

*Report of the
House Appropriations
Subcommittee*

on

Health & Human Resources



House Bill 1600

February 8, 2009

REPORT OF THE SUBCOMMITTEE

on

HEALTH & HUMAN RESOURCES

Mr. Chairmen and Members on the Committee:

Last year when we reported on the actions of the Subcommittee on Health and Human Resources, we put in front of you a plan that we felt preserved critical statewide programs and services for low-income children, the elderly and disabled citizens, despite a challenging economic climate. On December 17, in the governor's introduced budget, proposed amendments made this objective even more daunting as the economic picture provided substantially fewer resources to meet the health and human resource needs of Virginia's most vulnerable citizens. The task became even more daunting given the amendments offered by the Governor that targeted the intellectually disabled, the elderly, and children with significant mental health needs.

Mr. Chairman, with your direction, guidance and support, the subcommittee embarked on a mission of reallocating existing resources in the budget to provide a viable solution to better meet the needs of these vulnerable citizens.

During the public hearings on the budget, we heard compelling testimony from Virginia families about the daily struggle they are facing in caring for their intellectually and developmentally disabled children. In response, this Committee approved House Bill 1853 earlier this Session to require the Governor to prepare a plan to eliminate the urgent care waiting list for community mental retardation (MR) waiver services by the 2018-2020 biennium.

More importantly, Mr. Chairman, under your leadership and the support of this entire Committee, I am pleased to report that the Subcommittee is recommending an additional \$18.6 million in state and federal funding to reduce the waiting list for those in urgent

need of MR waiver services. This funding will restore 200 MR wavier slots, which were eliminated in the introduced budget, and add 200 more MR waiver slots in fiscal year 2010. Together with the 400 new slots we brought on-line at the beginning of fiscal year 2009, we will have added 800 new MR waiver slots in the 2008-10 biennium. This is consistent with the action we approved in the House budget last Session to add 800 slots.

The Subcommittee is also recommending an additional \$1.5 million in general funds to address the waiting list for early intervention services for children with developmental delays, including children with autism or autism spectrum disorder. These services are among the most critical and cost effective we can provide. Some studies have demonstrated that 25 to 35 percent of infants and toddlers who receive these services do not need special education services when they reach school age.

Mr. Chairman and members of the Committee, since the budget was introduced we have also continued to hear concerns from family members, advocates, and community providers about the proposed closures of Southeastern Virginia Training Center and the two mental health facilities for children. Based on the information we have received to date about these proposed closures, the Subcommittee is not confident that adequate planning has taken place to ensure that the future care of these citizens would meet or exceed their current level of care if they were to be discharged from state facility care by June 30, 2009.

Consequently, the Subcommittee is recommending that funding be restored to continue operating the Southeastern Virginia Training Center (SEVTC) and the Commonwealth Center for Children and Adolescents. This will ensure that a safety net is in place to serve the most profoundly and severely disabled living at Southeastern Virginia Training Center, and children and adolescents who need acute psychiatric hospital services that cannot currently be provided by private psychiatric hospitals.

As you know, members of this Committee are very supportive of integrating the disabled into our communities. Yet, the Subcommittee felt we needed to strike a balance between community and facility care, which recognizes choices for families and residents based on their individual needs. This Subcommittee, along with the Capital Outlay Subcommittee is recommending the construction of a new, smaller 75-bed training center and the construction of 12 community intermediate care facilities for the mentally retarded (ICF-MRs). We have added language directing the Commissioner, with the assistance of the Department of General Services, and a state and community planning team to begin planning for the construction and transition of a portion of the residents at SEVTC. We believe the transition needs to start with individual needs assessments, the identification of appropriate services in the community, the construction of additional community housing, and plans to transition our state employees into community service jobs along with some SEVTC residents. We recommend regular reports from the Commissioner on the progress of the plan, and authorize the transition of residents, if appropriate, beginning next year. But, let me be clear, we make no assumptions that residents be moved until their needs and choices are considered. Therefore, we are recommending full restoration of operating costs at the facility until the new facility is complete and residents have been transitioned into appropriate community placements.

The Subcommittee is also recommending the full restoration of funds to continue operating the Commonwealth Center for Children and Adolescents, based on our lingering concerns about the availability of a safety net for children who require intensive and sometimes lengthy acute psychiatric services. However, we are supportive of the idea of working with the community to examine the current and future role of the Commonwealth in providing acute psychiatric services to children and adolescents. Therefore, we are recommending that the Commissioner convene a workgroup of families, community advocates, providers, and others to examine the role of the Commonwealth in the provision of children's acute psychiatric services. We need to determine how to best deliver these

services in the future, while ensuring a safety net is in place so these children do not fall through the cracks.

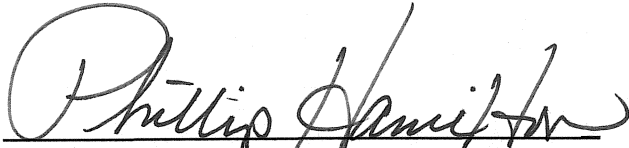
Mr. Chairman, as you know, the Governor proposed funding a portion of the Medicaid budget using revenues from a proposed increase in cigarette taxes. This proposal was rejected and consequently we were faced with a hole in our Medicaid budget. Additional cuts to the Medicaid budget to fix this hole would have been devastating on vulnerable patients and our Medicaid partners who provide critical health safety net services. With the Committee's assistance, we were able to cobble together the funding required to restore \$155 million in general funds to the Medicaid program without reducing services or provider rates.

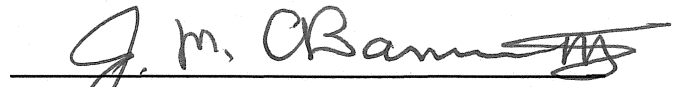
In addition, the Subcommittee is recommending a small restoration of \$8.2 million in state and federal funds for nursing home payments. This funding will offset an accounting problem with the inflation reductions for some nursing homes in fiscal year 2010, which has the unintended consequence of double counting the reduction.

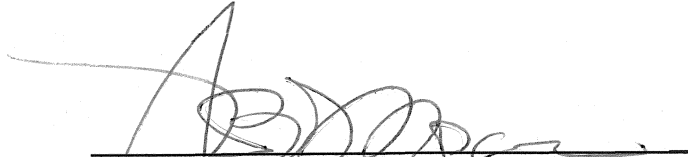
Mr. Chairman, as I continue to say that this is probably the toughest Subcommittee assignment a member of this Committee can have, the decisions are never easy, and the needs will always overshadow the available resources. The members of this Subcommittee are truly committed to helping meet the needs of our most vulnerable Virginians. I would like to thank the subcommittee members for their hard work this Session. In addition, I would like to thank the entire Committee for your efforts to mitigate the proposed reductions and preserve our safety net for vulnerable citizens.

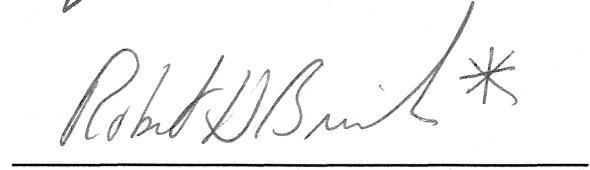
Mr. Chairmen and fellow Committee members, the details of the Subcommittee's recommendations are contained in the attachments, which the staff will walk through with you. It is our hope that you will adopt our recommendations.

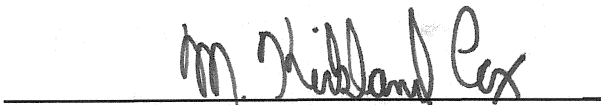
Respectfully Submitted by the House Appropriations Subcommittee
on Health & Human Resources:


Phillip A. Hamilton, Chairman


John M. O'Bannon, III



Harvey B. Morgan


Robert H. Brink


M. Kirkland Cox


Mamy E. BaCote


R. Steven Landes


Rosalyn R. Dance

* EXCEPT ITEMS 301 #2h
4-5.04 #1h
4-5.04 #2h

**HB 1600
Amendment**

2008-10 Biennium		
General Fund	Nongeneral Fund	FTE

Health & Human Resources

Department for the Aging			
Blueprint for Aging Services	Language		
Comprehensive Services For At-Risk Youth And Families			
Intensive Care Coordination	Language		
CSA Training and Technical Assistance	Language		
Revise Estimate of CSA Expenditures	(2,000,000)	0	
Department For The Deaf And Hard-Of-Hearing			
Norton Relay Center Minimum Position Level	Language		
Department Of Health			
Regulation of Outpatient Clinics	Language		
Restore Portion of New Funding for Life for Rescue Squad Assistance Fund	Language		
Heirloom Birth Certificate	Language		
WIC System Procurement	Language		
Adjust GF Appropriation for Bedding Fee Revenues	60,000	0	
Department Of Health Professions			
Drug Disposal Program	Language		
Department Of Medical Assistance Services			
Replace VHCF with GF in Medicaid	154,900,000	(154,900,000)	
Add 400 MR Waiver Slots	9,307,456	9,307,456	
Restore Funds-Southeastern Virginia Training Center	8,318,777	3,887,500	
Restore Funding to Nursing Homes	4,058,093	4,058,093	
Capture Medicaid Savings-FY 2010 Remittance Chgs.	(6,030,424)	(6,030,424)	
Hospice Care Requirement for Personal Care	Language		
Personal Care Rates	Language		
Information on Pers. Care Staffing Requirements	Language		
Healthy Families Matching Funds	Language		
Restore Policy to Include Inflation in Medicaid Forecast	Language		
Emergency Regulations for MR Waiver Renewal	Language		
Emergency Regs.-Long-stay Hospital Payment Chgs.	Language		
Department Of Mental Health, Mental Retardation And Substance Abuse Services			
Plan for SEVTC Rebuild & Community Transition	Language		
Modify Funding Allocation Tables for SEVTC	Language		
Restore Funds & Positions for Commonwealth Center for Children and Adolescents (CCCA)	6,218,777	1,800,000	100.00
Continued Operation of CCCA and Work Group	Language		
Modify Funding Allocation Tables for CCCA	Language		
Add 400 MR Waiver Slots	Language		
Part C Early Intervention Services for FY 2010	1,500,000	0	
Lease of ESH Buildings to CSBs in HPR 5	Language		
Department Of Social Services			
HB 2340-Repeal Funds for CPS Differential Response System	(50,000)	(18,661)	
Virginia Alliance of Boys & Girls Clubs	Language		
Restore Funding for Tri-County Comm. Action Agency	Language	100,000	
Remove Funding for Relocation of the Central Office	(755,908)	(403,312)	
Local DSS Office Space	Language		
DSS Eligibility & Benefits Determination System	Language		
TANF Balance	Language		
	=====	=====	=====
Subtotal-Health & Human Resources	175,526,771	(142,199,348)	100.00

**HB 1600
Amendment**

2008-10 Biennium		
<u>General Fund</u>	<u>Nongeneral Fund</u>	<u>FTE</u>

Health & Human Resources

Part 3: Transfers

Health Department Indirect Cost Recoveries	1,000,000
Reflect Cash Transfer of Bedding Revenues	Language

Part 4: General Provisions

No State or Nongeneral Funds for Abortion Svcs.	Language
No State or Nongeneral Funds for Planned Parenthood	Language

Governor's TANF Block Grant Funding 2008-10 Budget Proposal

<u>TANF Resources</u>	<u>FY 2009</u>	<u>FY 2010</u>
Annual TANF Block Grant Award	\$158,285,000	\$158,285,000
Carry Forward From Prior Fiscal Year	53,615,681	29,144,526
TANF Resources Available	\$211,900,681	\$187,429,526
 <u>TANF Expenditures</u>		
<i>VIP/VIEW Core Benefits and Services</i>		
TANF Income Benefits	47,580,620	53,283,632
TANF Child Support Supplement	5,550,000	4,800,000
VIEW Employment Services	9,325,332	9,325,332
VIEW Child Care Services	1,170,644	2,170,644
Subtotal, VIP/VIEW Benefits and Services	\$63,626,596	\$69,579,608
<i>Administration</i>		
State Administration	2,700,607	2,700,607
Information Systems	3,997,580	3,997,580
Local Direct Service Staff and Operations	33,549,000	33,549,000
Local Eligibility and Administration	12,168,977	12,168,977
Subtotal, Administration	\$52,416,164	\$52,416,164
<i>TANF Programming</i>		
Department of Housing & Community Development	4,910,128	4,910,128
Local Domestic Violence Grants	1,062,500	1,387,500
Centers for Employment & Training	637,500	637,500
Domestic Awareness Campaign	127,500	127,500
Child Advocacy Centers	300,000	100,000
People, Inc.	42,500	0
Community Action Agencies	3,397,859	6,312,645
Tri-County Community Action Agency	0	100,000
Healthy Families/Healthy Start	4,139,820	5,472,779
Comprehensive Services Act Trust Fund (CSA)	965,579	965,579
United Community Ministries	38,250	0
Comprehensive Health Investment Project (VDH)	2,141,890	1,070,945
Teen Pregnancy Prevention Programs (VDH)	910,000	455,000
Partners in Prevention Programs (VDH)	765,000	382,500
Subtotal, TANF Programming	\$19,438,526	\$21,922,076
TANF Expenditures, Total	\$135,481,286	\$143,917,848
<i>Transfers to other Block Grants</i>		
CCDF Transfer – Address Child Care Shortfall	6,249,369	5,965,825
CCDF Transfer – Expand At-Risk Child Care	6,000,000	6,000,000
CCDF Transfer – At-Risk Child Care Supplement	8,200,000	8,200,000
CCDF Transfer to Head Start (Wraparound) Services	2,500,000	2,500,000
SSBG – Transfer for Adoption Services	10,500,000	
SSBG Transfer–Comp. Services Act	4,405,502	4,405,502
SSBG Transfer-Local Staff Support	9,419,998	9,419,998
TANF Transfers, TOTAL	\$47,274,869	\$36,491,325
Total, TANF Expenditures & Transfers	\$182,756,155	\$180,409,173
Ending Balance		\$7,020,353

Amendments to House Bill 1600, as Introduced

Health and Human Resources Subcommittee

Item 282 #1h

Health And Human Resources

Secretary Of Health And Human
Resources

Language

Language:

Page 292, after line 59, insert:

"E. The Secretary of Health and Human Resources shall convene appropriate cabinet-level Secretaries and state agency personnel along with individuals chosen by their respective association to represent community-based services and supports. The represented services and supports shall include but not be limited to: caregiver supports, home health, home modifications, home repair services, homemaker services, independent living skills, intellectual disability supports and services, life-coaching and life-skill services, mental health services, mobility supports, nutrition, social support, specific disease advocacy, therapies and transportation. The blueprint shall span to the year 2025 for planning purposes and shall be comprehensive, not limited to traditional health and human service issues, but rather broad-based issues of active, daily life in our communities with a variety of service models. The blueprint shall build upon the No Wrong Door initiative and the Older Dominion Partnership. The blueprint shall be presented to the Governor and Chairmen of the House Appropriation and Senate Finance Committees no later than November 1, 2009."

Explanation:

(This amendment requires the Secretary of Health and Human Resources to develop a blueprint for addressing the comprehensive needs of aging Virginians with the involvement of interested parties.)

Health and Human Resources Subcommittee

Item 283 #2h

Health And Human Resources

Comprehensive Services For
At-Risk Youth And Families

Language

Language:

Page 297, after line 57, insert:

"e. At the direction of the State Executive Council, local Community Policy and Management Teams (CPMT) and Community Services Boards (CSBs) shall work

Amendments to House Bill 1600, as Introduced

collaboratively in their service areas to develop a local plan for intensive care coordination (ICC) services that best meets the needs of the children and families. If there is more than one CPMT in the CSB's service area, the CPMTs and the CSB may work together as a region to develop a plan for ICC services. Local CPMTs and CSBs shall also work together to determine the most appropriate and cost-effective provider of ICC services for children in their community who are placed in, or at-risk of being placed in, residential care through the Comprehensive Services Act for At-Risk Youth and Families program, in accordance with guidelines developed by the State Executive Council. The State Executive Council and Office of Comprehensive Services shall establish guidelines for reasonable rates for ICC services and provide training and technical assistance to CPMTs and fiscal agents regarding these services."

Explanation:

(This amendment adds budget language to require local Community Policy and Management Teams (CPMT) and Community Services Boards (CSBs) to work collaboratively on developing local plans for intensive care coordination (ICC) for CSA children placed in or at risk of placement in residential care and to determine the service provider for these services. Finally, language requires the State Executive Council and Office of Comprehensive Services to develop guidelines for reasonable rate for ICC services and provide training and technical assistance for these services.)

Health and Human Resources Subcommittee

Item 283 #3h

Health And Human Resources

Comprehensive Services For
At-Risk Youth And Families

Language

Language:

Page 295, line 26, after "measures," insert:

"building community-based services, including creation of partnerships with private providers and non-profit groups,".

Page 295, line 31, after "paragraph.", insert:

"A training plan shall be presented to, and approved by, the State Executive Council before the beginning of each fiscal year. A training calendar and timely notice of programs shall be provided to Community Policy and Management Team and family assessment and planning team members statewide as well as to local fiscal agents and chief administrative officers of cities and counties. A report on all regional and

Amendments to House Bill 1600, as Introduced

statewide training sessions conducted during the fiscal year, including (i) a description of each program and trainers, (ii) the dates of the training and the number of attendees for each program, (iii) a summary of evaluations of these programs by attendees, and (iv) the funds expended, shall be made to the Chairmen of the House Appropriations and Senate Finance Committees and to the members of the State Executive Council by December 1 of each year."

Explanation:

(This amendment requires the Office of Comprehensive Services to develop a plan for conducting training sessions through the fiscal year. In addition, language is added requiring reporting on training session dates, programs, trainers, evaluations and funds expended beginning December 1 of each year.)

Health and Human Resources Subcommittee

Item 283 #6h

Health And Human Resources

FY 08-09

FY 09-10

Comprehensive Services For
At-Risk Youth And Families

(\$2,000,000)

\$0 GF

Language:

Page 293, line 16, strike "\$361,491,012" and insert "\$359,491,012".

Explanation:

(This amendment captures savings in the Comprehensive Services Act for At-Risk Youth and Families program from a revised estimate of expenditures in fiscal year 2009.)

Health and Human Resources Subcommittee

Item 288 #1h

Health And Human Resources

Department For The Deaf And
Hard-Of-Hearing

Language

Language:

Page 304, unstrike lines 34 through 35.

Page 304, line 34, strike "105" and insert "90"

Page 304, line 35, after "positions.", insert:

"However, if the workforce level drops below 90 positions due to attrition, voluntary

Amendments to House Bill 1600, as Introduced

separations, transfers, voluntary retirements, and disability retirements, the Center is prohibited in filling vacant positions, unless employment at the Center drops below 75 positions."

Explanation:

(This amendment restores language deleted in the introduced budget which would require the Department to include a provision in its Request for Proposals for deaf and hard of hearing relay services that the Norton Relay Center maintain a minimum 105 full-time equivalent positions. Language is modified to change the minimum number of positions maintained by the Relay Center from 105 to 90. This reduction in workforce at the Relay Center will be achieved only through voluntary separations, retirements, transfers and disability retirements. Language is also modified to prohibit the Center from filling vacant positions unless employment drops below 75 positions.)

Health and Human Resources Subcommittee

Item 290 #1h

Health And Human Resources

Department Of Health

Language

Language:

Page 306, line 44, strike "2,645,375" and insert: "1,645,375".

Page 306, line 49, strike "1,600,000" and insert "600,000".

Page 306, line 50, after "from", insert "a portion of".

Explanation:

(This amendment adds language reducing the amount of funding contained in the introduced budget which diverts \$0.25 from an increase in \$4 for Life Funding for the Department of State Police's med-flight operations. In 2008, the General Assembly increased \$4 for Life Funding from \$4.00 to \$4.25. Funding was to be deposited to the Rescue Squad Assistance Fund (RSAF). This language amendment restores \$1.0 million of that proposed reduction to the RSAF. A companion amendment in Item 420 for the Department of State Police restores \$1.0 million from the general fund for med-flight which was reduced in the introduced budget.)

Health and Human Resources Subcommittee

Item 292 #1h

Health And Human Resources

Department Of Health

Language

Amendments to House Bill 1600, as Introduced

Language:

Page 307, after line 51, insert:

"C. The Department of Health shall examine the feasibility of developing a mechanism to make available a birth certificate suitable for display, otherwise referred to as an "Heirloom" birth certificate (HBC). As part of the feasibility analysis, the Department shall determine the impact of imposing a fee for HBC orders which would cover all administrative costs to the Office of Vital Records for developing this program and processing HBC orders. The Office shall examine whether other states have implemented such a program, what fees are imposed, the costs of running such a program, and how much revenue other states collect from the program. The Department shall report its findings to the Chairmen of the House Appropriations and Senate Finance Committees by November 1, 2009."

Explanation:

(This amendment requires the Virginia Department of Health to examine the feasibility of developing an "Heirloom" birth certificate, and establishing a fee sufficient to cover the costs of developing and processing requests for such certificate. Language also requires a report back to the money committees.)

Health and Human Resources Subcommittee

Item 295 #1h

Health And Human Resources

Department Of Health

Language

Language:

Page 311, after line 32, insert:

"G. Notwithstanding any other provision of law, the Commissioner of the Department of Health, in cooperation of the Director of the Division of Women, Infants, and Children (WIC) and Community Nutrition Services, shall provide a written report annually and not later than December 15 of each year to the Chairmen of the House Appropriations and Senate Finance Committees on (i) the progress of the multi-state procurement of a multi-state computerized database "WIC System" known formally as the Crossroads Design, Development and Implementation WIC System; (ii) the division's efforts to ensure that in designing and successfully procuring the WIC System that adequate participant access can be achieved without the current use of slotting or other similar vendor-limiting criteria and the system allows peer groups to be changed to reflect marketplace dynamics and ensure a more equitable vendor comparison; and (iii) the division's efforts to coordinate these

Amendments to House Bill 1600, as Introduced

changes in collaboration with the division's existing Retail Advisory Groups and other stakeholders."

Explanation:

(This amendment requires the Commissioner of Health to report annually on the progress of the development and procurement of a multi-state computerized data system for the Women, Infants, and Children program.)

Health and Human Resources Subcommittee

Item 301 #2h

Health And Human Resources

Department Of Health

Language

Language:

Page 310, after line 49, insert:

"Out of the general fund appropriation for this item, the State Board of Health, in conjunction with the Board of Medicine, shall develop a program for the licensure, inspection and regulation of women's outpatient surgical clinics and physician offices that perform 25 or more abortions per year. Regulations developed pursuant to this program shall include the following minimum requirements: (i) "hospital" shall include any clinic performing 25 or more abortions per year; (ii) any such clinic shall be subject to all of the requirements of this article for outpatient surgical hospitals and the regulations of the Board in the same manner as any other hospital, including any standards, inspections, staffing and laboratory requirements, equipment mandates, or other criteria; (iii) abortions can be performed only by American College of Obstetrics and Gynecology certified physicians who are also licensed by the State Board of Medicine to perform abortions in Virginia; (iv) facilities and physician offices performing abortions must have an advance transfer agreement with the nearest hospital having emergency facilities and all women experiencing emergency complications must be transferred by ambulance to that hospital; (v) physicians performing abortions who reside outside the hospital catchment area must have a prior agreement with a local physician with admitting privileges at the above-mentioned hospital and all women who have an abortion must be provided the name and telephone number of this physician prior to their surgery; (vi) as part of the patient consent process, all patients must receive printed instructions detailing the expected symptoms after the abortion, precautions that should be taken, indications of complications that require being seen by a physician, and emergency telephone numbers of the physician and the above-mentioned hospital; (vii) facilities and physician offices performing abortions must conform to

Amendments to House Bill 1600, as Introduced

the blood-borne pathogens standard of the U. S. Center for Disease Control and Prevention; (viii) patients may not be requested to sign a waiver of liability; (ix) all medical records of the patient must be available to her and to other health care practitioners of her choosing; (x) each facility and applicable physician office will be inspected according to the procedures utilized by the Department of Health in all other outpatient surgical facilities, in compliance with the Code of Virginia; and (xi) all abortions after the first trimester must be performed in licensed clinics in compliance with the Code of Virginia."

Explanation:

(This amendment directs the Board of Health to develop a regulatory program for outpatient surgical centers and physicians offices that perform 25 or more abortions per year.)

Health and Human Resources Subcommittee

Item 301.05 #1h

Health And Human Resources

FY 08-09

FY 09-10

Department Of Health

\$0

\$60,000 GF

Language:

Page 321, line 5, strike "\$12,773,634" and insert "\$12,713,634".

Explanation:

(This amendment restores a \$60,000 general fund appropriation to the Department of Health for fiscal year 2010. The strategy to transfer bedding fee revenues from the Department's Bedding and Upholstery Sanitation Fund to the general fund was erroneously reflected as an appropriation reduction instead of a cash transfer. Companion amendments to page 1 and § 3.1-01 increase the nongeneral fund cash transfer amount for the department.)

Health and Human Resources Subcommittee

Item 303 #1h

Health And Human Resources

Department Of Health Professions

Language

Language:

Page 321, line 40, before "That," insert "A."

Page 321, after line 45, insert:

Amendments to House Bill 1600, as Introduced

"B. The Board of Pharmacy shall work with the Secretary of Health and Human Resources and the Department of State Police to continue planning for the development of an unused pharmaceuticals disposal program to ensure the safe, effective, and proper disposal of unused pharmaceuticals. As part of its work, the Board shall work to identify any sources of state, federal, local or private funding which can be used to implement the program. The Board shall report on its progress on planning for the program and identify potential funding sources to the House Appropriations and Senate Finance Committees by November 15, 2009."

Explanation:

(This amendment is self-explanatory.)

Health and Human Resources Subcommittee

Item 306 #3h

Health And Human Resources	FY 08-09	FY 09-10	
Department Of Medical Assistance	\$0	\$8,318,777	GF
Services	\$0	\$3,887,500	NGF

Language:

Page 324, line 2, strike "\$5,933,087,351" and insert "\$5,945,293,628".

Page 324, line 45, strike "90,026,990" and insert "101,564,490."

Page 324, line 47, strike "90,026,990" and insert "101,564,490."

Page 324, line 54, strike "222,714,872" and insert "219,564,872".

Page 324, line 55, strike "222,714,872" and insert "219,564,872".

Explanation:

(This amendment restores \$8.3 million to the general fund and \$3.9 million in matching federal funds and adds language in the Department of Medical Assistance Services for Medicaid reimbursement for care provided to residents of the Southeastern Virginia Training Center. The introduced budget had reduced Medicaid funding to reflect the closure of SEVTC, and diverted \$4.1 million to transfer 120 residents to community care and transfer 55 residents to other training centers. A companion amendment in the Department of Mental Health, Mental Retardation and Substance Abuse Services restores budget language for SEVTC to provide for its continued operation.)

Health and Human Resources Subcommittee

Item 306 #4h

Health And Human Resources	FY 08-09	FY 09-10	
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Amendments to House Bill 1600, as Introduced

Department Of Medical Assistance	\$0	\$4,058,093	GF
Services	\$0	\$4,058,093	NGF

Language:

Page 324, line 2, strike "\$5,933,087,351" and insert "\$5,941,203,537".

Explanation:

(This amendment restores \$4.1 million from the general fund and an equal amount of federal Medicaid matching funds the second year in payments to nursing homes in fiscal year 2010 to increase operating reimbursement to nursing homes by one percent in fiscal year 2010. The 2008 General Assembly had capped the introduced budget proposed eliminating inflation in payments to nursing homes in fiscal year 2010, however, conflicting actions in the introduced budget would have had the effect of double counting the reduction amount in fiscal year 2010 for many nursing homes. This reduction was intended to cap the nursing facility Medicaid inflation update to no more than two percent. For ease of administration, language implementing the inflation cap required the Department of Medical Assistance Services to reduce direct and indirect care payment rates by 1.329 percent below the normally calculated rates. The state fiscal year 2010 component of this reduction (\$11.7 million in total funds) is inconsistent with the language contained in the introduced budget which eliminates the entire inflation update for nursing facilities and effectively represents a double cut to Medicaid payments for nursing facilities.)

Health and Human Resources Subcommittee

Item 306 #6h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 340, line 33, after "fund.", insert:

"The department shall promulgate regulations to implement this amendment no more than 280 days from the enactment of this act."

Explanation:

(This amendment provides emergency regulatory authority to make changes to the Medicaid reimbursement methodology for long-stay hospitals. The introduced budget includes a budget reduction strategy for long-stay hospitals, but in order for the Department of Medical Assistance Services to implement the necessary changes

Amendments to House Bill 1600, as Introduced

by July 1, 2009, the agency needs emergency regulatory authority.)

Health and Human Resources Subcommittee

Item 306 #7h

Health And Human Resources	FY 08-09	FY 09-10	
Department Of Medical Assistance	\$0	\$9,307,456	GF
Services	\$0	\$9,307,456	NGF

Language:

Page 324, line 2, strike "\$5,933,087,351" and insert "\$5,951,702,263".
Page 324, line 54, strike "222,714,872" and insert "232,022,328".
Page 324, line 55, strike "222,714,872" and insert "232,022,328".

Explanation:

(This amendment provides \$9.3 million from the general fund and \$9.3 million in matching federal Medicaid funds to add 400 mental retardation waiver slots to address the community waiting list for the 2008-10 biennium. It restores 200 waiver slots beginning July 1, 2009, that were scheduled to be available on April 1, 2009 but were eliminated in the introduced budget, and provides 200 additional slots beginning January 1, 2010. These slots, along with the 400 new slots added beginning July 1, 2008 will decrease the community waiting list by 20 percent during the 2008-10 biennium pursuant to House Bill 1853. A companion amendment in Item 316 modifies language in the Department of Mental Health, Mental Retardation and Substance Abuse Services to reflect the waiver funding and number of additional slots provided in the second year.)

Health and Human Resources Subcommittee

Item 306 #11h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 343, after line 50, insert:
"VVV. The Department of Medical Assistance Services shall conform its requirements for hospice provided personal care to federal requirements for Medicare Conditions of Participation for beneficiaries participating in any Medicaid home and community-based waiver services. The department shall have the authority to implement this regulatory change effective July 1, 2009 and prior to the

Amendments to House Bill 1600, as Introduced

completion of any regulatory process undertaken in order to effect such change."

Explanation:

(This amendment directs the Department of Medical Assistance Services remove a regulatory requirement that hospices provide 21 hours per week of personal care to Medicaid beneficiaries participating in any home and community-based waiver services. Federal hospice guidelines require that Medicaid personal care benefits may be used to the extent that the hospice would routinely use the services of a hospice patient's family in implementing a patient's plan of care. Therefore, the current regulatory language requiring hospices to provide 21 hours of care per week regardless of the assessed needs of the hospice patient is in direct conflict with the federal guidelines for a newly enacted standard in the Medicare Conditions of Participation for Hospices.)

Health and Human Resources Subcommittee

Item 306 #18h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 340, strike line 42 and insert:

"FFF. Out of this appropriation, \$1,700,000 from the general fund and \$1,700,000 from nongeneral funds the second year shall be used to".

Page 340, line 43, strike "shall".

Page 340, line 43, strike "consumer-directed".

Page 340, line 45, strike "by three percent".

Page 340, line 46, strike "effective July 1, 2009".

Explanation:

(This language amendment modifies a proposal included in the Governor's budget which would have increased Medicaid payments for consumer-directed personal care services by three percent. Funding is retained, but directed to provide an increase for all providers of personal care services. Because more providers would be eligible for the increase, language specifying the percentage increase is eliminated.)

Health and Human Resources Subcommittee

Item 306 #23h

Health And Human Resources

Amendments to House Bill 1600, as Introduced

Department Of Medical Assistance
Services

Language

Language:

Page 343, after line 50, insert:

"VVV. The Department of Medical Assistance Services shall provide information to personal care agency providers regarding the options available to meet staffing requirements for personal care aides including the completion of provider-offered training or DMAS Personal Care Aide Training Curriculum."

Explanation:

(This amendment is self-explanatory.)

Health and Human Resources Subcommittee

Item 306 #24h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 343, after line 50, insert:

"VVV. The Department of Medical Assistance Services, to the extent permissible under federal law, shall enter into an agreement with the local Healthy Families sites so that qualifying funds may be used at the discretion of each site for obtaining matching nongeneral funds when available."

Explanation:

(This amendment adds language requiring the Department of Medical Assistance Services to enter into agreements with local Healthy Family sites to use their funds to match federal Medicaid funds where possible to provide qualified services, to the extent allowable under federal law.)

Health and Human Resources Subcommittee

Item 306 #25h

Health And Human Resources

Department Of Medical Assistance
Services

FY 08-09

FY 09-10

\$0 \$154,900,000 GF

\$0 (\$154,900,000) NGF

Language:

Amendments to House Bill 1600, as Introduced

Explanation:

(This amendment replaces \$154.9 million in nongeneral funds with a like amount of general fund moneys in the Medicaid program. Additional revenue in the Virginia Health Care Fund from a proposed increase in the cigarette tax will not occur, requiring the replacement of this funding with state general fund dollars.)

Health and Human Resources Subcommittee

Item 306 #26h

Health And Human Resources

FY 08-09

FY 09-10

Department Of Medical Assistance

\$0 (\$6,030,424) GF

Services

\$0 (\$6,030,424) NGF

Language:

Page 324, line 2, strike "\$5,933,087,351" and insert "\$5,921,026,503".

Explanation:

(This amendment reflects general fund savings of \$6.0 million and a like amount of matching federal Medicaid funds in fiscal year 2010 from a change in remittances in Medicaid provider payments included in the introduced budget. These changes generated savings in fiscal year 2009, which would flow through to fiscal year 2010 based on projected increases in Medicaid utilization.)

Health and Human Resources Subcommittee

Item 306 #27h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 343, after line 50, insert:

"VVV. Upon approval by the Centers for Medicare and Medicaid Services of the application for renewal of the Mental Retardation Waiver, expeditious implementation of any revisions shall be deemed an emergency situation pursuant to § 2.2-4002 of the Administrative Process Act. Therefore, to meet this emergency situation, the Department of Medical Assistance Services shall promulgate emergency regulations to implement the provisions of this act."

Explanation:

Amendments to House Bill 1600, as Introduced

(This amendment adds language to provide the Department of Medical Assistance Services authority to implement revisions to the Mental Retardation (MR) Waiver as a result of federal approval of the renewal of the MR Waiver. In prior years, similar language authorizing the promulgation of emergency regulations for waiver renewals was provided in the Appropriation Act to allow the Department flexibility to make changes if necessary, but was inadvertently removed.)

Health and Human Resources Subcommittee

Item 311 #2h

Health And Human Resources

Department Of Medical Assistance
Services

Language

Language:

Page 346, line 20, strike "The forecast shall include".
Page 346, strike lines 21 through 27.

Explanation:

(This amendment deletes language contained in the introduced budget which changes existing policy to include inflationary changes, rebasing or other cost adjustments required by law or regulation in the forecast of Medicaid utilization and enrollment. Under Virginia law, certain Medicaid providers, including nursing facilities and hospitals are entitled to yearly inflation adjustments. The policy change in the introduced budget prevents transparency in budgeting and ignores the legal obligation of the Commonwealth.)

Health and Human Resources Subcommittee

Item 315 #1h

Health And Human Resources

Department Of Mental Health,
Mental Retardation And Substance
Abuse Services

Language

Language:

Page 355, after line 62, insert:
"DD.1. The Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services shall work in collaboration with the Health Planning Region (HPR) V Community Services Boards to plan, develop and implement transitional mental health services to qualified individuals discharged from the

Amendments to House Bill 1600, as Introduced

Eastern State Hospital.

2. The Department of Mental Health, Mental Retardation and Substance Abuse Services shall lease the existing buildings and associated grounds corresponding to Buildings 24 and 26 at Eastern State Hospital to the Community Services Boards of HPR V for the purpose of providing transitional mental health services to those qualified individuals discharged from the Eastern State Hospital, on the condition that these buildings are not needed in order to provide state hospital services. The Colonial Services Board will act as the lead agency and fiscal agent for the region for purposes of this project. The property shall be leased to the Colonial Services Board on behalf of the region for a total charge of \$1.00 per year for a period of 25 years. In the event that the region is unable to develop sufficient services or supports to operate regional programs in Buildings 24 and 26 by June 30, 2010, the Department may continue to operate state hospital services from those properties until such time as a workable and funded program is in place to transition care of Eastern State Hospital residents to community-based settings.

3. The Department shall support the region in the development of programs and services on the leased property.

4. The HPR V Community Services Boards shall involve local and regional partners, including local governments, in the planning and development of these programs and services."

Explanation:

(This amendment adds language requiring the Department of Mental Health, Mental Retardation and Substance Abuse Services to work with the Community Services Boards in HPR V to develop transition programs for individuals discharged from Eastern State Hospital (ESH) and lease two buildings at ESH to Community Services Boards in HPR V for these programs.)

Health and Human Resources Subcommittee

Item 315 #2h

Health And Human Resources

Department Of Mental Health,
Mental Retardation And Substance
Abuse Services

Language

Language:

Amendments to House Bill 1600, as Introduced

Page 355, line 32, after "CC." insert "1."

Page 355, line 35, after, "Services", strike the remainder of the line.

Page 355, strike line 36.

Page 355, line 38, strike "closure of" and insert:

"rebuilding and resizing of Southeastern Virginia Training Center (SEVTC)".

Page 355, line 39, strike "the facility".

Page 355, line 41, strike "and" and insert ",".

Page 355, line 42, after "Services," insert:

"the Department of General Services, the Department of Health,".

Page 355, line 50, after "team.", insert:

"The plan shall be based on information from (i) completed individual assessments and service plans for each resident of the facility by Health Planning Region V Community Services Boards (CSBs) and SEVTC treatment teams, (ii) an analysis of the current availability of appropriate community facilities and services, (iii) proposed construction or renovation of community facilities in Health Planning Region (HPR) V, and (iv) an assessment of how current state workers at SEVTC can be transitioned as community care providers in community facilities that have been either identified or are planned for construction in the region."

Page 355, line 52, after "timeline to", insert "appropriately".

Page 355, line 52, after "transition", insert "88".

Page 355, line 53, strike "by June 30, 2009" and insert:

"beginning in fiscal year 2010".

Page 355, line 56, after "facility", insert: "if individual assessments and service plans have been completed, appropriate community housing is available and consumer choice has been considered".

Page 355, line 57, after "provide the", insert "preliminary plan and".

Page 355, line 58, strike "April" and insert "July".

Page 355, line 58, strike "final" and insert "progress".

Page 355, line 59, strike "closure of" and insert:

"plan for resizing and rebuilding".

Page 355, line 60, strike "September" and insert "October".

Page 355, line 60, after "2009", insert:

", and quarterly thereafter until the new facility and community facilities have been constructed and are complete".

Page 355, line 62, strike "closure" and insert:

"resizing and community transition".

Page 355, after line 62, insert:

"2. The Commissioner of the Department Mental Health, Mental Retardation and Substance Abuse Services the Commissioner of Health, and the Director of the

Amendments to House Bill 1600, as Introduced

Department of Medical Assistance Services shall initiate an expedited fast track process to provide technical assistance and certify and license the community facilities under construction and planned for construction in Health Planning Region V.

Explanation:

(This amendment strikes language directing the closure of Southeastern Virginia Training Center (SEVTC) and adds language directing the Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) to work with the Department of General Services and the Department of Health, in addition to the Department of Medical Assistance Services and others on a state and community planning team to plan for rebuilding of a 75-bed facility and the construction of community housing for individuals who would be transitioned to the community. Language requires the plan to be based on certain information such as the assessment of the needs of individuals residing in the facility and their care plans, an analysis of the availability of appropriate community facilities and services and proposed construction or renovation of community facilities in the facility's catchment area. Deadlines for a preliminary plan and a progress report are included as well as the requirement of quarterly reports until construction is complete and individuals are transitioned into community housing. Finally, language requires state agencies to fast track licensing and certification of community facilities.)

Health and Human Resources Subcommittee

Item 315 #6h

Health And Human Resources

Department Of Mental Health,
Mental Retardation And Substance
Abuse Services

Language

Language:

Page 355, strike lines 3 through 31 and insert:

"BB.1. The Department of Mental Health, Mental Retardation and Substance Abuse Services shall continue to operate Commonwealth Center for Children and Adolescents (CCCA).

2. The Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services shall convene a work group to examine the current and future role of the Commonwealth and private sector in providing acute psychiatric

Amendments to House Bill 1600, as Introduced

services for children and adolescents. The work group shall include, but not be limited to, a representative from each of the following agencies and organizations: the Department of Juvenile Justice, the Office of Comprehensive Services, the Virginia Association of Community Services Boards, the National Alliance on Mental Illness of Virginia, the Virginia Chapter of the American Academy of Pediatrics, the Psychiatric Society of Virginia, the Virginia Hospital & Healthcare Association, Voices for Virginia's Children, the Virginia Sheriffs Association, the Virginia College of Emergency Physicians, a private provider serving children or adolescents with residential mental health services or with a pending application for certificate of public need to provide these services, and a parent or guardian of affected patient populations. The work group shall meet monthly to examine and make recommendations concerning (i) the Commonwealth's responsibilities to ensure a safety net for children and adolescents in need of acute psychiatric services, (ii) the current and future role of private providers in providing acute psychiatric services for this population including capacity, willingness and ability to provide acute psychiatric services to children currently served by state facilities, (iii) service utilization trends based on non-identifiable patient data including referrals, discharges, lengths of stay, and insurance status, (iv) funding trends and policies for providing public and private services, (v) the cost of providing services by the Commonwealth and by private providers, and (vi) other strategies to promote high quality community-based care while maintaining a safety net of services for children and adolescents in need of acute psychiatric services. The group shall report on its recommendations to the Governor and the House Appropriations and Senate Finance Committees chairmen on November 1, 2009."

Explanation:

(This amendment deletes language contained in the introduced budget directing the Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services to close the Commonwealth Center for Children and Adolescents (CCCA) and affirms the continued operation of the facility. The amendment also adds language for the Commissioner to establish a work group to examine the current and future role of the Commonwealth and private providers in providing acute psychiatric services for children and adolescents. Companion amendments are provided in Items 320 and 322 to restore the funding for the CCCA and allocate it back to the facility for operations.)

Health and Human Resources Subcommittee

Item 316 #2h

Health And Human Resources

FY 08-09

FY 09-10

Amendments to House Bill 1600, as Introduced

Grants To Localities \$0 \$1,500,000 GF

Language:

Page 356, line 30, strike "\$318,567,838" and insert "\$320,067,838".

Explanation:

(This amendment provides \$1.5 million from the general fund the second year to fund Part C services in fiscal year 2010 for infants and toddlers with developmental disabilities, including autism spectrum disorders, from birth through age two. Services include assessment, parent education, occupational therapy, physical therapy, speech therapy and additional developmental services. Studies conducted by some Community Services Boards demonstrate that 25 to 35 percent of infants and toddlers who receive Part C services do not need special education and can transfer to mainstream classrooms, avoiding huge education and health care costs.)

Health and Human Resources Subcommittee

Item 316 #6h

Health And Human Resources

Grants To Localities

Language

Language:

Page 360, line 35, strike "11,694,800" and insert "21,002,256".

Page 360, line 37, strike "11,694,800" and insert "21,002,256".

Page 360, line 42, strike "400" and insert "800".

Explanation:

(This amendment modifies language in the introduced budget to add funding for an additional 400 Medicaid mental retardation waiver slots in the second year. A companion amendment in Item 306 provides the funding in the Department of Medical Assistance Services.)

Health and Human Resources Subcommittee

Item 320 #1h

Health And Human Resources

Mental Health Treatment Centers

FY 08-09

FY 09-10

\$0	\$6,218,777	GF
\$0	\$1,800,000	NGF
0.00	100.00	FTE

Language:

Amendments to House Bill 1600, as Introduced

Page 364, line 43, strike "\$197,020,496" and insert "\$205,039,273".

Page 365, strike line 6 through 9.

Explanation:

(This amendment restores funding and positions to continue operating the Commonwealth Center for Children and Adolescents (CCCA) in Staunton, which was slated for closure in the introduced budget. Language is also eliminated that would have transferred \$2.1 million the second year from the general fund from the facility to the community to provide inpatient mental health services for indigent children previously served by the CCCA. Companion amendments in Item 315 and Item 322 delete language closing the facility, remove the funding in the central office for the community care of CCCA patients and modify language to effect these changes. It is the intent of the General Assembly that the restoration of this funding shall be properly accounted for in calculating the revised amount of savings from executive management actions contained in Item 322.05 and § 4-1.08 during the enrollment of House Bill 1600/Senate Bill 850, as adopted by the 2009 General Assembly.)

Health and Human Resources Subcommittee

Item 322 #1h

Health And Human Resources

Mental Health Treatment Centers

Language

Language:

Page 366, line 39, strike "0.00" and insert "130.00".

Page 366, line 39, strike the first "0" and insert "8,318,777".

Page 366, line 39, strike the second "0" and insert "1,800,000".

Page 366, line 39, strike the third "0" and insert "68,000".

Page 366, line 39, strike the fourth "0" and insert "10,186,777".

Page 366, line 53, strike "808.00" and insert "778.00".

Page 366, line 55, strike "230,827,846" and insert "237,046,623".

Page 366, line 55, strike "93,188,367" and insert "94,988,367".

Page 366, line 55, strike "120,150" and insert "188,150".

Page 366, line 55, strike "324,136,363" and insert "325,223,140".

Explanation:

(This amendment restores language allocating funding and positions to continue operating the Commonwealth Center for Children and Adolescents (CCCA) in Staunton, which was slated for closure in the introduced budget. Companion amendments in Items 315 and Item 320 delete language closing the facility and

Amendments to House Bill 1600, as Introduced

remove language transferring \$2.1 million from the general fund the second year from the facility to provide patient care in the community.)

Health and Human Resources Subcommittee

Item 327 #1h

Health And Human Resources

Mental Retardation Training
Centers

Language

Language:

Page 369, line 1, unstrike "1,450.00".

Page 369, line 2, strike "1498.00".

Page 369, line 2, strike "63,037,802" and insert "61,112,802".

Page 369, line 2, strike "76,735,731" and insert "74,810,731".

Page 369, line 7, unstrike "448.00".

Page 369, line 8, strike the second "0" and insert "23,076,001".

Page 369, line 8, strike the third "0" and insert "23,076,001".

Page 369, line 11, unstrike "4,390.00".

Page 369, line 12, strike "3,990.00".

Page 369, line 12, strike "42,270,416" and insert "42,270,417".

Page 369, line 12, strike "183,286,507" and insert "206,362,507".

Page 369, line 12, strike "225,680,923" and insert "248,756,924".

Explanation:

(This amendment modifies language in the introduced budget to reflect funding and positions to continue operating the Southeastern Virginia Training Center (SEVTC) in Chesapeake, which was slated for closure in the introduced budget. A companion amendment in the Department of Medicaid Assistance Services restores funding to continue Medicaid reimbursement for the care of the residents living at SEVTC. It is the intent of the General Assembly that the restoration of this funding shall be properly accounted for in calculating the revised amount of savings from executive management actions contained in Item 322.05 and § 4-1.08 during the enrollment of House Bill 1600/ Senate Bill 850, as adopted by the 2009 General Assembly.)

Health and Human Resources Subcommittee

Item 342 #1h

Health And Human Resources

Department Of Social Services

FY 08-09

\$0

FY 09-10

(\$50,000) GF

Amendments to House Bill 1600, as Introduced

\$0 (\$18,661) NGF

Language:

Page 384, line 54, strike "\$171,432,966" and insert "\$171,364,305".

Explanation:

(This amendment reflects savings of \$50,000 to the general fund and \$18,661 to nongeneral funds from the passage of House Bill 2340 which repeals § 63.2-1529 of the Code of Virginia requiring the Department of Social Services to submit an annual report to the General Assembly on the child protective services Differential Response System.)

Health and Human Resources Subcommittee

Item 344 #8h

Health And Human Resources

Department Of Social Services

Language

Language:

Page 389, after line 48, insert:

“Q. The Department of Social Services shall examine the feasibility of partnering with the Virginia Alliance of Boys and Girls Clubs to provide children services through local club sites and a matching program using federal Temporary Assistance to Needy Families (TANF) funding. As part of its analysis, the Department shall assess whether such services would qualify for TANF funding and if funding these services would have a greater impact on at-risk children than other programs funded using TANF dollars.”

Explanation:

(This amendment requires the Department of Social Services to examine the feasibility of partnering with the nonprofit Virginia Alliance of Boys and Girls Clubs to expand services to prevent truancy and drop-outs; expand targeted after-school services to foster children and homeless children; and expand services to obtain measurable improvement in academic achievement of at-risk children.)

Health and Human Resources Subcommittee

Item 344 #10h

Health And Human Resources

Department Of Social Services

FY 08-09

FY 09-10

\$0

\$100,000 NGF

Amendments to House Bill 1600, as Introduced

Language:

Page 386, line 25, strike "\$45,784,860" and insert "\$45,884,860".

Page 387, line 26, after "fund", insert:

"and \$100,000 from the Temporary Assistance to Needy Families block grant".

Page 387, line 29, after "Counties", insert:

"In the event that additional federal Community Services Block Grant funds become available to community action agencies pursuant to "The American Recovery and Reinvestment Act of 2009" or other similar act adopted by the 111th Congress, the distribution formula shall include all localities currently served by community action agencies in the calculation of funding to each community action agency."

Explanation:

(This amendment restores \$100,000 the second year from the federal Temporary Assistance to Needy Families block grant for Tri-County Community Action Agency to ensure that adequate resources are available in Charlotte and Mecklenburg counties to provide appropriate services. The introduced budget reduced \$100,000 from the general fund in the second year for this agency. Funding was not provided to these jurisdictions through the statewide distribution of funding for community action agencies despite their addition to the Tri-County organization. Language is also added to include funding for these jurisdictions through the distribution formula if additional funding becomes available through Congressional actions.)

Health and Human Resources Subcommittee

Item 346 #1h

Health And Human Resources	FY 08-09	FY 09-10	
Department Of Social Services	\$0	(\$755,908)	GF
	\$0	(\$403,312)	NGF

Language:

Page 390, line 45, strike "\$74,016,598" and insert "\$72,857,378".

Explanation:

(This amendment captures funding that was added to support the cost of moving the department's central office. The introduced budget included funding for one-time costs (furniture, information technology relocation costs, moving, etc.) associated with moving the office and provide additional support for increased rent. However, based on negotiations between the Department of General Services and the new landlord, this additional funding is no longer needed.)

Amendments to House Bill 1600, as Introduced

Health and Human Resources Subcommittee

Item 346 #2h

Health And Human Resources

Department Of Social Services

Language

Language:

Page 392, line 8, after "space.", insert:

"For those jurisdictions that, when applying such criteria, achieve a high priority ranking for increased state reimbursement, yet initiate local funding actions to address critical space needs or to consolidate human services, they shall nevertheless retain their rankings on the prioritized list of projects for increased state reimbursement for renovating existing space, relocating or constructing new space."

Explanation:

(This amendment adds language related to the assessment of funding requests for space needs among local departments of social services by the state Department of Social Services. Due to the lack of or reduced funding for state reimbursements and the critical needs for delivery of social services, some localities with high priority rankings for greater reimbursement to improve local office space have been forced to make critical renovations, acquire new space or to consolidate human services buildings. Doing so has penalized these jurisdictions because once they have made space improvements, they lose priority for increased state reimbursement for the increased cost of their local space. This amendment assures that these localities retain their rankings for obtaining additional state reimbursement if it becomes available.)

Health and Human Resources Subcommittee

Item 346 #3h

Health And Human Resources

Department Of Social Services

Language

Language:

Page 393, line 6, after "develop", strike the remainder of the line.

Page 393, line 7, strike "that incorporates".

Page 393, line 8, strike "model" and insert "web-based automated system".

Page 393, line 10, strike "Medicaid" and insert "Medical".

Page 393, line 11, strike "must" and insert:

"shall participate in the development of the plan and".

Page 393, line 16, after "Resources", insert:

Amendments to House Bill 1600, as Introduced

"the Virginia Information Technologies Agency,".

Page 393, line 20, after "for", strike the remainder of the line and insert:

"overseeing the development and implementation of the".

Page 393, line 21, after "plan.", strike the remainder of the line and insert:

"Prior to submission of the plan for federal approval, the steering committee shall submit the plan to the Joint Legislative Audit and Review Commission and the Auditor of Public Accounts for review and comment. The Commissioner of Social Services shall provide an initial report on the development of the plan to the Governor, Secretary of Finance, and Chairmen of the House Appropriations and Senate Finance Committees on the cost, feasibility, potential for economy of scale at an enterprise level, impact on other state and local agencies, and impact on consumers by October 15, 2009 and an annual progress report on the plan by October 15 of each year thereafter. Implementation of the plan is contingent upon approval of the 2010 General Assembly of the expenditures of state and federal funds for this purpose."

Explanation:

(This amendment modifies language in the introduced budget related to the development of an implementation plan to develop a centralized, web-based eligibility determination system for benefit programs in the Department of Social Services. Language is added to include the Virginia Information Technologies Agency in the steering committee tasked with overseeing the development and implementation of the plan. Language also requires the Joint Legislative Audit and Review Commission and the Auditor of Public Accounts to review and comment on the plan prior to its submission to the federal government for approval. The Commissioner of Social Services is also required to provide a detailed report on the plan annually to the Governor, the Secretary of Finance and the Chairmen of the money committees. Funding to implement the plan is contingent upon approval of the 2010 General Assembly.)

Health and Human Resources Subcommittee

Item 349 #2h

Health And Human Resources

Department Of Social Services

Language

Language:

Page 395, line 28, strike "7,320,353" and insert "7,020,357".

Explanation:

Amendments to House Bill 1600, as Introduced

(This amendment modifies language in the introduced budget to reflect the federal Temporary Assistance to Needy Families (TANF) block grant balances in fiscal year 2010, based on changes made in a companion amendment in Item 344 and updated calculations of TANF grant spending.)

Health and Human Resources Subcommittee

Item 3-1.01 #2h

Transfers

Interfund Transfers

Language

Language:

Page 609, line 47, strike "\$63,525,964" and insert "\$63,585,964".

Page 611, line 4, strike "\$0" and insert "\$60,000".

Explanation:

(This amendment accounts for the transfer of bedding fee revenues from the Department of Health's Bedding and Upholstery Sanitation Fund to the general fund in fiscal year 2010. The strategy to transfer bedding fee revenues to the general fund was erroneously reflected as an appropriation reduction instead of a cash transfer. A companion amendment to Item 301.05 restores the equivalent general fund appropriation amount to the Department of Health.)

Health and Human Resources Subcommittee

Item 3-1.01 #4h

Transfers

Interfund Transfers

Language

Language:

Page 611, after line 26, insert:

"Revert nongeneral fund amounts 0280 \$0 \$1,000,000".

Explanation:

(This amendment reverts \$1.0 million in nongeneral fund amounts from indirect cost recoveries in the Virginia Department of Health to the general fund in the second year.)

Health and Human Resources Subcommittee

Special Conditions and Restrictions on Expenditures

Good and Services

Language

Language:

Page 670, after line 30, insert:

"j. MEDICAL SERVICES: No expenditures from general, special or other nongeneral fund sources may be made out of any appropriation by the General Assembly for providing abortion services, except as otherwise required by federal statute. However, nothing herein shall prevent a physician from providing medical assistance to preserve the life of a pregnant woman provided that every possible measure shall be taken to preserve the life of the unborn child of the pregnant woman."

Explanation:

(This amendment is self-explanatory.)

Health and Human Resources Subcommittee

Item 4-5.04 #2h

Special Conditions and Restrictions on Expenditures

Goods and Services

Language

Language:

Page 670, after line 30, insert:

"j. MEDICAL SERVICES: No expenditures from general, special or other nongeneral fund sources may be made out of any appropriation by the General Assembly to the Planned Parenthood Federation of America, Inc. or any subsidiary or affiliate thereof."

Explanation:

(This amendment is self-explanatory.)
