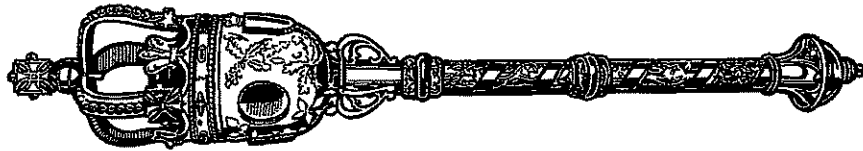


***Report of the  
House Appropriations  
Subcommittee***

*on*

***Higher Education***



***House Bill 1400***

February 5, 2023

# **REPORT OF THE SUBCOMMITTEE**

**on**

## **HIGHER EDUCATION**

Mr. Chairman and Members of the Committee:

Mr. Chairman, the Subcommittee's recommendations today continue the progress we made last Session to reflect this Committee's consistent goals of increasing access for Virginia students, holding down costs for Virginia families, enhancing the quality of their education and improving their job opportunities.

You will recall Mr. Chairman, last Session the higher education area received over one billion dollars in increased general fund support which included over \$200 million to enhance affordable access and meet the House Appropriation Committee's goal of limiting tuition increases to three percent as well as providing \$150 million in increased financial aid for Virginia undergraduate students.

Mr. Chairman, over the years this Subcommittee has continuously attempted to address the issue of college affordability. As Coach Vince Lombardi once said, "Success demands singleness of purpose." So again this year we are recommending to build on the significant investment from last Session and, we believe, make a dent in the cost of attending our public colleges and universities. Therefore, Mr. Chairman, the Subcommittee recommends \$75.6 million to allow colleges to keep any tuition increases to no more than one percent.

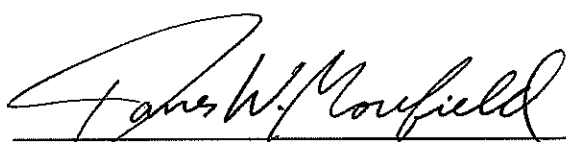
Mr. Chairman, the Subcommittee also recommends \$40 million of additional funding to implement the merger of Old Dominion University and Eastern Virginia Medical School creating the Eastern


Virginia Health Sciences Center. This has the potential to improve health care in the Hampton Roads region.

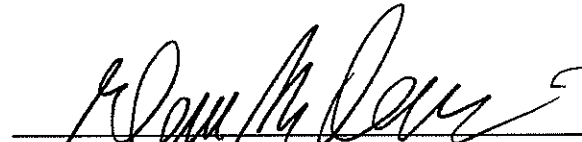
Finally, Mr. Chairman, the Subcommittee would like to thank you and Delegate Brewer for your leadership and support in providing an additional two percent salary increase on top of the five percent authorized in the last Session.


Mr. Chairman, details of our Subcommittee recommendations are attached. Committee staff will review our report and the attached listing of our recommendations in greater detail and I hope that it will be the pleasure of the Committee to adopt them.

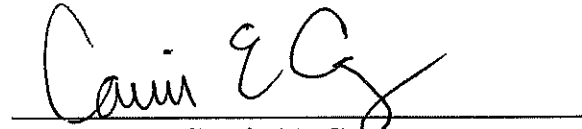
Respectfully Submitted by the House Appropriations Subcommittee on Higher Education:

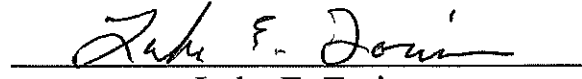
  
James W. Morefield, Chair

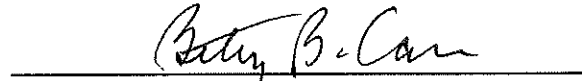
  
Terry L. Austin

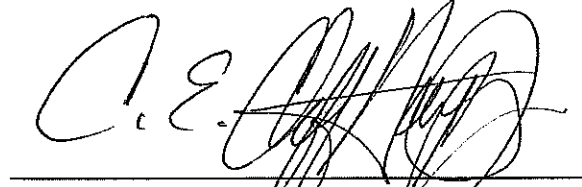
  
Glenn R. Davis, Jr.

  
Robert S. Blóxom, Jr.

  
Carrie E. Coyner

  
Luke E. Torian

  
Betsy B. Carr

  
C.E. Cliff Hayes, Jr.

**House Bill 1400  
HIGHER EDUCATION  
Amendments**

<b>General Fund</b>	<b>Nongeneral Fund</b>	<b>FTE</b>
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**Secretary of Education**

Virginia Museum of Transportation Workgroup

Language

**State Council of Higher Education for Virginia**

Tuition Assistant Grant (TAG) Award

Language

New Economy Workforce Credential Grant

Language

Cybersecurity Grant Program

(\$500,000)

Language

Mental Health Pilot

(\$500,000)

Language

Higher Education Mental Health Initiative

Language

**Christopher Newport University**

Affordable Access

\$3,759,000

**The College of William and Mary in Virginia**

Affordable Access

\$2,317,000

**Richard Bland College**

Affordable Access

\$575,000

Regional Collaboration Workgroup

Language

Transfer Middle College from Go Virginia

\$2,500,000

**Virginia Institute of Marine Science**

Shellfish Program (Wachapreague Lab)

\$100,000

1.00

**George Mason University**

Affordable Access

\$6,014,000

**James Madison University**

Affordable Access

\$4,492,000

Nursing PhD

\$1,250,000

11.97

Intercollegiate Athletics Review Commission

Language

**Longwood University**

Affordable Access

\$3,517,000

Lake Country Distance Education Center

\$10,000

**Norfolk State University**

Affordable Access

\$2,096,000

**Old Dominion University**

Affordable Access

\$6,893,000

Transfer Hampton Roads Research Consortium

(\$4,000,000)

**Eastern Virginia Health Sciences Center at Old Dominion**

Transfer Hampton Roads Research Consortium

\$4,000,000

Language

Transfer Eastern Virginia Medical School

\$35,835,995

Language

Merger Costs ODU/EVMS

\$40,000,000

Language

**Radford University**

Affordable Access

\$3,922,000

**University of Mary Washington**

Affordable Access

\$3,530,000

**University of Virginia**

Affordable Access

\$2,432,000

**University of Virginia's College at Wise**

Affordable Access

\$622,000

Language

**House Bill 1400**  
**HIGHER EDUCATION**  
**Amendments**

<u>General</u> <u>Fund</u>	<u>Nongeneral</u> <u>Fund</u>	<u>FTE</u>
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<b>Virginia Commonwealth University</b>		
Affordable Access	\$10,634,000	
<b>Virginia Community College System</b>		
Affordable Access	\$14,522,000	
Southside Virginia CC Technical Change		Language
Defer Expansion of Program Marketing	(\$3,000,000)	
Defer New Career Counseling Initiative	(\$3,000,000)	
New Workforce Credential Pipeline Initiative	(\$5,000,000)	Language
Northern Virginia CC Prince William Automotive	\$250,000	Language
<b>Virginia Military Institute</b>		
Affordable Access	\$1,167,000	
<b>Virginia Polytechnic Institute and State University</b>		
Affordable Access	\$7,137,000	
Transcranial Magnetic Stimulation	\$1,000,000	Language
<b>Virginia Cooperative Extension and Agricultural Experiment Station</b>		
Complete Building Resilience Initiative	\$500,000	
<b>Virginia State University</b>		
Affordable Access	\$1,971,000	
<b>The Library Of Virginia</b>		
State Aid to Local Libraries	\$2,000,000	
State Library IT Infrastructure	\$1,436,000	Language
<b>Virginia Commission for the Arts</b>		
State Theatre of Virginia	\$920,500	
<b>Eastern Virginia Medical School</b>		
Transfer Eastern Virginia Health Sciences Center at ODU	(\$45,835,995)	
<b>Southern Virginia Higher Education Center</b>		
Welding Program	\$205,000	3.00
Operating Support (Lease)	\$668,000	
<b>Part 4</b>		
Out-of-State Tuition Flexibility		Language
Tuition Transparency		Language
Student Transcripts		Language

**Virginia Museum of Transportation Workgroup**

**Education: Other Education**

Secretary of Education

Language

**Language:**

Page 136, after line 39, insert:

"D. The Secretary of Education shall convene a workgroup to determine the feasibility of converting the Virginia Museum of Transportation into a state agency and develop a plan for the conversion if determined to be feasible and beneficial to the Commonwealth. The work group shall include representatives from the Virginia Museum of Transportation, the City of Roanoke, the Roanoke Regional Chamber of Commerce, the Office of the Secretary of Education, and any other appropriate stakeholders. The workgroup shall report its findings by November 1, 2023 to the Chairs of the House Appropriation and the Senate Finance and Appropriations Committees."

**Explanation:**

(This amendment is self-explanatory.)

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**SCHEV - TAG Maximum Award Change (Language)**

**Education: Higher Education**

State Council of Higher Education for Virginia

Language

**Language:**

Page 208, line 28, strike "\$5,000" and insert "\$5,250".

Page 208, line 29, strike "\$5,000" and insert "\$5,250".

Page 209, line 20, strike "\$3,750" and insert "\$2,625".

Page 209, line 30, after "level", strike:

*"in the first year and 75 percent of the undergraduate residential level in"* and insert "."

Page 209, strike line 31.

**Explanation:**

(This amendment increases the maximum award for the Tuition Assistance Grant (VTAG) program in the second year and makes technical changes.)

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**SCHEV - Mental Health Funding (Technical)**

**Education: Higher Education**

State Council of Higher Education for Virginia

Language

**Language:**

Page 216, strike lines 30 through 39 and insert:

*"W. Out of this appropriation, \$9,000,000 the second year from the general fund is designated to support student mental health services in institutions of higher education. The State Council of Higher Education for Virginia, in consultation with the Secretary of Education, shall coordinate efforts to pursue a common vendor and statewide contract, if appropriate, to provide mental health services to students at institutions of higher education. Such services may include virtual care. Any balances remaining from this appropriation shall not revert to the general fund at the end of the fiscal year, but shall be brought forward and made available to support student mental health services in the subsequent fiscal year."*

**Explanation:**

(This amendment makes technical changes to proposed language that provides for higher education specific solutions as opposed to combined higher education and K-12. Funding for K-12 mental health services is provided in the Virginia Department of Education under a separate item.)

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**RBC - Regional Collaboration**

**Education: Higher Education**

Richard Bland College

Language

**Language:**

Page 223, after line 52, insert:

"H. 1. In order to advance the goals of preparing students for academic and career success and collaboration and innovation in higher education, Richard Bland College may develop and deliver new collaborative educational pathways and innovative educational models, including distance learning, technology-based instruction, prior learning assessments, experiential and work-based learning, stackable credentials and competency-based programs that lead to STEM-H and other high-demand credentials and careers, with such funds as are appropriated or made available for this purpose. Richard Bland shall strengthen educational pathways for traditional



and non-traditional students, including veterans and military personnel, through the continued establishment and strengthening of cross-institutional and cross-sector partnerships, including the use of innovative educational approaches to promote entry into high-demand fields and industries critical to the economic development of Virginia. Richard Bland College may:

i. Broker agreements between and among educational, industry, and non-profit partners and establish collaborative, innovative partnership agreements with school districts, public and private colleges and universities, economic development agencies, employers, philanthropic organizations, veterans organizations, public agencies, and other partners as necessary to strengthen and streamline educational pathways from high school, to work-based learning, to postsecondary degrees and credentials that prepare individuals, including nontraditional students and veterans, for entry into STEM-H and other high-demand careers in the Commonwealth;

ii. Serve as a clearinghouse of educational and career pathway information and as a resource and referral agency for traditional and non-traditional students, including veterans;

iii. Serve as an educational innovation resource center, referral agency and hub for collaboration, innovation, and information-sharing among educational and industry partners to facilitate the vetting, piloting, and effective implementation of innovative, evidence-based educational resources, including open educational resources (OERs) and self-paced, competency-based tools designed to maximize limited resources, improve educational outcomes, or accelerate time to credential completion;

iv. Pilot and implement innovative educational approaches and technologies, and promote the development, delivery, and ongoing assessment of innovative, cost-effective degree programs and stackable credentials, including industry-recognized, competency-based credentials that are aligned with and responsive to the educational and workforce development needs of traditional and non-traditional students, including veterans and military personnel, to address the economic development needs of employers and industries throughout the Commonwealth;

v. Identify and implement new strategies to support economic and community development in Virginia and to expand opportunities for traditional and non-traditional students, including veterans, to prepare for high-demand fields;

vi. Identify opportunities for resource sharing and new operational efficiencies in the delivery of postsecondary education, and pursue additional funding by federal, state, corporate, and private philanthropic sources to support collaborative, innovative approaches to education that improve educational access and outcomes; strengthen the alignment between postsecondary education and high-demand career pathways in Virginia; and support improved educational attainment, economic opportunity, and economic development for Virginians; and

vii. Explore shared services, joint admission, and other creative options for increased collaboration with other Virginia public and private four-year institutions.

2. a. The Secretary of Education, the Secretary of Finance, the director of the Department of Planning and Budget, the director of the State Council of Higher Education for Virginia, the

staff directors of the House Appropriation and Senate Finance and Appropriations Committees, the director of the Virginia Economic Development Partnership, the mayor of the City of Petersburg, and county administrators for Dinwiddie and Prince George Counties shall collaborate with Richard Bland College in a workgroup to evaluate the creation of a regional partnership to foster improved educational attainment, alternative education delivery methods, enhanced efficiencies, and economic and community development for the region. Richard Bland College may request the inclusion of Virginia public four-year institutions to participate in this workgroup.

b. The Secretary of Education shall report to the Governor and Chairs of the House Appropriations and Senate Finance and Appropriations Committees the recommendations of the workgroup, potentially including a new governance structure for Richard Bland College no later than November 1, 2023."

**Explanation:**

(This amendment is self-explanatory.)

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Item 168 #1h

**JMU - Intercollegiate Athletics Review Commission**

**Education: Higher Education**

James Madison University

Language

**Language:**

Page 232, after line 19, insert:

"A. That for the purposes of Virginia Code § 23.1-1309, James Madison University (University) shall be considered a Football Championship Subdivision (Division I-AA) institution until July 1, 2029, and if the University continues to operate a Football Bowl Subdivision (Division I-A) intercollegiate football program on July 1, 2029, the University shall subsequently be considered a Division I-A institution. If the University is awarded a waiver by the NCAA for a shortened 1-year transition period this date will be July 1, 2028."

**Explanation:**

(This amendment implements the recommendations of the Intercollegiate Athletics Review Commission meeting of November 2021.)

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Item 182.50 #1h

**ODU - EVMS Merger**

**Education: Higher Education**

**FY22-23**

**FY23-24**

Eastern Virginia Health Sciences Center

\$0

\$79,835,995 GF

**Language:**

Page 240, after line 50, insert:

**"EDUCATION: HIGHER EDUCATION**

**§ 1-56.50 Eastern Virginia Health Sciences Center (XXX)**

182.50 Eastern Virginia Health Sciences Center

\$0

\$79,835,995

Fund Sources:

General

\$0

\$79,835,995 "

Page 240, after line 50, insert:

***"§ 1-56.50 Eastern Virginia Health Sciences Center (XXX)***

*Financial Assistance For Educational and General Services (11000)*

\$79,835,995

*Sponsored Programs (11004)*

\$4,595,612

*Medical Education (11005)*

\$75,240,383

*Fund Sources:*

*General*

\$79,835,995

*Authority: Title 23.1, Chapter 30 and Chapter 87, Acts of Assembly 2002*

*A. Out of this appropriation, \$595,612 the second year from the general fund is designated to build research capacity in medical modeling and simulation.*

*B. Out of this appropriation, \$6,158,108 the second year from the general fund is designated for treatment, care and maintenance of indigent Virginia patients through the medical school. The aid is to be apportioned on the basis of a plan to be approved, at the beginning of each biennium, by the Director, Department of Medical Assistance Services.*

*C. Out of this appropriation, \$1,225,700 the second year from the general fund is designated to support financial aid for in-state medical and health professions students.*

*D. Out of this appropriation, \$658,597 the second year from the general fund is designated for the operation of the Family Practice Residency program and Family Practice Medical Student programs.*

*E. Out of this appropriation, \$60,620 the second year from the general fund is designated to support the Eastern Virginia Area Health Education Center.*

*F. Eastern Virginia Health Sciences Center shall transfer funds to the Department of Medical Assistance Services to fully fund the state share for Medicaid supplemental payments to physicians affiliated with Eastern Virginia Health Sciences Center for Medicaid supplemental capitation payments to managed care organizations for the purpose of securing access to Medicaid physician's services in Eastern Virginia. The funds to be transferred must comply with 42 CFR 433.51.*

*G. Eastern Virginia Health Sciences Center is hereby authorized to transfer funds to the Department of Medical Assistance Services to fully fund the state share for Medicaid supplemental payments to the primary teaching hospitals affiliated with Eastern Virginia Health Sciences Center. These Medicaid supplemental fee-for-service and/or capitation payments to managed care organizations are for the purpose of securing access to hospital services in Eastern Virginia. The funds to be transferred must comply with 42 CFR 433.51.*

*H. 1. Out of this appropriation, \$1,250,000 the second year from the general fund is designated to support accreditation requirements at the Eastern Virginia Health Sciences Center.*

*2. Out of this appropriation, \$1,250,000 the second year from the general fund is designated to support community health programs in partnership with Sentara Healthcare.*

*I. 1. Out of this appropriation, \$10,000,000 the second year from the general fund is appropriated to support the one-time costs associated with planning and initial integration activities necessary to ensure a successful launch of the Eastern Virginia Health Sciences Center at Old Dominion University.*

*2. No later than August 31, 2023, Old Dominion University and Eastern Virginia Medical School shall provide the following deliverables to the Governor and the Chairs of the House Appropriations and Senate Finance and Appropriations Committees: a) a five-year integrated strategic and financial plan that defines how the initial and ongoing operations, strategic investments and capital requirements will properly fund the Eastern Virginia Health Sciences Center at Old Dominion University; b) metrics tied to the strategic plan that will measure the improved healthcare and community outcomes in the surrounding region resulting from the creation of the Eastern Virginia Health Sciences Center at Old Dominion University; c) a comprehensive funding plan that supports the execution of such strategic plan and includes the financial participation of the primary teaching hospital affiliated with Eastern Virginia Medical School at a level reasonably commensurate with other medical schools in Virginia who are affiliated with Type One Hospitals, and the inclusion of all additional parties necessary to ensure a successful outcome; d) a time and effort matrix that distributes positions and costs by appropriate fund sources that includes, but is not limited to, educational and general programs, grants and contracts, practice plan clinical activity and hospital activity; and e) a governance model that aligns all parties necessary to ensure a successful outcome.*

*3. Upon written approval of these deliverables by the Governor and the Chairs of the House*

*Appropriations and Senate Finance and Appropriations Committees, Old Dominion University and Eastern Virginia Medical School shall complete a merger to create the Eastern Virginia Health Sciences Center at Old Dominion University at the earliest date possible, but no later than July 1, 2024.*

*J. Out of this appropriation, \$4,000,000 the second year from the general fund is provided for the Hampton Roads Biomedical Research Consortium.*

*K. Out of this appropriation, \$30,000,000 the second year from the general fund is designated for ongoing integration costs associated with the creation of the Eastern Virginia Health Sciences Center at Old Dominion University to include employee fringe benefits, faculty recruitment and retention, preceptors and general operating support.*

*L. Notwithstanding any other provision of law, the authority contained in Title 23.1, Chapter 30 and Chapter 87, Acts of Assembly 2002, shall remain in effect until the requirements of paragraph I of this Item are completed."*

**Explanation:**

(This amendment transfers funds to the Eastern Virginia Health Science Center at Old Dominion University as part of House Bill 1840.)

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Item 4-2.01 #1h

**Part 4 - Out-of-State Tuition**

**Revenues**

Nongeneral Fund Revenues

Language

**Language:**

Page 665, after line 48, insert:

"e) The requirements for § 4-2.01 b.2.b), as it pertains to nonresident undergraduate students, are waived for new nonresident undergraduate students enrolled in Data Science and Technology, Science and Engineering, Healthcare, and Education programs at Norfolk State University, Virginia State University and institutions of higher education with a current proportion of nonresident undergraduate enrollment, measured in terms of full-time equivalent, of less than 20 percent."

**Explanation:**

This amendment provides additional flexibility for Norfolk State University, Virginia State University and institutions with low out-of-state enrollment levels to recruit new out-of-state students into Data Science and Technology, Science and Engineering, Healthcare, and Education programs.)

**Tuition and Fee Transparency**

**Revenues**

Nongeneral Fund Revenues

Language

**Language:**

Page 666, after line 52, insert:

"11. The Boards of Visitors or other governing bodies of institutions of higher education shall adopt procedures requiring the transparent disclosure to each Virginia student or, if such student is a dependent, the parent of each Virginia student enrolled at such institution of what dollar amount of such student's annual tuition and other mandatory fees are used to provide financial aid, grants, or scholarships for other students at such institution. Such procedures shall include a provision allowing any Virginia student or the parent of any Virginia student to opt out of paying the portion of such student's tuition and mandatory fees that were allocated toward providing financial aid, grants, or scholarships for other students at such institution."

**Explanation:**

(This amendment provides language for greater transparency to in-state students on an institutions' tuition and fee charges.)

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**Part 4 - Student Transcripts**

**Education: Higher Education**

**FY22-23**

**FY23-24**

Student Transcripts

**Language:**

Page 713, after line 17, insert:

**"§ 4-9.05 Student Transcripts**

4-9.05 Student Transcripts

\$0

\$0

Page 713, after line 17, insert:

"a. Each public institution of higher education shall release an academic transcript directly to the employer or prospective employer of a current or former student enrolled at such institution

upon request.

b. No public institution of higher education shall condition the release of an academic transcript to a current or former student enrolled at such institution on the payment of an outstanding debt:

1. if the outstanding debt is less than \$500; or
2. if the student has enrolled in a repayment plan and has made at least three consecutive monthly payments."

**Explanation:**

(This amendment provides for treatment of student transcript requests.)

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