

Amendments to SB 29 (as Introduced)

Item 0 #1s

Revenues

Revenues

Language

Language:

Page 1, line 6, after "2024", strike remainder and insert "."

Page 1, strike line 7.

Page 1, strike lines 28-39, and insert:"

	First Year	Second Year	Total
Unreserved Beginning Balance	\$10,684,532,497	\$10,930,591,910	\$21,615,124,407
Additions to Balance	(\$3,078,628,035)	(\$7,126,108,812) (\$6,614,881,564)	(\$10,204,736,847) (\$9,693,509,599)
Official Revenue Estimates	\$24,871,135,500	\$26,369,314,900 \$27,754,500,000	\$51,240,450,400 \$52,625,635,500
Transfer	\$714,716,804	(\$129,796,220) \$33,687,992	\$584,920,584 \$748,404,796
Total General Fund Resources Available for Appropriation	\$33,191,756,766	\$30,044,001,778 \$32,103,898,338	\$63,235,758,544 \$65,295,655,104"

Page 1, strike lines 41-45, and insert:"

	First Year	Second Year	Total
Balance, June 30, 2022	\$8,383,240,878	\$0	\$8,383,240,878
Official Revenue Estimates	\$45,429,302,663	\$47,405,121,153 \$46,258,463,700	\$92,834,423,816 \$91,687,766,363
Lottery Proceeds Fund	\$784,671,715	\$850,842,423 \$944,668,276	\$1,635,514,138 \$1,729,339,991
Internal Service Fund	\$2,404,388,342	\$2,413,968,065	\$4,818,356,407

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Bond Proceeds	\$157,296,000	\$98,420,000	\$255,716,000
Total Nongeneral Fund Revenues Available for Appropriation	\$57,158,899,598	\$50,768,351,641 \$49,715,520,041	\$107,927,251,239 \$106,874,419,639
TOTAL PROJECTED REVENUES	\$90,350,656,364	\$80,812,353,419 \$81,819,418,379	\$171,163,009,783 \$172,170,074,743"

Page 2, strike lines 1-10.

Explanation:

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

Item 2 #1s

Legislative Department

Auditor of Public Accounts

Language

Language:

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

Authority: Article IV, Section 18, Constitution of Virginia; Title 30, Chapter 14, Code of Virginia.

A. Out of this appropriation shall be paid the annual salary of the Auditor of Public Accounts, \$218,491 from July 10, 2022 to June 9, 2023, \$229,416 from June 10, 2023 to December 9, 2023, and \$234,004 from December 10, 2023 to June 30, 2024.

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

C. The specifications of the Auditor of Public Accounts for the independent certified public accountants auditing localities shall include requirements for any money received by the sheriff.

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These requirements shall include that the independent certified public accountant must submit a letter to the Auditor of Public Accounts annually providing assurance as to whether the sheriff has maintained a proper system of internal controls and records in accordance with the Code of Virginia. This letter shall be submitted along with the locality's audit report.

D.1. Each locality establishing a utility or enacting a system of service charges to support a local stormwater management program pursuant to § 15.2-2114, Code of Virginia, shall provide to the Auditor of Public Accounts by October 1 of each year, in a format specified by the Auditor, a report as to each program funded by these fees and the expected nutrient and sediment reductions for each of these programs. For any specific stormwater outfall generating more than \$200,000 in annual fees, such report shall include identification of specific actions to remediate nutrient and sediment reduction from the specific outfall.

2. The Auditor of Public Accounts shall include in the Specifications for Audits of Counties, Cities, and Towns regulations for all local governments establishing a utility or enacting a system of service charges to support a local stormwater management program pursuant to § 15.2-2114, Code of Virginia, a requirement to ensure that each impacted local government is in compliance with the provisions of § 15.2-2114 A., Code of Virginia. Any such adjustment to the Specifications for Audits of Counties, Cities, and Towns regulations shall be exempt from the Administrative Process Act and shall be required for all audits completed after July 1, 2014.

E. The Auditor of Public Accounts' Specifications for Audits of Counties, Cities, and Towns and the Specifications for Audits of Authorities, Boards, and Commissions, for the independent certified public accountants auditing localities and local government entities, shall include requirements related to the communication of other internal control deficiencies or financial matters, commonly referred to as a management letter. These requirements shall include that any such communication issued by the independent certified public accountants related to other internal control deficiencies or other financial matters that merit the attention of management and the governing body must be made in the form of official, written communication.

F. Out of the amounts appropriated in this item, \$325,000 the first year and \$325,000 the second year from the general fund shall be available to implement compensation adjustments to address recruitment and retention. Implementation of the salary adjustments is contingent on the approval of a compensation plan by the Committee on Joint Rules

G. The Auditor of Public Accounts shall include in the annual Specifications for Audits of Counties, Cities, and Towns, and Specifications for Audits of Authorities, Boards, and Commissions, for the independent certified public accountants auditing localities and local government entities, requirements to ensure that each city and county and applicable local government entity comply with the provisions of Article 12 (§ 2.2-2365 et seq.) of Chapter 22 of Title 2.2, Code of Virginia, and any guidelines, procedures, and criteria set forth by the Opioid Abatement Authority relating to opioid abatement funds. Any such adjustment to the requirements in the Specifications for Audits of Counties, Cities, and Towns and the Specifications for Audits of Authorities, Boards, and Commissions, shall be exempt from the Administrative Process Act and shall be required for audits effective for fiscal years beginning on July 1, 2024, and thereafter.”

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Explanation:

(This language only amendment directs annual audits of local expenditures to include a review of the use of any opioid settlement funds. Such review is to ensure compliance with guidelines, procedures, and criteria set forth by the Opioid Abatement Authority, and in turn, compliance with specific national agreements and Virginia court orders related to such settlements, the overarching statewide memorandum of understanding for allocation of opioid abatement monies, and the provisions of Article 12, Chapter 22 of the Code of Virginia. A companion amendment to Senate Bill 30 proposes the same language to require such reviews in ongoing biennia. It is the intent that this Item be properly set out in enrolling.)

Item 6 #1s

Legislative Department	FY22-23	FY23-24
Division of Legislative Services	\$0	\$231,191 NGF

Language:

Page 4, line 8, strike "\$9,315,530" and insert "\$9,546,721".

Page 4, line 8, strike "Not set out." and insert:

Authority: Title 30, Chapter 2.2, Code of Virginia.

A. Out of this appropriation shall be paid the annual salary of the Director, Division of Legislative Services, \$183,500 from July 10, 2022 to June 9, 2023, \$192,938 from June 10, 2023, to December 9, 2023, and \$196,797 from December 10, 2023 to June 30, 2024.

B. Notwithstanding the salary set out in paragraph A. of this item, the Committee on Joint Rules may establish a salary range for the Director, Division of Legislative Services.

C. The Division of Legislative Services shall continue to provide administrative support to include payroll processing, accounting, and travel expense processing at no charge to the Behavioral Health Commission, the Chesapeake Bay Commission, the Joint Commission on Health Care, the Virginia Commission on Youth, the Commission on Electric Utility Regulation, and the Virginia State Crime Commission.

D. Out of this appropriation, \$250,000 the first year from the general fund is provided to support the work of the Senate Joint Resolution 47 (2014) Joint Subcommittee to Study Mental Health Services in the Commonwealth in the 21st Century. The funding may be used to contract for expertise and assistance in its work to evaluate the community-based system of service delivery or other related topics as required by the work of the Joint Subcommittee. Any contractor hired shall evaluate the current system along with alternative delivery systems to provide the necessary information and assistance to the subcommittee in determining the most appropriate delivery system, or modifications to the current delivery system, that ensures access, quality, consistency, and accountability. Any remaining balance at year-end shall be carried forward to the subsequent fiscal year.

E.1. 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

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Response, authorized by Senate Joint Resolution 10 of the 2022 General Assembly. 2. Notwithstanding any other provision of law, the Senate Joint Resolution 10 (2022 Session) Joint Subcommittee to Examine the Commonwealth's Pandemic Response shall continue conducting its study and meet as needed, provide an interim status report by the first day of the 2024 General Assembly Session, and provide a final report by September 1, 2024. Any remaining appropriation at year end shall be carried forward to the subsequent fiscal year to support the Joint Subcommittee.

F. Included in this item is ~~\$327,152~~ \$558,343 in the second year from dedicated special revenue to implement the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee.

G. Out of this appropriation, \$250,000 the second year from the general fund is provided for the Division to procure additional expertise as necessary in its role as staff support to the Virginia Gaming Commission established by House Joint Resolution 548, 2023 Acts of Assembly. In addition to the activities directed in HJR 548, the Joint Subcommittee shall evaluate all potential options to consolidate gaming regulation and oversight in the Commonwealth and provide a detailed transition plan in support of recommendations."

Explanation:

(This amendment appropriates an additional \$231,191 in the second year in dedicated special revenue generated from sales of the "Friends of the Chesapeake Bay" license plate for the recommendations of the Chesapeake Bay Restoration Fund Advisory Committee. It is the intent that this Item will be properly set out in enrolling.)

Item 113 #1s

Commerce and Trade

Economic Development Incentive Payments

Language

Language:

Page 24, line 29, after "property." insert "Any funding remaining at the end of fiscal year 2024 shall be carried forward to the next fiscal year and reappropriated for the purposes described in this paragraph."

Explanation:

(This amendment provides for the carryforward of the \$6.0 million appropriated in FY 2024 for an economic development incentive to be provided related to the sale of the Central Virginia Training Center.)

Item 113 #2s

Commerce and Trade

Amendments to SB 29 (as Introduced)

Economic Development Incentive Payments

Language

Language:

Page 24, line 36, after "projects." strike "The Director"

Page 24, strike lines 37 to 39.

Explanation:

(This amendment eliminates language allowing for the purchase of land with funds from the Business Ready Sites Acquisition Fund. This would override Code requirements for purchases from the fund.)

Item 113 #3s

Commerce and Trade

FY22-23

FY23-24

Economic Development Incentive
Payments

\$0

(\$8,500,000) GF

Language:

Page 20, line 6, strike "\$412,113,433" and insert "\$403,613,433".

Page 23, strike lines 50 through 57.

Page 24, strike lines 1 through 17.

Explanation:

(This amendment redirects for other priorities funding that was provided in FY 2024 to the Economic Development Authority of York County to support a cruise ship port-of-call location and related visitor support and tourism.)

Item 136 #1s

Education: Elementary and Secondary

Direct Aid to Public Education

Language

Language:

Page 43, line 24, at the end of the sentence, add:

"Of this amount, \$1,500,000 is provided to Newport News Public schools to support safety and security improvements at Richneck Elementary School."

Explanation:

(This amendment adds language to designate funding to Richneck Elementary School in Newport News for safety and security improvements.)

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Item 137 #1s

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

\$0

(\$9,634,497) GF

Language:

Page 43, line 42, strike "\$9,043,644,838" and insert "\$9,034,010,341".

Page 45, line 22, strike "\$104,725,591" and insert "\$95,091,094".

Page 67, line 30, strike "\$104,725,591" and insert "\$95,091,094".

Explanation:

(This technical amendment updates FY 2024 enrollment data for the Virginia Preschool Initiative.)

Item 137 #2s

Education: Elementary and Secondary

FY22-23

FY23-24

Direct Aid to Public Education

\$0

(\$595,207) GF

Language:

Page 43, line 42, strike "\$9,043,644,838" and insert "\$9,043,049,631".

Explanation:

(This technical amendment recaptures \$595,207 GF in early childhood savings in FY 2024.)

Item 244 #1s

Education: Other Education

FY22-23

FY23-24

Virginia Commission for the Arts

\$0

\$1,000,000 GF

Language:

Page 91, line 42, strike "\$6,157,412" and insert "\$7,157,412".

Page 91, line 42, strike "Not set out." and insert:

Amendment Drawn to Chapter 1

Page 290, after line 26, insert:

"D. Out of this appropriation, \$1,000,000 the second year from the general fund is provided to the town of Abingdon to support the William King Museum."

Explanation:

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(This amendment provides \$1.0 million GF the second year to the town of Abingdon to support the William King Museum.)

Item 274 #1s

Finance

FY22-23

FY23-24

Department of Taxation

\$0

\$546,540 GF

Language:

Page 93, line 20, strike "\$64,590,357" and insert "\$65,136,897".

Explanation:

(This amendment provides \$546,540 the second year from the general fund for the implementation of electronic filing for Virginia's Bank Franchise Tax through a secure electronic portal maintained by the Department of Taxation (authorized in the 2023 Session). The final budget did not reflect funding to meet the total funding need. It is the intent that this Item be properly set out upon enrolling.)

Item 304 #1s

Health and Human Resources

Department of Medical Assistance Services

Language

Language:

Page 109, after line 11, insert:

"7. No contract for Cardinal Care Managed Care awarded under RFP 13330 shall take effect prior to July 1, 2025."

Explanation:

(This amendment ensures the General Assembly has an opportunity to review and consider all changes to the new Medicaid manage care contracts by delaying implementation until July 1, 2025.)

Item 340 #1s

Health and Human Resources

Department of Social Services

Language

Language:

Page 150, line 20, strike "\$3.0" and insert "\$5.5".

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Page 150, line 22, after "Development", insert "and local Departments of Social Services".

Explanation:

(This amendment provides language that clarifies that nongeneral funds from the Percentage of Income Payment Program (PIPP) Fund shall be used to reimburse local Departments of Social Services for the administration of the PIPP program, consistent with § 56-585.6, Code of Virginia, and increases the maximum allowable reimbursement from the fund from \$3.0 million to \$5.5 million.)

Item 380 #1s

Natural and Historic Resources

Department of Environmental Quality

Language

Language:

Page 174, line 14, strike "Not set out." and insert:

Amendment Drawn to Chapter 1

Page 469, line 11 strike "Harrison Branch Improvement Project" and insert "Harrison Branch, Greening of Lincoln, Nutrient Loading Reduction, City Hall/Police Station Campus Parking Lot, Robert's Park, Hillwood Avenue East, and Sherrow Avenue Stormwater Improvement Projects."

Explanation:

(This language-only amendment clarifies the project eligibility for funding previously provided.)

Item 402 #1s

Public Safety and Homeland Security

FY22-23

FY23-24

Department of Corrections

\$0

(\$128,016) GF

Language:

Page 183, line 3, strike "\$882,843,811" and insert "\$882,715,795".

Explanation:

(This amendment removes \$128,016 GF the second year to phase in funding for Lawrenceville Correctional Center to transition from private to state management, bringing the total increase to \$5.2 million GF in FY 2024.)

Item 408 #1s

Amendments to SB 29 (as Introduced)

Public Safety and Homeland Security

FY22-23

FY23-24

Department of Criminal Justice
Services

\$0

\$5,081,671 NGF

Language:

Page 185, line 37, strike "\$220,882,998" and insert "\$225,964,669".

Page 185, line 37, strike "Not set out." and insert:

Amendment Drawn to Chapter 1

Page 504, after paragraph V, insert:

"W. The Department of Criminal Justice Services shall seek the maximum grant award available from the Byrne State Crisis Intervention Program authorized by the U.S. Bipartisan Safer Communities Act and shall use such grant award(s) to establish a grant program no later than June 30th, 2024 to promote and train state and local law enforcement and Commonwealth's Attorneys to implement and enforce § 19.2-152.13, Code of Virginia."

Explanation:

(This amendment provides \$5.1 million NGF the second year as a placeholder amount and directs the Department of Criminal Justice Services to seek the maximum grant award possible for the Byrne State Crisis Intervention Program authorized by the federal Bipartisan Safer Communities Act and to use such grant awards to establish a grant program no later than June 30th, 2024 to promote and train state and local law enforcement and Commonwealth's Attorneys to implement and enforce § 19.2-152.13, *Code of Virginia*, related to substantial risk orders or "red flag" laws.)

Item 465 #1s

Transportation

FY22-23

FY23-24

Virginia Port Authority

\$0

\$7,500,000 GF

Language:

Page 188, line 5, strike "\$11,612,325" and insert "\$19,112,325".

Item 188, line 5, strike "Not set out."

Amendment Drawn to Chapter 1:

Page 552, after line 30, insert:

"D. Out of the amounts in this item, \$7,500,000 the second year from the general fund is provided to fund a pilot municipal dredge program operated by the Middle Peninsula Chesapeake Bay Public Access Authority for the dredging of shovel-ready projects, to be distributed by the Virginia Port Authority upon approval of a Municipal Dredging Operating Program and a Municipal Dredging Operating Agreement. Funding for this program is designated for shovel-ready shallow-draft dredging projects in localities identified in Chapter 66 of the Code of Virginia, or through the development of operating agreements between the

Amendments to SB 29 (as Introduced)

Middle Peninsula Chesapeake Bay Public Access Authority and the Eastern Shore Water Access Authority or the Northern Neck Public Access Authority."

Explanation:

(This amendment provides \$7.5 million from the general fund in FY 2024 for municipal dredging projects.)

Item 479 #1s

Veterans and Defense Affairs

FY22-23

FY23-24

Department of Military Affairs

\$0

(\$312,474) GF

Language:

Page 189, line 16, strike "\$9,966,587" and insert "\$9,654,113".

Explanation:

(This amendment redirects \$312,474 GF the second year proposed in the introduced budget to reimburse the Department of Military Affairs for legal and other costs associated with an agreement with Virginia Electronic and Power Company related to the Coastal Virginia Offshore Wind project.)

Item 485 #1s

Central Appropriations

Central Appropriations

Language

Language:

Insert at the end of paragraph J.1. in Item 485: "Any remaining balance in the appropriation for government transformation initiatives shall revert to the general fund on June 30, 2024."

Explanation:

(This amendment directs through language the reversion of any remaining funds for transformation initiatives. It is the intent that this Item be set out properly upon enrolling the bill.)

Item 486 #1s

Central Appropriations

Central Appropriations

Language

Language:

Page 194, after line 31, insert:

"13) American Rescue Plan Act of 2021 (ARPA) funds authorized in paragraph A.2.f. 12)a) and b), Item 486, of Chapter 1, 2023 Acts of Assembly, Special Session I, and paragraph B.2.k.4), Item 479.20 of Chapter 1, 2021 Acts of Assembly, Special Session II, which have been authorized by Department of Environmental Quality prior to January 1, 2024, to individual facilities listed in the Enhanced Nutrient Removal Certainty Program under § 62.1 - 44.19:14, Code of Virginia, may be used to reimburse such facilities for costs incurred for nutrient removal and other wastewater treatment facility improvements approved by the Department of Environmental Quality as within the allowed scope of infrastructure projects under ARPA and applicable federal implementing regulations."

Explanation:

(This amendment provides the Department of Environmental Quality (DEQ) the flexibility to apply previously authorized ARPA funds to nutrient reduction and other treatment facility improvements that DEQ would otherwise find acceptable or critical uses.)

Item 486 #2s

Central Appropriations

Central Appropriations

Language

Language:

Page 198, after line 52, insert:

"2) \$2,800,000 in the second year to the Department of Elections (132) to be distributed to localities as follows: (i) \$324,000 for localities that are paper-based and need to implement electronic poll books; and (ii) \$2,476,000 to provides grants to localities to upgrade and maintain their systems, if needed, to implement ballot-on-demand systems.

3) Notwithstanding Item 483.10, Chapter 1, 2023 Special Session I Acts of Assembly, \$2,800,000 from the amount of funding provided for the Department of Social Services for redeterminations and appeals work shall be reallocated to the Department of Elections pursuant to the preceding paragraph."

Explanation:

(This amendment redirects the use of \$2.8 million in American Rescue Plan Act (ARPA) funds to the Department of Elections to provide grants to localities. These ARPA funds are redirected from funds provided to the Department of Social Services for eligibility redeterminations, which is being expended slower than expected.)

Item 487.50 #1s

Central Appropriations

Central Appropriations

Language

Language:

Page 203, Line 15, unstrike "Virginia Economic Development"

Page 203, line 16, unstrike "Partnership (310)"

Page 203, line 17, strike "Office of the Secretary of Labor (195)"

Page 203, line 48, unstrike "Virginia Economic Development"

Page 203, Line 49, unstrike "Partnership" and strike "Office of the Secretary of Labor" and unstrike "in accordance with the provisions established in §"

Page 203, Line 50, unstrike "23.1-1244"

Page 203, line 53, after "fields." Insert "Any balance remaining on June 30, 2024, shall be carried forward for the same purpose."

Explanation:

(This amendment removes proposed actions to change the administrative oversight of the Advanced Manufacturing Talent Investment Program from the Virginia Economic Development Partnership to the Secretary of Labor. This ensures the current appropriation for the program is distributed to projects based on eligibility. There is a process and plan in place to distribute the remaining balance to projects to help meet the hiring needs of manufacturers in Hampton Roads and Southwest Virginia.)

			Item 498 #1s
Independent Agencies	FY22-23	FY23-24	
Virginia Retirement System	\$0	\$183,000	NGF

Language:

Page 206, line 11, strike "\$19,645,202" and insert "\$19,828,202".

Explanation:

(This amendment provides \$183,000 the second year from nongeneral funds for the Virginia Retirement System's implementation costs of bills that passed the Senate. It is the intent to set out this Item upon the enrolling of the bill.)

			Item C-52.60 #1s
Natural and Historic Resources	FY22-23	FY23-24	
Department of Historic Resources	\$0	\$1,400,000	GF

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Language:

Page 218, after line 13, insert:

"C-52.60 New Construction: Construct Clermont Farm Barn Replacement (18642)	\$0	\$1,400,000
Fund Sources: General	\$0	\$1,400,000 "

Explanation:

(This amendment provides \$1.4 million GF the second year for supplemental funding for the Construct Clermont Farm Barn Replacement (18642). This project was authorized in Item C-53.50, Chapter 2, 2022 Special Session I, to replace the barn, which burned down in 2018.)

Item 3-1.01 #1s

Transfers

Interfund Transfers

Language

Language:

Page 228, after line 24, insert:

"QQ. Notwithstanding any other provision of law, on the effective date of this act pursuant to § 4-14.00 of this act, the State Comptroller shall transfer \$89,127,240 to the general fund from the College Partnership Laboratory Schools Fund established pursuant to § [22.1-349.2](#), Code of Virginia."

Explanation:

(This amendment transfers to the general fund unobligated balances from the College Partnership Laboratory Schools Fund.)

Item 3-1.01 #2s

Transfers

Interfund Transfers

Language

Language:

Page 223, line 6, strike "\$174,069,911" and insert "\$169,069,911".

Explanation:

(This amendment reduces by \$5.0 million in FY 2024 the required transfer of Alcoholic Beverage Control Authority net profits to the general fund to account for recent sales revenue trends.)

Item 4-14 #1s

Effective Date

Language

Language:

Page 326, strike lines 20 through 47.

Page 327-332, strike all lines.

Page 333, strike lines 1-15.

Page 333, line 20, unstrike "and".

Page 333, line 20, strike ", twenty-seventh, and twenty-eighth" .

Explanation:

(This amendment removes proposed legislation for the Virginia Sports and Entertainment Authority.)
