer needed in House Bill 30.)

Item 3-5.20 #1c

Adjustments and Modifications to Tax Collections

Neighborhood Assistance Act Tax Credit

Language

Language:

Page 563, before line 23, insert:

"A. Notwithstanding § 58.1-439.20 or any other provision of law, for fiscal Year 2023 and fiscal year 2024, the amount of the Neighborhood Assistance Act Tax Credit available under § 58.1-439.18 et seq., Code of Virginia, shall be limited to \$20 million allocated as follows: \$12.0 million for education proposals for approval by the Superintendent of Public Instruction and \$8.0 million for all other proposals for approval by the Commissioner of the State Department of Social Services. In making such equitable allocation of credits, the Commissioner of Social

Conference Report to House Bill 30

Services and the Superintendent of Public Instruction shall consider the portion of a neighborhood organization's revenues and expenses that are used to serve low-income persons and shall not rely solely on the amount of credits allocated to the neighborhood organization in the prior year in allocating available credits.

B. For purposes of this section, the term "individual" means the same as that term is defined in § 58.1-302, but excluding any individual included in the definition of a "business firm" as such term is defined in § 58.1-439.18.

C. Notwithstanding § 58.1-439.26 or any other provision of law, for fiscal year 2023 and fiscal year 2024, the amount of the Tax Credit for Donations to Certain Scholarship Foundations shall be limited to \$12.0 million."

Page 563, line 23, before "Notwithstanding, insert "D."

Explanation:

(This amendment frees up unutilized EISTC tax credits to provide additional funding for the oversubscribed Neighborhood Assistance Act Tax Credits.)

Item 3-5.24 #1c

Adjustments and Modifications to Tax Collections

Retail Sales and Use Tax Exemption for Certain Drilling
Equipment

Language

Language:

Page 564, after line 21, insert:

"§3-5.24 RETAIL SALES AND USE TAX EXEMPTION FOR CERTAIN DRILLING
EQUIPMENT

Notwithstanding any other provision of law or regulation, the retail sales and use tax exemption provided for in subdivision 12 of § 58.1-609.3 of the Code of Virginia, applicable to raw materials, fuel, power, energy, supplies, machinery or tools or repair parts therefor or replacements thereof, used directly in the drilling, extraction, or processing of natural gas or oil and the reclamation of the well area shall remain in effect through July 1, 2023."

Explanation:

(This amendment extends until July 1, 2023 the sales tax exemption provided for certain drilling equipment used in the extraction and processing of natural gas and oil. The Code section sunsets July 1, 2022. The extension has no revenue impact as the official revenue forecast assumes the continuation of the tax exemption.)

Item 3-5.24 #2c

Adjustments and Modifications to Tax Collections

Sales and Use Tax Holiday for Certain School Supplies, Hurricane Preparedness Equipment, and Energy Savings Equipment

Language

Language:

Page 564, after line 21, insert;

" §3-5.24 SALES AND USE TAX HOLIDAY FOR CERTAIN SCHOOL SUPPLIES, HURRICANE PREPAREDNESS EQUIPMENT, AND ENERGY SAVINGS EQUIPMENT Notwithstanding any other provision of law or regulation, the retail sales and use tax exemption holidays authorized in subdivision 18 of § 58.1-609.1, § 58.1-611.2 and § 58.1-611.3 of the Code of Virginia, applicable to Energy Star or Watersense qualified products, school supplies, clothing and footwear, and certain hurricane preparedness equipment shall remain in effect through July 1, 2023."

Explanation:

(This amendment extends until July 1, 2023 the sales tax holiday authorized in the first weekend of August for school supplies, hurricane preparedness and energy efficient equipment through fiscal year 2023. The Code sections authorizing the holiday sunsets July 1, 2022. The extension has no revenue impact as the official revenue forecast assumes the continuation of the tax holiday.)

Item 3-5.24 #3c

Adjustments and Modifications to Tax Collections

Food Crop Donation Tax Credit

Language

Language:

Page 564, after line 21, insert;

" §3-5.24 FOOD CROP DONATION TAX CREDIT

Notwithstanding any other provision of law or regulation, the tax credit authorized in § 58.1-439.12:12 of the Code of Virginia pursuant to a credit for food crop donations shall remain in effect through the tax year beginning on January 1, 2022."

Explanation:

(This amendment extends the Food Crop Donation Tax Credit to apply to the 2022 tax year. The Code section sunsets after the 2021 tax year. The extension has no revenue impact as the official revenue forecast assumes the continuation of the tax credit.)

Item 3-5.24 #4c

Adjustments and Modifications to Tax Collections

Retail Sales and Use Tax Exemption for Donated Educational Materials

Language

Language:

Page 564, after line 21, insert:

" §3-5.24 RETAIL SALES AND USE TAX EXEMPTION FOR DONATED EDUCATIONAL MATERIALS

Notwithstanding any other provision of law or regulation, the retail sales and use tax exemption provided for in subdivision 7 of § 58.1-609.6 of the Code of Virginia, applicable to textbooks and other educational materials that are donated shall remain in effect through July 1, 2023."

Explanation:

(This amendment extends until July 1, 2023 the sales tax exemption provided for donated textbooks and other educational materials. The Code section sunsets July 1, 2022. The extension has no revenue impact as the official revenue forecast assumes the continuation of the tax exemption.)

Item 4-0.01 #1c

Operating Policies

Operating Policies

Language

Language:

Page 566, after line 4, insert:

"i. To the extent that a public institution of higher education maintains and operates university housing during scheduled intercessions, the institution shall provide access to housing for students eligible under § 23.1-601, Code of Virginia at no cost to the student provided that the student (i) is a registered student for the immediate following term and (ii) meets the definitions and conditions of the federal McKinney-Vento Homeless Assistance Act."

Explanation:

(This amendment provides language to require institutions to provide for access to housing for eligible foster students to the degree that the institution maintains operation of its university housing during scheduled breaks in the academic year.)

Item 4-0.01 #3c

Operating Policies

Operating Policies

Language

Language:

Page 566, strike lines 1 through 4.

Explanation:

(This technical amendment removes outdated language related to electronically-held public hearings on the budget for the 2021 Regular Session that is no longer in force.)

Item 4-4.01 #1c

Capital Projects

General

Language

Language:

Page 586, strike lines 1 through 8.

Explanation:

(This technical amendment removes language related to the proposed material volatility pool. A separate budget amendment replaces the proposed material volatility pool with a different funding source for capital project supplements.)

Item 4-6.01 #1c

Positions and Employment

Employee Compensation

Language

Language:

Page 604, line 53, strike "\$148,125" and "\$148,125" and insert: "\$155,749" and "\$155,749".

Page 605, line 5, strike "\$147,712" and "\$147,712" and insert: "\$155,749" and "\$155,749".

Explanation:

(This amendment corrects the salary table to equalize the salaries for the directors of the three regional higher education centers. Two companion amendments provide the funding in Item 252 and Item 253.)

Item 4-6.04 #1c

Positions and Employment

Charges

Language

Language:

Page 609, line 34, after "4." insert "a."

Page 609, after line 37, insert:

"b. The remaining parking spaces in the Department of General Services parking facility to be built at the corner of the 9th and Broad Streets in the City of Richmond shall be under the control of and administered by the Department of General Services; however, the Department shall prioritize remaining spaces in the DGS parking system to full-time employees of the Legislative Department with permanent offices in the General Assembly Building who participate in the DGS parking system on an annual basis. Such parking spaces shall be subject to the provisions of paragraph 1 of this item."

Explanation:

(This amendment clarifies parking services language for the new deck being built at 9th and Broad Street.)

Item 4-8.03 #1c

Reporting Requirements

Local Governments

Language

Language:

Page 615, after line 28, insert:

"c. 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 language amendment prevents the City of Richmond from holding another local referendum on casino gaming until November 2023.)

Item 4-13 #1c

Conflict with other Laws

Conflict with other Laws

Language

Language:

Conference Report to House Bill 30

Page 620, line 45, 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.)

Item 4-14 #1c

Effective Date

Effective Date

Language

Language:

Page 623, after line 30, insert:

"7. § 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 "8."

Page 623, line 32, strike "8." and insert "9."

Page 623, line 32, strike "and".

Page 623, line 32, after "sixth", insert, "seventh".

Explanation:

(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.)

Item 4-14 #2c

Effective Date

Effective Date

Language

Language:

Page 623, after line 29 insert:

"6. That § 58.1-322.03 of the Code of Virginia is 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:

Conference Report to House Bill 30

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~~ 2022, \$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); *and (iii) for taxable years beginning on and after January 1, 2022, but before January 1, 2026, \$8,000 for single individuals and \$16,000 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 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.

Conference Report to House Bill 30

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 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

Conference Report to House Bill 30

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 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 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, 20 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."

7. That the provisions of the sixth enactment of this Act shall take effect for the 2022 tax year contingent on the Tax Department certifying annual revenue growth, adjusted for the impact tax policy changes, of at least five percent for the six month period of July 2022 through December 2022. If the five percent growth rate is not met for such six month period, the standard deduction for taxable year 2022 shall be \$7,500 for single individuals and \$15,000 for married persons.

8. That the provisions of the sixth enactment of this Act shall take effect for the 2023 tax year contingent on the Tax Department certifying annual revenue growth, adjusted for the impact tax policy changes, of at least five percent for the twelve month period of July 2022 through June 2023. If the five percent growth rate is not met for such twelve month period, the standard deduction for taxable year 2023 shall be \$7,500 for single individuals and \$15,000 for married persons."

Conference Report to House Bill 30

Page 623, line 30, strike "6." and insert "9."

Page 623, line 31, strike "7." and insert "10."

Page 623, line 32, strike "8." and insert "11."

Explanation:

(This amendment authorizes an increase in the standard deduction to \$8,000 for single filers and \$16,000 for married filers. The current deduction level is \$4,500 and \$9,000 respectively.)

Item 4-14 #3c

Effective Date

Effective Date

Language

Language:

Page 623, after line 29 insert:

"6. That § 58.1-439.30 of the Code of Virginia is amended and reenacted as follows:

§ 58.1-439.30. Tax credit.

A. ~~A~~ *Subject to the provisions of subsection H, a housing opportunity tax credit shall be allowed for each qualified project for each year of the credit period, in an amount equal up to the amount of federal low-income housing tax credit allocated or allowed by the Authority to such qualified project, except that there shall be no reduction in the tax credit allowable in the first year of the credit period due to the calculation in 26 U.S.C. § 42(f)(2). The credit shall be allowed ratably for each qualified project, with one-tenth of the credit amount allowed annually for 10 years over the credit period, except that there shall be a reduction in the tax credit allowable in the first year of the credit period due to the calculation in 26 U.S.C. § 42(f)(2) and any reduction by reason of 26 U.S.C. § 42(f)(2) in the credit allowable for the first taxable year of the credit period shall be allowable for the first taxable year following the credit period.*

B. 1. For taxable years beginning on and after January 1, 2021, but before January 1, 2026, a qualified taxpayer may claim a housing opportunity tax credit against its Virginia tax liability prior to reduction by any other credits allowed the taxpayer. The housing opportunity tax credit may be allocated by pass-through entities to some or all of its partners, members, or shareholders in any manner agreed to by such persons, regardless of whether or not any such person is allocated or allowed any portion of any federal low-income housing tax credit with respect to the qualified project, whether or not the allocation of the housing opportunity tax credit under the terms of the agreement has substantial economic effect within the meaning of § 704(b) of the Internal Revenue Code, and whether or not any such person is deemed a partner

Conference Report to House Bill 30

for federal income tax purposes as long as the partner or member would be considered a partner or member as defined under applicable state law, and has been admitted as a partner or member on or prior to the date for filing the qualified taxpayer's tax return, including any amendments thereto, with respect to the year of the housing opportunity tax credit. Such pass-through entities or qualified taxpayer may assign all or any part of its interest, including its interest in the tax credits, to one or more pass-through entities or qualified taxpayers, and the qualified taxpayer shall be able to claim the housing opportunity tax credit so long as its interest is acquired prior to the filing of its tax return claiming the housing opportunity tax credit.

2. If a housing opportunity tax credit has been awarded according to the terms of subsection G prior to January 1, 2026, such credit may continue to be claimed on a return for taxable years on and after January 1, 2026, but only pursuant to the applicable credit period specified in § 58.1-439.29.

C. The housing opportunity tax credit authorized by this article shall not be refundable. Any housing opportunity tax credit not used in a taxable year may be carried forward *by a qualified taxpayer* for the succeeding five years.

D. A qualified taxpayer claiming a housing opportunity tax credit shall submit a copy of the eligibility certificate at the time of filing its tax return with the Department. If the owner of the qualified project has applied to the Authority for the eligibility certificate but the Authority has not yet issued the eligibility certificate at the time the qualified taxpayer files its original tax return claiming the housing opportunity tax credit, the taxpayer may claim the housing opportunity tax credit based upon the amount of tax credit set forth in the ~~carryover allocation or 42(m) letter, as applicable,~~ *award letter issued by the Authority for the housing opportunity tax credit* issued to the qualified project and shall amend its tax return to include the eligibility certificate upon its receipt. If the amount of tax credit in the eligibility certificate is different than the amount of tax credit previously claimed, the taxpayer shall adjust the tax credit amount claimed on the amended tax return.

E. If under § 42 of the Internal Revenue Code, as amended, a portion of any federal low-income housing credits taken on a qualified project is required to be recaptured or is otherwise disallowed during the credit period, the taxpayer claiming housing opportunity tax credits with respect to such project shall also be required to recapture a portion of any tax credits authorized by this article. The percentage of housing opportunity tax credits subject to recapture shall be equal to the percentage of federal low-income housing credits subject to recapture or otherwise disallowed during such period. Any tax credits recaptured or disallowed shall increase the income tax liability of the qualified taxpayer who claimed the tax credits in a like amount and shall be included on the tax return of the qualified taxpayer submitted for the taxable year in which the recapture or disallowance event is identified. *The balance of any tax credits recaptured or disallowed shall be allocated by the Authority for any qualified project in accordance with subsection G.*

F. The Authority shall administer the housing opportunity tax credit program and shall be authorized to promulgate the regulations and guidelines necessary to implement and administer

Conference Report to House Bill 30

~~the provisions of this article. Such regulations and guidelines may include the imposition of application, allocation, certification, and monitoring fees designed to recoup the costs of the Authority in administering the housing opportunity tax credit program. The Authority may also promulgate regulations and guidelines in consultation with the Department to allow a qualified project to elect in its application to the Authority to sell all or any portion of its credits awarded pursuant to this article to one or more unrelated taxpayers. Regulations and guidelines regarding the sale of credits, if promulgated, shall not take effect prior to January 1, 2023, and shall not apply to credits awarded prior to January 1, 2023.~~

G. 1. Any housing opportunity tax credit amounts authorized in a calendar year that are subsequently (i) canceled and returned to the Authority or (ii) recaptured or disallowed pursuant to subsection E may be awarded in the following calendar year, but no later than December 31, 2025. If the amount of housing opportunity tax credits authorized in a calendar year for qualified projects is less than the total amount of credits available for qualified projects under subdivision H 2, the balance of such credits, in an amount not greater than 15 percent of the amount of credits available for qualified projects under subdivision H 2, (i) shall be allocated by the Authority for any qualified project in the following calendar year, (ii) shall not be allocated at any time after such following calendar year, and (iii) shall be allocated no later than December 31, 2025.

2. Such housing opportunity tax credits issued pursuant to this subsection shall be allowed ratably, with one-tenth of the total amount of credits allowed annually for 10 years over the credit period, except that there shall be a reduction in the tax credit allowable in the first year of the credit period due to the calculation in 26 U.S.C. § 42(f)(2) and any reduction by reason of 26 U.S.C. § 42(f)(2) in the credit allowable for the first taxable year of the credit period shall be allowable for the first taxable year following the credit period.

H. 1. The total amount of housing opportunity tax credits authorized for qualified projects under this article shall not exceed \$15 million per for calendar year 2021.

2. For calendar years 2022 through 2025, the total amount of housing opportunity tax credits authorized for qualified projects under this article shall not exceed \$60 million per calendar year. Such credits issued each calendar year shall be allowed ratably, with one-tenth of the total amount of credits allowed annually for 10 years over the credit period, except that there shall be a reduction in the tax credit allowable in the first year of the credit period due to the calculation in 26 U.S.C. § 42(f)(2) and any reduction by reason of 26 U.S.C. § 42(f)(2) in the credit allowable for the first taxable year of the credit period shall be allowable for the first taxable year following the credit period.

3. Notwithstanding any other provision of law to the contrary, the aggregate amount of housing opportunity tax credits authorized for all qualified projects under this article shall not exceed \$255 million across all calendar years.

2. That, for the purposes of the sixth enactment of this act, notwithstanding any provision of law or regulation to the contrary, only Virginia housing opportunity tax credits awarded in calendar year 2021, up to a maximum of \$15 million total for all taxpayers in

all taxable years, may be claimed pursuant to the provisions of § 58.1-439.30 of the Code of Virginia as set forth in Chapter 495 of the Acts of Assembly of 2021, Special Session I, prior to amendment by the sixth enactment of this act. Nothing in this enactment shall apply to § 58.1-439.30 of the Code of Virginia as amended by the sixth enactment of this act.

3. That, for the purposes of the sixth enactment of this act, the Virginia Housing Development Authority (the Authority) shall, upon request from the Chairs of the House Committee on Appropriations, the House Committee on Finance, and the Senate Committee on Finance and Appropriations, provide information, data, and any other requested advisement on the potential structure and cost of a separately authorized certificated Virginia housing opportunity tax credit program that would allow a qualified project to sell all or any portion of its Virginia housing opportunity tax credits, to one or more unrelated taxpayers based on findings in the report of the Department of Housing and Community Development and the Authority stakeholder advisory group submitted pursuant to Chapter 517 of the Acts of Assembly of 2020.

4. That, for the purposes of the sixth enactment of this act, of the \$60 million of Virginia housing opportunity tax credits authorized per calendar year from 2022 through 2025 for qualified projects by the Virginia Housing Development Authority (the Authority) pursuant to Article 13.4 (§ 58.1-439.29 et seq.) of Chapter 3 of Title 58.1 of the Code of Virginia, as amended by the sixth enactment of this act, \$20 million of such credits shall be first allocated exclusively for qualified projects located in a locality with a population no greater than 35,000 as determined by the most recent United States census. Such allocation of Virginia housing opportunity tax credits shall constitute the minimum amount of such tax credits to be allocated for qualified projects in such localities. However, if the amount of such tax credits requested for qualified projects in such localities is less than the total amount of such credits available for qualified projects in such localities, the balance of such credits shall be allocated for any qualified project, regardless of location. In allocating or allowing such credits to qualified projects in such localities, the Authority shall give equal consideration to qualified projects allocated or allowed a federal low-income housing credit in an amount equal to the 10-year present value calculation of the percentages prescribed under 26 U.S.C. §§ 42(b)(1)(B)(i) and 42(b)(1)(B)(ii)."

Page 623, line 30, strike "6." and insert "7."

Page 623, line 31, strike "7." and insert "8."

Page 623, line 32, strike "8." and insert "9."

Explanation:

(This amendment updates the provisions of the Virginia Housing Opportunity Tax Credit.)

Effective Date

Effective Date

Language

Language:

Page 623, after line 29, insert:

"6. That §§ 18.2-325 and 18.2-334.6 of the Code of Virginia are amended and reenacted as follows:

§ 18.2-325. Definitions.

1. "Illegal gambling" means the making, placing, or receipt of any bet or wager in the Commonwealth of money or other consideration or thing of value, made in exchange for a chance to win a prize, stake, or other consideration or thing of value, dependent upon the result of any game, contest, or any other event the outcome of which is uncertain or a matter of chance, whether such game, contest, or event occurs or is to occur inside or outside the limits of the Commonwealth.

For the purposes of this subdivision and notwithstanding any provision in this section to the contrary, the making, placing, or receipt of any bet or wager of money or other consideration or thing of value shall include the purchase of a product, Internet access, or other thing made in exchange for a chance to win a prize, stake, or other consideration or thing of value by means of the operation of a gambling device as described in subdivision 3 b, regardless of whether the chance to win such prize, stake, or other consideration or thing of value may be offered in the absence of a purchase.

"Illegal gambling" also means the playing or offering for play of any skill game.

2. "Interstate gambling" means the conduct of an enterprise for profit that engages in the purchase or sale within the Commonwealth of any interest in a lottery of another state or country whether or not such interest is an actual lottery ticket, receipt, contingent promise to pay, order to purchase, or other record of such interest.

3. "Gambling device" includes:

- a. Any device, machine, paraphernalia, equipment, or other thing, including books, records, and other papers, which are actually used in an illegal gambling operation or activity;
- b. Any machine, apparatus, implement, instrument, contrivance, board, or other thing, or electronic or video versions thereof, including but not limited to those dependent upon the insertion of a coin or other object for their operation, which operates, either completely automatically or with the aid of some physical act by the player or operator, in such a manner

Conference Report to House Bill 30

that, depending upon elements of chance, it may eject something of value or determine the prize or other thing of value to which the player is entitled; provided, however, that the return to the user of nothing more than additional chances or the right to use such machine is not deemed something of value within the meaning of this subsection; and provided further, that machines that only sell, or entitle the user to, items of merchandise of equivalent value that may differ from each other in composition, size, shape, or color, shall not be deemed gambling devices within the meaning of this subsection; and

c. Skill games.

Such devices are no less gambling devices if they indicate beforehand the definite result of one or more operations but not all the operations. Nor are they any less a gambling device because, apart from their use or adaptability as such, they may also sell or deliver something of value on a basis other than chance.

4. "Operator" includes any person, firm, or association of persons, who conducts, finances, manages, supervises, directs, or owns all or part of an illegal gambling enterprise, activity, or operation.

5. "Skill" means the knowledge, dexterity, or any other ability or expertise of a natural person.

6. "Skill game" means an electronic, computerized, or mechanical contrivance, terminal, machine, or other device that requires the insertion of a coin, currency, ticket, token, or similar object to operate, activate, or play a game, the outcome of which is determined by any element of skill of the player and that may deliver or entitle the person playing or operating the device to receive cash or cash equivalents, gift cards, vouchers, billets, tickets, tokens, or electronic credits to be exchanged for cash; ~~merchandise; or anything of value~~ or cash equivalents whether the payoff is made automatically from the device or manually. *"Skill game" includes (i) a device that contains a meter or measurement device that records the number of free games or portions of games that are rewarded and (ii) a device designed or adapted to enable a person using the device to increase the chances of winning free games or portions of games by paying more than the amount that is ordinarily required to play the game. "Skill game" does not include any amusement device, as defined in § 18.2-334.6.*

7. "Unregulated location" means any location that is not regulated or operated by the Virginia Lottery or Virginia Lottery Board, the Department of Agriculture and Consumer Services or the Charitable Gaming Board, the Virginia Alcoholic Beverage Control Authority, or the Virginia Racing Commission.

§ 18.2-334.6. Exemptions to article; amusement devices.

Conference Report to House Bill 30

A. As used in this section:

~~"Coin-operated amusement games" means games that do not deliver or entitle the person playing or operating the game to receive cash; cash equivalents, gift cards, vouchers, billets, tickets, tokens, or electronic credits to be exchanged for cash; or merchandise or anything of value.~~

~~"Family entertainment center" means an establishment that (i) is located in a building that is owned, leased, or occupied by the establishment for the primary purpose of providing amusement and entertainment to the public; (ii) offers coin-operated amusement games and skill games pursuant to the exemption created by this section; and (iii) markets its business to families with children.~~

"Amusement device" means a game that is activated by a coin, token, or other object of consideration or value and that does not provide the opportunity to (i) enter into a sweepstakes, lottery, or other illegal gambling event or (ii) receive any form of consideration or value, except for an appropriate reward.

"Appropriate reward" means a noncash, merchandise prize (i) the value of which does not exceed the cost of playing the amusement device or the total aggregate cost of playing multiple amusement devices, (ii) that is not and does not include an alcoholic beverage, (iii) that is not eligible for repurchase, and (iv) that is not exchangeable for cash or cash equivalents.

~~B. Notwithstanding the provisions of § 18.2-325, a A person operating a family entertainment center may make skill games amusement devices available for play if the prize won or distributed to a player is a noncash, merchandise prize or a voucher, billet, ticket, token, or electronic credit redeemable only for a noncash, merchandise prize (i) the value of which does not exceed the cost of playing the skill game or the total aggregate cost of playing multiple skill games; (ii) that is not and does not include an alcoholic beverage; (iii) that is not eligible for repurchase; and (iv) that is not exchangeable for cash, cash equivalents, or anything of value whatsoever an appropriate reward. An appropriate reward shall only be redeemable on the premises where the amusement device is located.~~

C. An amusement device shall not be designed or adapted to cause or enable a person to cause the release of free games or portions of games when designated as a potential reward for use of the device and shall not contain any meter or other measurement device to record the number of free games or portions of games that are rewarded.

D. An amusement device shall not be designed or adapted to enable a person using the device to increase the chances of winning free games or portions of games by paying more than is ordinarily required to play the game."

Page 623, line 30, strike "6." and insert "7."

Page 623, line 31, strike "7." and insert "8."

Page 623, line 32, strike "8." and insert "9."

Explanation:

(This amendment clarifies the definition of skill games.)

Item 4-14 #5c

Effective Date

Effective Date

Language

Language:

Page 623, after line 29, insert:

“6. That §§ 3.2-5145.5, 4.1-1100, 4.1-1101, and 59.1-200 of the Code of Virginia are amended and reenacted as follows:

§ 3.2-5145.5. Regulations.

A. The Board is authorized to adopt regulations for the efficient enforcement of this article.

B. The Board shall adopt regulations identifying contaminants of an industrial hemp extract or a food containing an industrial hemp extract and establishing tolerances for such identified contaminants.

C. The Board shall adopt regulations establishing labeling requirements for an industrial hemp extract or a food containing an industrial hemp extract. *Such regulations shall require that any industrial hemp extract or food containing an industrial hemp extract that contains tetrahydrocannabinol be equipped with a label that states (i) that the industrial hemp extract or food containing an industrial hemp extract contains tetrahydrocannabinol and may not be sold to persons younger than 21 years of age, (ii) all ingredients contained in the industrial hemp extract or food containing an industrial hemp extract, (iii) the amount of such industrial hemp extract or food containing an industrial hemp extract that constitutes a single serving, and (iv) the total percentage and milligrams of tetrahydrocannabinol included in the industrial hemp extract or food containing an industrial hemp extract and the number of milligrams of tetrahydrocannabinol that are contained in each serving.*

D. The Board shall adopt regulations establishing batch testing requirements for industrial hemp extracts. The Board shall require that batch testing of industrial hemp extracts be conducted by an independent testing laboratory that meets criteria established by the Board.

E. With the exception of § 2.2-4031, neither the provisions of the Administrative Process Act (§ 2.2-4000 et seq.) nor public participation guidelines adopted pursuant thereto shall apply to the

adoption of any regulation pursuant to this section. Prior to adopting any regulation pursuant to this section, the Board shall publish a notice of opportunity to comment in the Virginia Register of Regulations and post the action on the Virginia Regulatory Town Hall. Such notice of opportunity to comment shall contain (i) a summary of the proposed regulation; (ii) the text of the proposed regulation; and (iii) the name, address, and telephone number of the agency contact person responsible for receiving public comments. Such notice shall be made at least 60 days in advance of the last date prescribed in such notice for submittals of public comment. The legislative review provisions of subsections A and B of § 2.2-4014 shall apply to the promulgation or final adoption process for regulations pursuant to this section. The Board shall consider and keep on file all public comments received for any regulation adopted pursuant to this section.

§ 4.1-1100. Possession, etc., of marijuana and marijuana products by persons 21 years of age or older lawful; penalties.

A. Except as otherwise provided in this subtitle and notwithstanding any other provision of law, a person 21 years of age or older may lawfully possess on his person or in any public place not more than one ounce of marijuana or an equivalent amount of marijuana product as determined by regulation promulgated by the Board.

B. Any person who possesses on his person or in any public place marijuana or marijuana products in excess of the amounts set forth in subsection A is subject to a civil penalty of no more than \$25 *except as otherwise provided in this section*. The penalty for any violations of this section by an adult shall be prepayable according to the procedures in § 16.1-69.40:2.

C. With the exception of *possession by a person in his residence or possession by a licensee in the course of his duties related to such licensee's marijuana establishment*, any person who possesses on his person or in any public place (i) *more than four ounces but not more than one pound of marijuana or an equivalent amount of marijuana product as determined by regulation promulgated by the Board is guilty of a Class 3 misdemeanor and, for a second or subsequent offense, a Class 2 misdemeanor and* (ii) more than one pound of marijuana or an equivalent amount of marijuana product as determined by regulation promulgated by the Board is guilty of a felony punishable by a term of imprisonment of not less than one year nor more than 10 years and a fine of not more than \$250,000, or both.

D. The provisions of this section shall not apply to members of federal, state, county, city, or town law-enforcement agencies, jail officers, or correctional officers, as defined in § 53.1-1, certified as handlers of dogs trained in the detection of controlled substances when possession of marijuana is necessary for the performance of their duties.

§ 4.1-1101. Home cultivation of marijuana for personal use; penalties.

A. Notwithstanding the provisions of subdivision e (c) of § 18.2-248.1, a person 21 years of age or older may cultivate up to four marijuana plants for personal use at their place of residence; however, at no point shall a household contain more than four marijuana plants. For purposes of

Conference Report to House Bill 30

this section, a "household" means those individuals, whether related or not, who live in the same house or other place of residence.

A person may only cultivate marijuana plants pursuant to this section at such person's main place of residence.

A violation of this subsection shall be punishable as follows:

- 1. For possession of more than four marijuana plants but no more than 10 marijuana plants, (i) a civil penalty of \$250 for a first offense, (ii) a Class 3 misdemeanor for a second offense, and (iii) a Class 2 misdemeanor for a third and any subsequent offense;*
- 2. For possession of more than 10 but no more than 49 marijuana plants, a Class 1 misdemeanor;*
- 3. For possession of more than 49 but no more than 100 marijuana plants, a Class 6 felony; and*
- 4. For possession of more than 100 marijuana plants, a felony punishable by a term of imprisonment of not less than one year nor more than 10 years or a fine of not more than \$250,000, or both.*

B. A person who cultivates marijuana for personal use pursuant to this section shall:

1. Ensure that no marijuana plant is visible from a public way without the use of aircraft, binoculars, or other optical aids;
2. Take precautions to prevent unauthorized access by persons younger than 21 years of age; and
3. Attach to each marijuana plant a legible tag that includes the person's name, driver's license or identification number, and a notation that the marijuana plant is being grown for personal use as authorized under this section.

Any person who violates this subsection is subject to a civil penalty of no more than \$25. The penalty for any violations of this section by an adult shall be prepayable according to the procedures in § 16.1-69.40:2.

C. A person shall not manufacture marijuana concentrate from home-cultivated marijuana. The owner of a property or parcel or tract of land may not intentionally or knowingly allow another person to manufacture marijuana concentrate from home-cultivated marijuana within or on that property or land.

~~D. The following penalties or punishments shall be imposed on any person convicted of a violation of this section:~~

- ~~1. For possession of more than four marijuana plants but no more than 10 marijuana plants, (i) a civil penalty of \$250 for a first offense, (ii) a Class 3 misdemeanor for a second offense, and (iii) a Class 2 misdemeanor for a third and any subsequent offense;~~
- ~~2. For possession of more than 10 but no more than 49 marijuana plants, a Class 1 misdemeanor;~~
- ~~3. For possession of more than 49 but no more than 100 marijuana plants, a Class 6 felony; and~~
- ~~4. For possession of more than 100 marijuana plants, a felony punishable by a term of imprisonment of not less than one year nor more than 10 years and a fine of not more than \$250,000, or both.~~

§ 59.1-200. Prohibited practices.

A. The following fraudulent acts or practices committed by a supplier in connection with a

Conference Report to House Bill 30

consumer transaction are hereby declared unlawful:

1. Misrepresenting goods or services as those of another;
2. Misrepresenting the source, sponsorship, approval, or certification of goods or services;
3. Misrepresenting the affiliation, connection, or association of the supplier, or of the goods or services, with another;
4. Misrepresenting geographic origin in connection with goods or services;
5. Misrepresenting that goods or services have certain quantities, characteristics, ingredients, uses, or benefits;
6. Misrepresenting that goods or services are of a particular standard, quality, grade, style, or model;
7. Advertising or offering for sale goods that are used, secondhand, repossessed, defective, blemished, deteriorated, or reconditioned, or that are "seconds," irregulars, imperfects, or "not first class," without clearly and unequivocally indicating in the advertisement or offer for sale that the goods are used, secondhand, repossessed, defective, blemished, deteriorated, reconditioned, or are "seconds," irregulars, imperfects or "not first class";
8. Advertising goods or services with intent not to sell them as advertised, or with intent not to sell at the price or upon the terms advertised.

In any action brought under this subdivision, the refusal by any person, or any employee, agent, or servant thereof, to sell any goods or services advertised or offered for sale at the price or upon the terms advertised or offered, shall be prima facie evidence of a violation of this subdivision. This paragraph shall not apply when it is clearly and conspicuously stated in the advertisement or offer by which such goods or services are advertised or offered for sale, that the supplier or offeror has a limited quantity or amount of such goods or services for sale, and the supplier or offeror at the time of such advertisement or offer did in fact have or reasonably expected to have at least such quantity or amount for sale;

9. Making false or misleading statements of fact concerning the reasons for, existence of, or amounts of price reductions;
10. Misrepresenting that repairs, alterations, modifications, or services have been performed or parts installed;
11. Misrepresenting by the use of any written or documentary material that appears to be an invoice or bill for merchandise or services previously ordered;
12. Notwithstanding any other provision of law, using in any manner the words "wholesale," "wholesaler," "factory," or "manufacturer" in the supplier's name, or to describe the nature of the supplier's business, unless the supplier is actually engaged primarily in selling at wholesale or in manufacturing the goods or services advertised or offered for sale;
13. Using in any contract or lease any liquidated damage clause, penalty clause, or waiver of defense, or attempting to collect any liquidated damages or penalties under any clause, waiver, damages, or penalties that are void or unenforceable under any otherwise applicable laws of the Commonwealth, or under federal statutes or regulations;
- 13a. Failing to provide to a consumer, or failing to use or include in any written document or material provided to or executed by a consumer, in connection with a consumer transaction any statement, disclosure, notice, or other information however characterized when the supplier is required by 16 C.F.R. Part 433 to so provide, use, or include the statement, disclosure, notice, or

Conference Report to House Bill 30

other information in connection with the consumer transaction;

14. Using any other deception, fraud, false pretense, false promise, or misrepresentation in connection with a consumer transaction;

15. Violating any provision of § 3.2-6509, 3.2-6512, 3.2-6513, 3.2-6513.1, 3.2-6514, 3.2-6515, 3.2-6516, or 3.2-6519 is a violation of this chapter;

16. Failing to disclose all conditions, charges, or fees relating to:

a. The return of goods for refund, exchange, or credit. Such disclosure shall be by means of a sign attached to the goods, or placed in a conspicuous public area of the premises of the supplier, so as to be readily noticeable and readable by the person obtaining the goods from the supplier. If the supplier does not permit a refund, exchange, or credit for return, he shall so state on a similar sign. The provisions of this subdivision shall not apply to any retail merchant who has a policy of providing, for a period of not less than 20 days after date of purchase, a cash refund or credit to the purchaser's credit card account for the return of defective, unused, or undamaged merchandise upon presentation of proof of purchase. In the case of merchandise paid for by check, the purchase shall be treated as a cash purchase and any refund may be delayed for a period of 10 banking days to allow for the check to clear. This subdivision does not apply to sale merchandise that is obviously distressed, out of date, post season, or otherwise reduced for clearance; nor does this subdivision apply to special order purchases where the purchaser has requested the supplier to order merchandise of a specific or unusual size, color, or brand not ordinarily carried in the store or the store's catalog; nor shall this subdivision apply in connection with a transaction for the sale or lease of motor vehicles, farm tractors, or motorcycles as defined in § 46.2-100;

b. A layaway agreement. Such disclosure shall be furnished to the consumer (i) in writing at the time of the layaway agreement, or (ii) by means of a sign placed in a conspicuous public area of the premises of the supplier, so as to be readily noticeable and readable by the consumer, or (iii) on the bill of sale. Disclosure shall include the conditions, charges, or fees in the event that a consumer breaches the agreement;

16a. Failing to provide written notice to a consumer of an existing open-end credit balance in excess of \$5 (i) on an account maintained by the supplier and (ii) resulting from such consumer's overpayment on such account. Suppliers shall give consumers written notice of such credit balances within 60 days of receiving overpayments. If the credit balance information is incorporated into statements of account furnished consumers by suppliers within such 60-day period, no separate or additional notice is required;

17. If a supplier enters into a written agreement with a consumer to resolve a dispute that arises in connection with a consumer transaction, failing to adhere to the terms and conditions of such an agreement;

18. Violating any provision of the Virginia Health Club Act, Chapter 24 (§ 59.1-294 et seq.);

19. Violating any provision of the Virginia Home Solicitation Sales Act, Chapter 2.1 (§ 59.1-21.1 et seq.);

20. Violating any provision of the Automobile Repair Facilities Act, Chapter 17.1 (§ 59.1-207.1 et seq.);

21. Violating any provision of the Virginia Lease-Purchase Agreement Act, Chapter 17.4 (§ 59.1-207.17 et seq.);

Conference Report to House Bill 30

22. Violating any provision of the Prizes and Gifts Act, Chapter 31 (§ 59.1-415 et seq.);
23. Violating any provision of the Virginia Public Telephone Information Act, Chapter 32 (§ 59.1-424 et seq.);
24. Violating any provision of § 54.1-1505;
25. Violating any provision of the Motor Vehicle Manufacturers' Warranty Adjustment Act, Chapter 17.6 (§ 59.1-207.34 et seq.);
26. Violating any provision of § 3.2-5627, relating to the pricing of merchandise;
27. Violating any provision of the Pay-Per-Call Services Act, Chapter 33 (§ 59.1-429 et seq.);
28. Violating any provision of the Extended Service Contract Act, Chapter 34 (§ 59.1-435 et seq.);
29. Violating any provision of the Virginia Membership Camping Act, Chapter 25 (§ 59.1-311 et seq.);
30. Violating any provision of the Comparison Price Advertising Act, Chapter 17.7 (§ 59.1-207.40 et seq.);
31. Violating any provision of the Virginia Travel Club Act, Chapter 36 (§ 59.1-445 et seq.);
32. Violating any provision of §§ 46.2-1231 and 46.2-1233.1;
33. Violating any provision of Chapter 40 (§ 54.1-4000 et seq.) of Title 54.1;
34. Violating any provision of Chapter 10.1 (§ 58.1-1031 et seq.) of Title 58.1;
35. Using the consumer's social security number as the consumer's account number with the supplier, if the consumer has requested in writing that the supplier use an alternate number not associated with the consumer's social security number;
36. Violating any provision of Chapter 18 (§ 6.2-1800 et seq.) of Title 6.2;
37. Violating any provision of § 8.01-40.2;
38. Violating any provision of Article 7 (§ 32.1-212 et seq.) of Chapter 6 of Title 32.1;
39. Violating any provision of Chapter 34.1 (§ 59.1-441.1 et seq.);
40. Violating any provision of Chapter 20 (§ 6.2-2000 et seq.) of Title 6.2;
41. Violating any provision of the Virginia Post-Disaster Anti-Price Gouging Act, Chapter 46 (§ 59.1-525 et seq.);
42. Violating any provision of Chapter 47 (§ 59.1-530 et seq.);
43. Violating any provision of § 59.1-443.2;
44. Violating any provision of Chapter 48 (§ 59.1-533 et seq.);
45. Violating any provision of Chapter 25 (§ 6.2-2500 et seq.) of Title 6.2;
46. Violating the provisions of clause (i) of subsection B of § 54.1-1115;
47. Violating any provision of § 18.2-239;
48. Violating any provision of Chapter 26 (§ 59.1-336 et seq.);
49. Selling, offering for sale, or manufacturing for sale a children's product the supplier knows or has reason to know was recalled by the U.S. Consumer Product Safety Commission. There is a rebuttable presumption that a supplier has reason to know a children's product was recalled if notice of the recall has been posted continuously at least 30 days before the sale, offer for sale, or manufacturing for sale on the website of the U.S. Consumer Product Safety Commission. This prohibition does not apply to children's products that are used, secondhand or "seconds";
50. Violating any provision of Chapter 44.1 (§ 59.1-518.1 et seq.);
51. Violating any provision of Chapter 22 (§ 6.2-2200 et seq.) of Title 6.2;

Conference Report to House Bill 30

52. Violating any provision of § 8.2-317.1;
53. Violating subsection A of § 9.1-149.1;
54. Selling, offering for sale, or using in the construction, remodeling, or repair of any residential dwelling in the Commonwealth, any drywall that the supplier knows or has reason to know is defective drywall. This subdivision shall not apply to the sale or offering for sale of any building or structure in which defective drywall has been permanently installed or affixed;
55. Engaging in fraudulent or improper or dishonest conduct as defined in § 54.1-1118 while engaged in a transaction that was initiated (i) during a declared state of emergency as defined in § 44-146.16 or (ii) to repair damage resulting from the event that prompted the declaration of a state of emergency, regardless of whether the supplier is licensed as a contractor in the Commonwealth pursuant to Chapter 11 (§ 54.1-1100 et seq.) of Title 54.1;
56. Violating any provision of Chapter 33.1 (§ 59.1-434.1 et seq.);
57. Violating any provision of § 18.2-178, 18.2-178.1, or 18.2-200.1;
58. Violating any provision of Chapter 17.8 (§ 59.1-207.45 et seq.);
59. Violating any provision of subsection E of § 32.1-126;
60. Violating any provision of § 54.1-111 relating to the unlicensed practice of a profession licensed under Chapter 11 (§ 54.1-1100 et seq.) or Chapter 21 (§ 54.1-2100 et seq.) of Title 54.1;
61. Violating any provision of § 2.2-2001.5;
62. Violating any provision of Chapter 5.2 (§ 54.1-526 et seq.) of Title 54.1;
63. Violating any provision of § 6.2-312;
64. Violating any provision of Chapter 20.1 (§ 6.2-2026 et seq.) of Title 6.2;
65. Violating any provision of Chapter 26 (§ 6.2-2600 et seq.) of Title 6.2; ~~and~~
66. Violating any provision of Chapter 54 (§ 59.1-586 et seq.);
67. *Selling or offering for sale to a person younger than 21 years of age any substance intended for human consumption, orally or by inhalation, that contains tetrahydrocannabinol. This subdivision shall not (i) apply to products that are approved for marketing by the U.S. Food and Drug Administration and scheduled in the Drug Control Act (§ 54.1-3400 et seq.) or (ii) be construed to prohibit any conduct permitted under Article 4.2 of Chapter 34 of Title 54.1 of the Code of Virginia;*
68. *Selling or offering for sale any substance intended for human consumption, orally or by inhalation, that contains tetrahydrocannabinol, unless such substance is (i) contained in child-resistant packaging, as defined in § 4.1-600; (ii) equipped with a label that states, in English and in a font no less than 1/16 of an inch, (a) that the substance contains tetrahydrocannabinol and may not be sold to persons younger than 21 years of age, (b) all ingredients contained in the substance, (c) the amount of such substance that constitutes a single serving, and (d) the total percentage and milligrams of tetrahydrocannabinol included in the substance and the number of milligrams of tetrahydrocannabinol that are contained in each serving; and (iii) accompanied by a certificate of analysis, produced by an independent laboratory that is accredited pursuant to standard ISO/IEC 17025 of the International Organization of Standardization by a third-party accrediting body, that states the tetrahydrocannabinol concentration of the substance or the tetrahydrocannabinol concentration of the batch from which the substance originates. This subdivision shall not (i) apply to products that are*

Conference Report to House Bill 30

approved for marketing by the U.S. Food and Drug Administration and scheduled in the Drug Control Act (§ 54.1-3400 et seq.) or (ii) be construed to prohibit any conduct permitted under Article 4.2 of Chapter 34 of Title 54.1 of the Code of Virginia;

69. Manufacturing, offering for sale at retail, or selling at retail an industrial hemp extract, as defined in § 3.2-5145.1, a food containing an industrial hemp extract, or a substance containing tetrahydrocannabinol that depicts or is in the shape of a human, animal, vehicle, or fruit; and

70. Selling or offering for sale any substance intended for human consumption, orally or by inhalation, that contains tetrahydrocannabinol and, without authorization, bears, is packaged in a container or wrapper that bears, or is otherwise labeled to bear the trademark, trade name, famous mark as defined in 15 U.S.C. § 1125, or other identifying mark, imprint, or device, or any likeness thereof, of a manufacturer, processor, packer, or distributor of a product intended for human consumption other than the manufacturer, processor, packer, or distributor that did in fact so manufacture, process, pack, or distribute such substance.

B. Nothing in this section shall be construed to invalidate or make unenforceable any contract or lease solely by reason of the failure of such contract or lease to comply with any other law of the Commonwealth or any federal statute or regulation, to the extent such other law, statute, or regulation provides that a violation of such law, statute, or regulation shall not invalidate or make unenforceable such contract or lease.

7. That the Secretary of Agriculture and Forestry shall, in conjunction with the Secretary of Public Safety and Homeland Security and Secretary of Health and Human Resources, establish a task force to analyze and make recommendations regarding whether any statutory or regulatory modifications are necessary to ensure the safe and responsible manufacture and sale of industrial hemp extracts and other substances containing tetrahydrocannabinol that are intended for human consumption, orally or by inhalation, in the Commonwealth. The task force shall focus on the current and recommended statutory and regulatory framework for the various isomers, salts, and salts of isomers on tetrahydrocannabinol. Such task force shall include representatives from the Department of Agriculture and Consumer Services, the Office of the Attorney General, the Department of Forensic Sciences, the Cannabis Control Authority, and other stakeholders as determined by the Secretary of Agriculture and Forestry. The Secretary of Agriculture and Forestry shall report the findings and recommendations of the task force to the Governor and the Chairmen of the Senate Committee on Rehabilitation and Social Services and the House Committee on General Laws by November 15, 2022.

8. That any person that sells or offers for sale an industrial hemp extract, as defined in § 3.2-5145.1 of the Code of Virginia, or a food containing an industrial hemp extract is subject to the provisions of Chapter 51 (§ 3.2-5100 et seq.) of Title 3.2 of the Code of Virginia and regulations adopted pursuant thereto."

Page 623, line 30, strike "6." and insert "9."

Page 623, line 31, strike "7." and insert "10."

Conference Report to House Bill 30

Page 623, line 32, strike “and”.

Page 623, line 32, after “sixth” insert “eighth and ninth,”.

Page 623, line 32, strike “8.” and insert “11.”

Explanation:

(This amendment revises existing provisions in the Code of Virginia related to possession of marijuana products, labeling requirements for industrial hemp products, and labeling and packaging requirements for substances with tetrahydrocannabinol (THC) intended for human consumption. This amendment also prohibits sale of substances with THC intended for human consumption to individuals under 21 years of age, with certain exceptions related to medical cannabis. The amendment prohibits such substances that are sold in certain child-friendly shapes or that are counterfeit products. It establishes a task force led by the Secretary of Agriculture and Forestry.)

Item 4-14 #6c

Effective Date

Effective Date

Language

Language:

Page 623, after line 30, insert:

"7. That § 58.1-322.02 of the Code of Virginia is amended and reenacted as follows:

§ 58.1-322.02. Virginia taxable income; subtractions.

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.

Conference Report to House Bill 30

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.
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

Conference Report to House Bill 30

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 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.

18. *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 \$10,000 of military benefits; for taxable years beginning on and after January 1, 2023, but before January 1, 2024, up to \$20,000 of military benefits; for taxable years beginning on and after January 1, 2024, but before January 1, 2025, up to \$30,000 of military benefits; and for taxable years beginning on and after January 1, 2025, up to \$40,000 of military benefits. 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. The subtraction allowed by this subdivision *b* shall be allowed only for military benefits received by an individual age 55 or older. 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 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

Conference Report to House Bill 30

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 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

Conference Report to House Bill 30

"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 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:

Conference Report to House Bill 30

"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. "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

Conference Report to House Bill 30

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.

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 "8."

Page 623, line 32, strike "8." and insert "9."

Page 623, line 32, strike "and".

Page 623, line 32, after "sixth", insert, "**and seventh**".

Explanation:

(This amendment provides an individual income tax subtraction for up to \$10,000 of military benefits in Taxable Year 2022, up to \$20,000 in Taxable Year 2023, up to \$30,000 in Taxable Year 2024, and up to \$40,000 in Taxable Year 2025 and each taxable year thereafter. The subtraction is limited to recipients of such military benefits that are age 55 or older.)

Item 4-14 #7c

Effective Date

Effective Date

Language

Language:

Page 622, strike lines 43 through 49.

Page 623, strike lines 1 through 29 and 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-~~

Conference Report to House Bill 30

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 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% 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 1% 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 #8c

Effective Date

Effective Date

Language

Language:

Conference Report to House Bill 30

Page 622, line 22, after "*January 1, 2022,*" insert: "*but before January 1, 2026,*"

Explanation:

(This amendment provides that the refundable income tax credit equal to 15 percent of the federal earned income tax credit claimed applies to taxable years 2022 through 2025.)
